



SOUTH
KESTEVEN
DISTRICT
COUNCIL



Alcohol, Entertainment and Late Night Refreshment Licensing Committee

26th July 2024

ENV883

Report of Chris Clarke, Licensing
Officer

Licensing Act 2003: Review of Premise Licence – Indre Shop Ltd, 9A Bridge End Road, Grantham, NG31 6JW

Report Author – Chris Clarke – Licensing Officer

01476 406080



Licensing@southkesteven.gov.uk

Hearing to determine an application for the review of a premises licence – Indre Shop Ltd, 9A Bridge End Road, Grantham, NG31 6JW.

Recommendations

It is recommended that the Alcohol, Entertainment and Late-Night Refreshment Committee (“the Committee”) consider the application for a review of the premises licence relating to the premise known as, **Indre Shop Ltd, 9A Bridge End Road, Grantham, NG31 6JW** and decide whether to:

1. modify the conditions of the licence;
2. remove the designated premises supervisor;
3. suspend the licence for a period not exceeding 3 months; or
4. revoke the licence.

Decision Information

Does the report contain any exempt or confidential information not for publication? Yes

What are the relevant corporate priorities? Connecting Communities & Effective Council

Which wards are impacted? All

1. Implications

Taking into consideration implications relating to finance and procurement, legal and governance, risk and mitigation, health and safety, diversity and inclusion, staffing, community safety, mental health and wellbeing and the impact on the Council's declaration of a climate change emergency, the following implications have been identified:

Finance and Procurement

- 1.1 There are no specific financial implication associated with this report, however, in the event of an applicant, responsible authority or interested person making an appeal against a decision which was then subsequently upheld, the council may incur additional costs.

Legal and Governance

- 1.2 The Licensing Act 2003 provides a procedure whereby a premises licence can be reviewed at any time on the application of an interested party or a responsible authority. On receipt of an application for review of a licence, the council is obliged to hold a hearing to consider the application. In determining the application, the committee should consider guidance issued under S182 of the Act and the councils own statement of licensing policy, together with all representations. The decision of the committee should be no more than an appropriate and proportionate response to the concerns raised.

Community Safety

- 1.3 Community Safety implications will be considered in accordance with the licensing objectives and the duty to consider in accordance with S17 of the Crime and Disorder Act 1998

2. Background to the Report

- 2.1 On Tuesday 4th June 2024 an application for the review of the premise licence for Indre Shop Ltd, Grantham was received from Lincolnshire Police along with supporting documents. **(Appendix 1)**
- 2.2 The application for review relates to the following licensing objectives: -
- Prevention of crime and disorder.
 - Public Safety.
 - Protection of Children from harm.
- 2.3 Lincolnshire Police advise that they have obtained evidence which indicates that the management of these premises have been operating in such a manner that amounts to criminal activity and thus undermines the licensing objectives:
- A large scale cannabis grow within the disused ground floor shop area.
- 2.4 On 6th June 2024 a notice was erected at the premises by the Licensing Authority regarding the review.
- 2.5 No representations have been received.
- 2.6 The current licence holder Indre Adamkevicius has held the premise licence for this premise since June 2016. Mr Adamkevicius has previously been issued with a Police caution for admitting to committing licensing offences at the premises in 2016. Section 136 offences (Unauthorised licensable activities) and Section 144 Offences (keeping of smuggled goods on licenced premises).
- 2.7 A copy of the premise Licence. **(Appendix 2)**

3. Key Considerations

- 3.1 The options available to the Licensing Committee:

- modify the conditions of the licence;
- remove the designated premises supervisor;
- suspend the licence for a period not exceeding 3 months; or
- revoke the licence.

- 3.2 The guidance issued under Section 182 of the Act is:

“In deciding which of these powers to invoke, it is expected that licensing authorities should, so far as possible, seek to establish the cause or causes of the concerns which the representations identify. The remedial action taken should generally be directed at these causes and should always be no more than an appropriate and proportionate response.”

(Paragraph 11.20 of the guidance Issued under S182 of the Act.)

4. Reasons for the Recommendations

- 4.1 Application for review has been received from Lincolnshire Police.

5. Consultation

- 5.1 Statutory 28 day consultation has taken place from 6th June 2024 until 3rd July 2024. During this time, no representations were received by the Licensing Authority.

6. Background Papers

- 6.1 [Statement of Licensing Policy 1st April 2021](#)
- 6.2 [Guidance to Applicants](#)
- 6.3 [Guidance issued under section 182 of the Licensing Act 2003](#)

7. Appendices

- 7.1 Appendix 1: Application for Review and Supporting documents Annex A & B
- 7.2 Appendix 2: Copy of the Premise Licence