

LICENSING SUB-COMMITTEE
16th November, 2010

PRESENT – Councillors Dunstone, Hartley and Newall. (3)

LS19. ELECTION OF CHAIR – RESOLVED – Councillor Dunstone.

LS20. DECLARATIONS OF INTEREST – No declarations of interest were made at the meeting.

LS21. APPLICATION FOR A PREMISES LICENCE – The Director of Corporate Services submitted a report (previously circulated) to consider an application for a Premises Licence in the light of a representation from Interested Parties, namely persons living in the vicinity of the premises and/or having businesses in the vicinity of the premise. The representations were in respect of Mayfair Stores.

Mr Malik Ameen-Ali, Mr Yousif Ameen-Ali and Mrs Audrey Ameen-Ali addressed the meeting and members listened carefully to the representations made in support of the application and noted the petition of support for the application. The applications responded to Members questions in relation to the premises, how they intend to ensure that alcohol would not be sold to underage children and how they intend to deal with any increased litter problems, related to alcohol sales. They also considered the written evidence of local residents, none of whom had attended the hearing.

Members considered whether the objections to the application were indeed “relevant”, that is, made by people living in the vicinity of your premises and who would be directly affected by the application. Members decided that only 36 of the 62 representations could be deemed to be relevant given that the other 24 persons lived too far away to be affected by the premises. Of the remaining 36 a further one was discounted given that the person had submitted a letter of objection to the application and had then signed a petition supporting the application.

The Sub-Committee considered the views of the objectors to the application in accordance with Statutory Instrument 2005 No. 44, Guidance issued under Section 182 of the Licensing Act 2003 (Hearings) Regulations 2005 (Revised 2007) and in accordance with the ‘Licensing Sub-Committees – Full Hearing procedure for Applications for Premises Licences/Club Premises Certificate Where Relevant Representations Have Been Received’.

In reaching their decision Members took into consideration the information provided by the Applicants and relevant representations. Members felt that representations for potential problems that may arise and believed that by adding two conditions to the licence would alleviate objectors concerns.

RESOLVED – That application be granted subject to the following conditions, which are in addition to the mandatory conditions in respect of the sale of alcohol:-

- a) A CCTV system approved by Durham Constabulary shall be installed prior to alcohol being made available for sale. It shall be maintained and operated whenever alcohol is available for sale. All staff shall be trained in its use. Media or tapes will be properly stored and secured and kept for a minimum of 31 days. The recordings shall be made available to the Police and/or authorised officer of the Council on request. (condition attached at licensing hearing)

(b) The Challenge 25 scheme shall be implemented at the premises requiring photographic proof of identity from any person who attempts to purchase alcohol and who appears to be under the age of 25 years. (condition attached at licensing hearing)