

LICENSING COMMITTEE (HEARING) – 2 APRIL 2012

APPLICATION FOR A PREMISES LICENCE FROM THE MILL HILL SERVICE STATION AND LONDIS CONVENIENCE STORE, PETROL FILLING STATION, MILL HILL, EDENBRIDGE, KENT. TN8 5NG FOR APPLICATION UNDER THE LICENSING ACT 2003

APPLICATION REFERENCE NO: 12/00405/LAPRE

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Report of the: Community and Planning Services Director

Status: For Decision

Head of Service Head of Environment & Operational Services – Mr. Richard Wilson

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Recommendation: Members' instructions are requested

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### Background

The procedure for Hearings of Sub-Committees of the Licensing Committee established in accordance with Section 9 of the Licensing Act 2003 is attached at Appendix A.

The application is made by Petrocell Holdings Limited, 274-278 Wickham Road, Shirley, Croydon, Surrey. CR0 8BJ

The application is to:

Section M	To allow sale of alcohol every day from 06:00 hours until 22:00 hours for consumption off the premises.
Section O	Hours premises are open to the public every day from 06:00 hours until 22:00 hours.

The applicant intends to take the following action in order to promote the four licensing objectives if the proposed application is granted:

### General

Well trained staff. Firm underage policies. Digital CCTV system with cameras and monitors. Discs will be retained for 31 days.

Due diligence procedures - Challenge 25 policy, plus a no ID, no sale policy. Refusal book.

Londis "Under Age" licensing initiatives.

## **The Prevention of Crime and Disorder**

Staff trained in 2003 Act Licensing Laws and authorised to sell alcohol age policies.

Challenge 25 and no ID, no sale policy. Refusal book to record all refusals of sale will be installed before trading.

Digital CCTV system with cameras and monitor with recorder in office. Audio recording will also be in place. There will be a P/A button in the counter area.

## **Public Safety**

Trained staff in all aspects of forecourt retailing. Well illuminated entrance and forecourt.

## **The Prevention of Public Nuisance**

Trained staff

## **The Protection of Children from Harm**

Well trained, mature staff. Age prompt on tills for age prohibitive products (tobacco and alcohol). Strong under age policies - Challenge 25, no ID no sale. Refusal book to record all refusals of sale will be installed before trading.

## **Representations received from statutory consultees:**

Fire Safety	NO OBJECTIONS
Trading Standards	NO COMMENTS RECEIVED
Social Service	NO COMMENTS RECEIVED
Police	NO OBJECTIONS
Commercial	NO OBJECTIONS
Environmental Protection	NO OBJECTIONS
Development Control	NO COMMENTS RECEIVED

## **Representations received from interested parties:**

3 local residents (attached).

## Conclusions

Without prejudice, the Officer would like to draw to Members attention issues that they may wish to consider:

Mandatory conditions – the following conditions will be added to the premises licence when it is issued.

The supply of alcohol

Where a premises licence authorises the supply of alcohol, the licence must include the following conditions:-

No supply of alcohol may be made under the premises licence -

(a) at a time where there is no designated premises supervisor in respect of the premises licence, or

(b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence

The decision is to be made with regard to the Licensing Act 2003, Secretary of State's Guidance issued under Section 182 of the Act and the Council's Statement of Licensing Policy. Where the decision departs from the Policy or Guidance the departure must be directed solely at the attainment of the licensing objectives, and such departure must be supported by clear and cogent reasons.

**Sources of Information:** [http://www.culture.gov.uk/alcohol and entertainment](http://www.culture.gov.uk/alcohol%20and%20entertainment)

**Contact Officer(s):** Mrs. Leeann Leeds. 7270

**KRISTEN PATERSON  
COMMUNITY AND PLANNING SERVICES DIRECTOR**

## RISK ASSESSMENT STATEMENT

This Hearing is regulated by The Licensing Act 2003 (Hearings) Regulations 2005 No. 44. The decision of this Hearing will be encompassed within the issued premises licence, and the licence will take effect on the 2<sup>nd</sup> April 2012 subject to any appeal to a Magistrates Court or higher Court.