

Licensing Sub Committee

A meeting of Licensing Sub Committee was held on Monday, 26th February, 2007.

Present: Cllr K Leonard, Cllr Mrs K F Nelson, Cllr B Woodhead.

Officers: M Vaines, C Llewellyn (DNS); J Nertney (LD).

Also in attendance: No other people were in attendance.

Apologies: None.

1060 Appointment of Chairman

RESOLVED that Councillor Leonard be appointed Chairman for this meeting only.

1061 75 Oxford Road, Thornaby - Application for grant of a premise licence under schedule 8 of the Licensing Act 2003

Members gave consideration to the report, the application and the representations which had been received from the Environmental Health Officer and one person living within the vicinity of the premises. The Police had not made any objection to the application and there was therefore no evidence before the Committee of any crime and disorder connected with the premise. The Committee noted that the Environmental Health Officer had initially submitted a representation and had proposed to the Applicant a number of conditions to be placed on the premises licence if granted by the Committee.

Environmental Health Officer confirmed that these conditions would address the concerns that had been expressed in the representations.

RESOLVED that the application be granted for the hours requested and the conditions as proposed by the Environmental Health Officer:-

The provision of Late Night Refreshment for the following hours:-

- Monday to Saturday 16:00 to 00:00 with the premises to be closed to the public at 00:00

The Committee noted that the requirements for late night refreshment only applied after 23:00 hours. It was noted from the application that the premises intended to open for business on the following days and times:-

Monday to Saturday: from 16:00 to 00:00
Sunday: from 16:00 to 23:00

The Committee also attached the following conditions to the grant of the licence, namely:-

1. Any odours created from cooking on the premises shall be adequately vented and/or provided with odour control so that they do not cause a nuisance to nearby premises.

2. There shall be provided at the premises containers for the storage and disposal of waste foods and other refuse from the premises. Those containers shall be constructed, maintained, and located so that access to them by vermin and unauthorised persons is prevented and arrangements shall be made for the regular lawful disposal of their contents.
3. Where the premises provide food for consumption off the premises, the public area immediately surrounding the premises shall be cleared of waste food, food containers, wrapping etc at the end of trading on each day. Such refuse shall be placed in a container designed for the storage and disposal of refuse and waste foods which shall be constructed, maintained and located so that access to it by vermin and unauthorised persons is prevented and arrangements shall be made for the regular lawful disposal of their contents.
4. Have appropriate systems in place to control pest infestations, such as a pest control contract.
5. Use appropriate management controls to reduce the likelihood of customers causing noise disturbance to local residents when using the premises.
6. The use of the rear yard of the premises should be limited to 23:00 to prevent noise nuisance affecting nearby premises.
7. The premises shall be fitted with internal CCTV to be maintained and tapes to be kept for a minimum of 28 days and made available to the Police and Local Authority on request.

The Committee noted that where appropriate mandatory conditions under the Licensing Act 2003 would be attached to the licence. It was also noted that the steps set out in the Applicants Operating Schedule at Section P of the application would also be converted into conditions to be placed on the licence where it was reasonably practicable for them to be converted.