

## Licensing Sub Committee

A meeting of Licensing Sub Committee was held on Friday, 3rd June, 2011.

**Present:** Cllr Paul Kirton, Cllr Miss Tina Large and Cllr Alan Lewis.

**Officers:** P Edwards, L Maloney (DNS); A Pilgrim (LD).

**Also in attendance:** Mrs A Kaur (Applicant)  
Miss S Sanghera (Daughter/Representative)  
Mr P B Braney (Representing 4 residents that lived in the vicinity of the premise).

**Apologies:** None.

### **LSC Appointment of Chairman**

**4/11**

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

### **LSC Declarations of Interest**

**5/11**

There were no interests declared.

### **LSC Del Convenience Store, 6 Rimswell Parade, Stockton on Tees - Application for Variation of a Premise Licence Under the Licensing Act 2003**

**6/11**

The Licensing Officer presented the report to Members and consideration was given to the application for variation as outlined in the report.

Members noted that a representation had been received from Cleveland Police and took into account the fact that if the application was amended to closing hours of 22:00 hours, and attached to the licence, that on this basis they had agreed to withdraw their representation.

None of the other responsible authorities/statutory consultees had made a representation.

Representations had been received from ten persons living within the vicinity of the premises. Four local residents who had made representations were represented at the Committee by Mr P.B Braney.

The Applicant's daughter, Miss Sanghera, submitted on behalf of her mother, that the business was struggling with sales and that it would help if the opening and closing times could be extended as detailed on the application for variation of the existing Premise Licence.

Miss Sanghera submitted that her mother had already amended the application having come to an agreement with Cleveland Police that if she amended the closing time to 22:00 hours as opposed to 23:00 hours, seven days a week, Cleveland Police would withdraw their representation.

Miss Sanghera stated that the other outlets on Rimswell parade were open until 10pm and that this would be in keeping with those closing times; all shops would be closing together. Miss Sanghera submitted that there had been no incidents where the Police had become involved due to sales of alcohol to

underage drinkers.

The Chair invited questions of the Applicant.

Members noted the representations that had been made by persons living within the vicinity but accepted that, in light of case law, they could not take fear and speculation into consideration. Further, the Members were satisfied that there was no evidence to support local residents' fears that the granting of the variation would have an adverse effect on the promotion of the four licensing objectives.

After giving consideration to all of the evidence and representations made both in writing and orally the Sub Committee agreed to grant the variation for the hours requested with immediate effect.

RESOLVED that the application for variation of a Premise Licence for the hours requested be granted with immediate effect:-

Monday to Friday - 08:00 until 22:00

Saturday - 09:00 until 22:00

Sunday - 10:00 until 22:00