

Licensing Sub Committee

A meeting of Licensing Sub Committee was held on Thursday, 31st March, 2011.

Present: Cllr Dick Cains, Cllr Alan Lewis and Cllr Mrs Ann McCoy.

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

Also in attendance: Martin McColl Limited (represented by Mr Crank, Solicitor).

Apologies: None.

**LSC
59/10** **Appointment of Chairman**

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

**LSC
60/10** **Declarations of Interest**

There were no interests declared.

**LSC
61/10** **McColls, 2 – 4 Shannon Crescent, Fairfield, Stockton on Tees - Application for Variation of a Premise Licence Under the Licensing Act 2003**

Members gave consideration to the report, the application and the representation which had been received. Members noted that a representation had been received from one person "living within the vicinity of the premises".

No representations had been received from the responsible authorities.

Members had regard to the written representation that had been received from Mr Garbutt a resident of Shannon Crescent. Mr Garbutt's objection made reference to him removing numerous soft drink cans and plastic bottles from his hedge.

As Mr Garbutt was not in attendance at the meeting Members had regard to his written representation. Members also heard oral representations from the applicants representative. Members noted that Mr Garbutts representation made no reference to any alcoholic drinks bottles or cans been left in the vicinity of his premise and which could be linked to the applicants premise. As the condition required only alcoholic drinks to be marked by the applicant it indicated that there was no evidence to demonstrate that there was a problem with litter from the premise. As such Members were of the view that at this time the condition was not reasonable necessary and could therefore be removed from the licence.

After giving consideration to all of the evidence the Members agreed to grant the application and vary the licence by removing condition 7 Annex 3, namely to amend the licence and remove the following condition:-

"All alcoholic products covered by this licence which are exposed for sale in the premises shall be or labelled with the shop name and address".

RESOLVED that the application be granted and the licence be varied by removing condition 7 Annex 3, namely to amend the licence and remove the

following condition:-

"All alcoholic products covered by this licence which are exposed for sale in the premises shall be or labelled with the shop name and address".