

## **Licensing Sub-Committee**

**16 January 2017**

Present: Councillors D Drummond, M A Green and D McMeekan

### **LSQ25/01/17 Appointment of Chair**

**Resolved** that Councillor M A Green be appointed Chair for this meeting.

### **LSQ26/01/17 Declarations of Interest and Dispensations**

There were no Declarations of Interest or Dispensations reported.

### **LSQ27/01/17 Application for a Variation to a Premises Licence – Noble News, 110 Mullen Road, Wallsend NE28 9HA (Northumberland Ward)**

The Sub-committee met to consider an application for a variation to a Premises Licence in relation to Noble News, 110 Mullen Road, Wallsend, NE28 9HA. The applicant, Mr Amerjit Singh, sought permission for a variation to the Premises Licence to supply alcohol off the Premises between 0600 hours and 23.00 hours every day of the week. The existing licence permitted the sale of alcohol off the Premises between 0800 hours and 23.00 hours, Monday to Saturday and between 10.00 hours and 22.30 hours on a Sunday.

The Authority had received representations from the Chief Officer of Police in respect of the licensing objective of the prevention of crime and disorder.

Following introductions, the Sub-committee's legal advisor, set out the procedure which would be followed during the course of the hearing. The Council's Licensing Officer then presented details of the application, the representation received and the options available to the Sub-committee.

Mr Kirkpatrick explained that discussions had take place with the applicant regarding the application and a suggested set of conditions had been proposed which would address the concerns of the police in respect of the application. He confirmed that there was no evidence that the sale of alcohol from the Premises from 6.00am would lead to an increase in crime and disorder.

Mr Singh explained that the Premises were currently operated in a manner designed to promote the licensing objectives. There was a Challenge 25 policy, a refusals register and CCTV in operation at the Premises. He also explained that the Premises were currently open at 6.00am and that he simply wanted to be able to sell alcohol to his customers like other Premises in the area.

All parties were given the opportunity of summing up their respective submissions.

The Sub-committee withdrew from the meeting to make its decision in private. The Sub-committee returned and the Chair announced its decision.

**Resolved** that the application for a variation to the Premises Licence in relation to Noble News, 110 Mullen Road, Wallsend be granted.

Reasons for Decision:

Having heard the oral representations, having taken into account the written representations, and having had regard to the guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003, North Tyneside Council's Statement of Licensing Policy and the licensing objectives which underpin the Licensing Act 2003, the Sub-committee concluded that:-

- a) The Premises was a long standing store located in a primarily residential area and there is no evidence that the Premises are not well managed.
- b) The applicant has developed a good relationship with Northumbria Police and has already voluntarily adopted many of the conditions proposed by the police;
- c) The application is for a variation to the hours of the Premises and not a review of the licence;
- d) There is no evidence presented that the imposition of additional conditions on the licence was appropriate or proportionate in relation to the proposed variation of the Premises Licence; and
- e) There have been no representations received from local residents or businesses or any of the other Responsible Authorities;