

## Havering Council – Decisions taken by the Licensing Sub-Committee on Monday, 23 August 2021

| Agenda<br>Item No | Topic | Decision |
|-------------------|-------|----------|
|-------------------|-------|----------|

**Note: this decision list is for guidance only. The text of the minutes, which may be different, is definitive.**

### Part A – Items considered in public

| <b>A1</b>   | APPLICATION TO VARY A<br>PREMISES LICENCE | <div style="text-align: right;"><b>Licensing Act 2003<br/>Notice of Decision</b></div> <p><b><u>PREMISES</u></b><br/>Int Superstore 2 Ltd<br/>91-93 Park Lane<br/>Hornchurch<br/>RM11 1BH</p> <p><b><u>DETAILS OF THE APPLICATION</u></b></p> <p>The application is for a variation to a premises licence:</p> <p>Previous premises licence hours:</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th colspan="3"><b>Alcohol off-supplies &amp; hours premises<br/>open to the public</b></th></tr> <tr> <th><b>Day</b></th><th><b>Start</b></th><th><b>Finish</b></th></tr> </thead> <tbody> <tr> <td>Monday to Saturday</td><td>10:00</td><td>22:00</td></tr> <tr> <td>Sunday</td><td>11:00</td><td>22:00</td></tr> <tr> <td>Good Friday</td><td>08:00</td><td>22:30</td></tr> <tr> <td>Christmas Day 1</td><td>12:00</td><td>15:00</td></tr> <tr> <td>Christmas Day 2</td><td>19:00</td><td>22:30</td></tr> </tbody> </table> | <b>Alcohol off-supplies &amp; hours premises<br/>open to the public</b> |  |  | <b>Day</b> | <b>Start</b> | <b>Finish</b> | Monday to Saturday | 10:00 | 22:00 | Sunday | 11:00 | 22:00 | Good Friday | 08:00 | 22:30 | Christmas Day 1 | 12:00 | 15:00 | Christmas Day 2 | 19:00 | 22:30 |
|---|---|--|---|--|--|------------|--------------|---------------|--------------------|-------|-------|--------|-------|-------|-------------|-------|-------|-----------------|-------|-------|-----------------|-------|-------|
| <b>Alcohol off-supplies &amp; hours premises<br/>open to the public</b> |   |  |   |  |  |            |              |               |                    |       |       |        |       |       |             |       |       |                 |       |       |                 |       |       |
| <b>Day</b>  | <b>Start</b>                              | <b>Finish</b>  |   |  |  |            |              |               |                    |       |       |        |       |       |             |       |       |                 |       |       |                 |       |       |
| Monday to Saturday  | 10:00                                     | 22:00  |   |  |  |            |              |               |                    |       |       |        |       |       |             |       |       |                 |       |       |                 |       |       |
| Sunday  | 11:00                                     | 22:00  |   |  |  |            |              |               |                    |       |       |        |       |       |             |       |       |                 |       |       |                 |       |       |
| Good Friday   | 08:00                                     | 22:30  |   |  |  |            |              |               |                    |       |       |        |       |       |             |       |       |                 |       |       |                 |       |       |
| Christmas Day 1   | 12:00                                     | 15:00  |   |  |  |            |              |               |                    |       |       |        |       |       |             |       |       |                 |       |       |                 |       |       |
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|-----------------------------------|-------|---|----------------------|--|--|-----|-------|--------|------------------|-------|-------|----------------------------|-------|-------|-----------------------------------|--|--|-----|-------|--------|------------------|-------|-------|----------------------------|-------|-------|
|                                   |       | <p>Variation applied for.</p> <table border="1" data-bbox="842 517 1574 659"> <tr> <th colspan="3">Alcohol off-supplies</th></tr> <tr> <th>Day</th><th>Start</th><th>Finish</th></tr> <tr> <td>Monday to Sunday</td><td>09:00</td><td>22:00</td></tr> <tr> <td>Good Friday, Christmas Day</td><td>08:00</td><td>22:30</td></tr> </table><br><table border="1" data-bbox="842 692 1574 834"> <tr> <th colspan="3">Hours premises open to the public</th></tr> <tr> <th>Day</th><th>Start</th><th>Finish</th></tr> <tr> <td>Monday to Sunday</td><td>07:00</td><td>22:00</td></tr> <tr> <td>Good Friday, Christmas Day</td><td>08:00</td><td>22:30</td></tr> </table> <p>The application was also to amend the layout of the premises in accordance with the premises plans supplied.</p> <p><b><u>SUMMARY</u></b></p> <p>There were four representations against this application from residents in the vicinity.</p> <p>There was one representation against this application from a ward councillor.</p> <p>There were no representations against this application from responsible authorities.</p> <p><b><u>DECISION:</u></b> APPLICATION GRANTED IN PART WITH MODIFIED CONDITIONS ON LICENCE.</p> <p>The Sub-Committee have considered an application for a variation to the licence for Int Superstore Ltd situated at 91-93 Park Lane Hornchurch RM11 1BH. Representations were</p> | Alcohol off-supplies |  |  | Day | Start | Finish | Monday to Sunday | 09:00 | 22:00 | Good Friday, Christmas Day | 08:00 | 22:30 | Hours premises open to the public |  |  | Day | Start | Finish | Monday to Sunday | 07:00 | 22:00 | Good Friday, Christmas Day | 08:00 | 22:30 |
| Alcohol off-supplies              |       |   |                      |  |  |     |       |        |                  |       |       |                            |       |       |                                   |  |  |     |       |        |                  |       |       |                            |       |       |
