

# **Report to the Licensing Sub-Committee**

**Date of meeting: 25<sup>th</sup> May 2016**

**Subject: Liquorice, 153 Queens Road, Buckhurst Hill,  
Essex. IG9 5AZ**



**Epping Forest  
District Council**

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**Responsible Officer: Joanne Owen 01992 564299  
Licensing Compliance Officer**

**Democratic Services: Adrian Hendry, 01992 564246**

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## **Decisions Required:**

**To determine the application for a Premises Licence under the Licensing Act 2003**

## **Report:**

### **Application**

1. An application has been made by Mrs Joanne Eastwood-Smith for a Premises Licence for the above premises. The application was received on the 5<sup>th</sup> April 2016 and sets out the relevant licensing activities applied for and times requested.
2. The Operating Schedule sets out conditions which will be attached to the licence if this application is granted.

### **Licensing Act 2003**

3. When considering an application for a licence the licensing authority must have regard to steps that are appropriate to promote of the licensing objectives.  
These are—
  - (a) the prevention of crime and disorder;
  - (b) public safety;
  - (c) the prevention of public nuisance; and
  - (d) the protection of children from harm.
4. It must also have regard to its Statement of Licensing Policy and any guidance issued by the Secretary of State.

### **Consultation**

5. All Responsible Authorities have been notified and the Licensing Authority have received responses from Essex Police, Essex County Fire & Rescue Service, Safeguarding Children Family Operations and EFDC Environment and Neighbourhoods all of which have made no representations. The authority has received 1 objection from Mrs J Heal.
6. Essex Police have asked that an amendment to a condition in relation to the CCTV operation. A copy of this is attached to the report.

7. The application was properly advertised at the premises and in a local newspaper. Consultation letters were also sent to residents/businesses within a 150m radius of the above premises address.

8. The Objection relates The Prevention of Public Nuisance.

### **Guidance Issued by the Secretary of State**

9. The Licensing Act 2003 provides that the licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182.

10. Sections 2.14 – 2.20 of the Guidance are relevant to this application

### **Options**

In determining this application the Sub-Committee may take any of the following steps as it considers necessary for the promotion of the licensing objectives, namely:

- i. to grant the licence as applied for subject to
  - the conditions mentioned in the Operating Schedule modified as the Sub-committee considers necessary for the promotion of the licensing objectives, and
  - the mandatory conditions specified in the Licensing Act 2003; or
- ii. to exclude from the scope of the licence any licensable activities to which the application relates; or
- iii. refuse to specify a person as the premises supervisor; or
- iv. reject the application

### **Determination**

The Sub-committee is asked to determine the application having regard to

- (a) the content of this report and representations
- (b) any additional information obtained from the hearing
- (c) the Council's statement of licensing policy
- (d) Guidance issued by the Secretary of State, and
- (e) the steps appropriate to promote the licensing objectives.

### **Appeal**

If any party is aggrieved with the decision they can appeal to Magistrates court. The appeal period is 21 days from notification of the decision.

### **Background Papers Used In Preparing This Report:**

- The Licensing Act 2003  
<http://www.legislation.gov.uk/ukpga/2003/17/contents?view=plain>
- The Secretary of State's Guidance issued under Section 182 Licensing Act 2003
- Epping Forest District Council's statement of licensing policy.  
<http://www.eppingforestdc.gov.uk>

**Attached documents**

- Application for new premises licence
- Newspaper
- Public Notice
- Responses from Responsible Authorities:
  - Essex Police inc amendments to CCTV conditions
  - Essex County Fire & Rescue Service
  - Safeguarding Children Family Operations
  - EFDC – Environment and Neighbourhoods
  - Representation from interested party – Mrs J Heal
  - Map showing the area