

EPPING FOREST DISTRICT COUNCIL COMMITTEE MINUTES

Committee: Licensing Sub-Committee **Date:** Tuesday, 3 August 2010

Place: Council Chamber, Civic Offices, **Time:** 10.30 - 11.00 am
High Street, Epping

Members Present: R Morgan (Chairman), Mrs M McEwen, Mrs M Sartin and Mrs P Smith

Other Councillors: L Leonard

Apologies: A Lion and B Rolfe

Officers Present: R Perrin (Democratic Services Assistant), K Tuckey (Senior Licensing Officer) and L Cole (Legal Services Officer)

Also in attendance: S Lye and R Kelly (Observers)

21. ELECTION OF CHAIRMAN

It was noted that in accordance with the decision taken at the Annual Council meeting on 25 May 2010, Councillor R Morgan was elected Chairman of the Licensing Sub-Committee for the duration of the meeting.

22. APOLOGIES FOR ABSENCE

Councillors B Rolfe and A Lion had given their apologies for this meeting. Councillors M McEwen and P Smith were kind enough to take their place on the Panel.

23. DECLARATIONS OF INTEREST

There were no declarations of interest made pursuant to the Member's Code of Conduct.

24. PROCEDURE FOR THE CONDUCT OF BUSINESS

The Sub-Committee noted the agreed procedure for the conduct of business, and the terms of reference.

25. EXCLUSION OF PUBLIC AND PRESS

The Sub-committee noted that there were no items of business on the agenda that necessitated the exclusion of the public and press from the meeting.

26. BREACH OF TAXI INTERIM TEST

The three Councillors that presided over this item were Councillors R Morgan, M McEwen and M Sartin. The Licensing Unit had identified a breach in the licensing conditions of the following persons in respect of interim vehicle tests not having been completed:

- a) Mr Festa
- b) Mr Kabir
- c) Mr Wiseman

However since the agenda for this meeting had been published the Sub-Committee were informed that satisfactory inspections had been completed for two of the driver's and another had surrendered his Hackney Carriage Driver's Licence.

RESOLVED:

(1) That the Hackney Carriage Vehicle Licences for the following applicants be continued as inspections had now been satisfactorily carried out:

- a) Mr Festa
- b) Mr Wiseman

(2) That Mr Kabir had surrendered his Hackney Carriage Driver's Licence and no longer required the interim test.

27. LICENSING ACT 2003 - APPLICATION FOR A PREMISES LICENCE - 10 BROOK PARADE HIGH ROAD CHIGWELL ESSEX IG7 6PB

The members who heard this application were Councillors R Morgan, M McEwen and M Sartin.

The Chairman welcomed the participants and introduced the members and officers present, and then requested that the participant introduce herself to the Sub-Committee.

In attendance on behalf of the application was Miss H Yesil.

(a) The Application before the Sub-Committee.

The Legal Officer informed the Sub-Committee that an application had been received for a premises licence for 10 Brook Parade, High Road, Chigwell.

No representations had been made by the Divisional Licensing Officer of the Police and from the Authority's Environment and Neighbourhood Officer.

One letter of objection had been received by Mr W Yeung on the grounds that granting the licence would be contrary to the four licensing objections;

1. Prevention of Crime and Disorder;
2. Public Safety;
3. Prevention of Public Nuisance; and
4. Protection of Children from HARM.

(b) Presentation of the Applicant's Case

Miss H Yesil had recently moved into the premises on the 6 June 2010 and had begun trading as a grocery shop from 29 June 2010. The applicant had decided to apply for a premises licence to provide the sale of alcohol in accordance with previous owner of the premise, until 10 p.m. or 10.30 p.m. because of the lack of local availability after 9 p.m.

Miss H Yesil had ten years of experience in selling alcohol at a previous premise in Loughton and this would be her first business. She had received the information pack from EFDC Licensing Department about the prevention of under age drinking and would be asking all people to produce I.D if they looked under the age of 21.

(c) Questions for the Applicant from the Sub-Committee

Councillor R Morgan enquired about the trading hours applied for on the application and that Miss H Yesil had commented today about reducing the hours. He also asked about whom else would be employed.

Miss H Yesil advised that she would be happy for the hours to be reduced to 10 p.m. or 10.30 p.m. She informed the Sub-Committee that two experienced people had been employed.

Councillor M McEwen asked how Miss H Yesil would prevent public nuisance.

Miss H Yesil advised the Sub-Committee she had experienced staff, security systems in place and that Police Community Support Officers had regularly visited the premises. She would look to use her experience to control any problems that may arise.

Councillor M Sartin enquired whether she would consider raising the age limit to look 25 when asking for I.D.

Miss H Yesil advised that she would be asking people to prove their age through I.D cards and passports, if they looked under the age of 21 and employees would comply with the Licensing information EFDC had supplied.

Councillor M Sartin asked about whether she would be advertising cut price alcohol and promotional offers on the premises.

Miss H Yesil advised that she would occasionally, but it would mainly depend on the stockist supplying the premises.

Councillor R Morgan asked whether she had any comments on the letter of objection.

Miss H Yesil advised that she would look after the premises, prevents the sale of alcohol to under age people and that she had chosen the location of the premises because there were no problems.

(d) Applicant's Closing Statement

Miss H Yesil advised the committee that the premises had been busy since opening and she would like to provide the addition service of supplying alcohol.

(e) Consideration of the Application by the Sub-Committee

The Sub-Committee retired to consider the application in private session. They received no advice from officers. They noted the representations made from the applicant and letter of objection from Mr W Yeung.

RESOLVED:

That the application for premises licence be granted until 10.30 p.m. subject to the standard conditions.

CHAIRMAN