| Day                               | Start | Finish  |                      |  |  |     |       |        |                  |       |       |                            |       |       |                                   |  |  |     |       |        |                  |       |       |                            |       |       |
| Monday to Sunday                  | 09:00 | 22:00   |                      |  |  |     |       |        |                  |       |       |                            |       |       |                                   |  |  |     |       |        |                  |       |       |                            |       |       |
| Good Friday, Christmas Day        | 08:00 | 22:30   |                      |  |  |     |       |        |                  |       |       |                            |       |       |                                   |  |  |     |       |        |                  |       |       |                            |       |       |
| Hours premises open to the public |       |   |                      |  |  |     |       |        |                  |       |       |                            |       |       |                                   |  |  |     |       |        |                  |       |       |                            |       |       |
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|                      |       | <p>made by Mrs Gemma Brooks and Mrs Janet Haworth, and Councillor Judith Holt both on the grounds of all four of the licencing objectives, each of whom made oral representations to supplement their written objections. Written representations were also received from Ms Linda Marshall on the grounds of all four of the licensing objectives, Mr Graham Stone on the ground of the prevention of public nuisance.</p> <p>The Sub-Committee must promote the licensing objectives and must have regard to the Secretary of State's National Guidance created under S182 of the Licensing Act and the Council's own Statement of Licensing Policy.</p> <p>The Licensing Sub-Committee decided to grant the application in part with modified conditions to be placed on the licence.</p> <p>The Sub-Committee granted the following modification to the premises licence on the condition that the Designated Premises Supervisor (DPS) had received appropriate training in relation to his own social and legal obligations, and their responsibilities regarding the sale of alcohol, with particular emphasis on the meaning of the Challenge 25 scheme. For the avoidance of doubt, the variation will only be effective once the applicant has provided evidence to the Licensing Team that such training has been completed.</p> <p>The granted hours variations are as follows:-</p> <table border="1" data-bbox="842 1193 1574 1370"> <thead> <tr> <th colspan="3">Alcohol off-supplies</th></tr> <tr> <th>Day</th><th>Start</th><th>Finish</th></tr> </thead> <tbody> <tr> <td>Monday to Sunday</td><td>09:00</td><td>22:00</td></tr> <tr> <td>Good Friday</td><td>08:00</td><td>22:30</td></tr> <tr> <td>Christmas Day</td><td>10:00</td><td>22:30</td></tr> </tbody> </table> | Alcohol off-supplies |  |  | Day | Start | Finish | Monday to Sunday | 09:00 | 22:00 | Good Friday | 08:00 | 22:30 | Christmas Day | 10:00 | 22:30 |
| Alcohol off-supplies |       |   |                      |  |  |     |       |        |                  |       |       |             |       |       |               |       |       |
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| Day                               | Start | Finish  |                                   |  |  |     |       |        |                  |       |       |             |       |       |               |       |       |
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|                |       | <p>The Sub-Committee was concerned by the admitted lack of understanding about the Challenge 25 scheme shown by the DPS and his daughter. This is one of the conditions offered by the applicant in the operating schedule of its application, in order to promote the licensing objectives of the prevention of children from harm. The Sub-Committee consider it necessary that the applicant is fully able to comply with its condition. Therefore, it is necessary that the DPS undertakes the necessary training as set out above.</p> <p>In order to bolster the applicant's ability to further the licensing objectives of the prevention of crime and disorder and the prevention of public nuisance, the Sub-Committee requires it to ensure that there is full coverage of blind spots in the shop; and that there will be CCTV cameras at the front and back of the shop.</p> <p><b><u>CONDITIONS</u></b></p> <p>In addition to those conditions offered by the applicant in his application the Sub-Committee places the following further conditions on the Licence:-</p> <ol style="list-style-type: none"> <li>1. Prior to the variation taking effect the DPS will receive appropriate training in relation to his own social and legal obligations, and their responsibilities regarding the sale of alcohol, with particular emphasis on the meaning of the Challenge 25 scheme.</li> <li>2. The premises' CCTV cameras will cover all parts of the interior of the shop and front and back exterior of the premises.</li> </ol> <p><b><u>RIGHT OF APPEAL</u></b></p> <p>Any party who has made a relevant representation may appeal to the Magistrates' Court <u>within 21 days of notification of the decision</u>.</p> |

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|-----------------------|--------------|--|
|                       |              | <p>On appeal, the Magistrates' Court may:</p> <ol style="list-style-type: none"> <li>1. Dismiss the appeal; or</li> <li>2. Substitute the decision for another decision which could have been made by the Sub Committee; or</li> <li>3. Remit the case to the Sub Committee to dispose of it in accordance with the direction of the Court; and</li> <li>4. Make an order for costs as it sees fit.</li> </ol> |
| <b>A1</b>             |              |  |
| <b>A2</b>             |              |  |