

BRECKLAND DISTRICT COUNCIL

Report of: Executive Director - Commercialisation

To: Licensing Sub-Committee – 11th August 2015

Author: Josie Hoven – Licensing Officer

Subject: Application for the grant of a new premises licence under the Licensing Act 2003 – Watton Post Office, 52 High Street, Watton, Norfolk, IP24 6AE

Purpose: The Licensing Sub-Committee are asked in accordance with the delegation of licensing functions contained in the Council's Statement of Licensing Policy, to consider the application for the grant of a premises licence made by Mr Balakrishnan Balaskantha of 52 High Street, Watton, Norfolk, IP24 6AE.

Recommendation(s):

It is recommended that the Licensing Sub-Committee determine the application to grant a premises licence for Watton Post Office, 52 High Street, Watton, Norfolk, IP24 6AE in accordance with the Licensing Act 2003 and Breckland Council's Statement of Licensing Policy.

1.0 BACKGROUND

1.1 An application for a new premises licence was received from Mr Balakrishnan Balaskantha of 52 High Street, Watton, Norfolk, IP24 6AE on 23/06/2015. The application was advertised in accordance with the Licensing Act 2003. The application form and plan are attached as Appendix A.

The application requests the following licensable activity:

Supply of Alcohol – Off the premises
Monday to Sunday 06:00 hours to 23:00 hours

1.2 One letter of objection has been received from a local resident. A copy of the representation is attached as Appendix B. The main concerns are in respect of all four licensing objectives: Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and the Protection of Children from Harm.

1.3 No objections have been received from any of the Responsible Authorities and the applicant has agreed to the following additional conditions suggested by the Norfolk Constabulary in regard to security at the premises:

1. A CCTV system must be installed at the premises to provide recorded images in digital format for a continuous period of at least 28 days. Cameras will be positioned in order that images can be recorded in all public areas of the premises including the inside and outside of all public entrances to the venue. Cameras must be capable of providing images to an evidential standard and lighting must be of an appropriate level to facilitate this requirement. The CCTV system must be maintained in good working order and operated at all times when the premises are open for business. Sufficient numbers of staff must be on duty and trained in its operation. CCTV images must be capable of being downloaded in digital format and provided to representatives of the Police or the Licensing Authority upon

reasonable request. Notices must be clearly displayed inside and outside of the premises which inform customers that CCTV is in operation.

2. The front entrance door must be fitted with 2 x five lever mortice locks to British Standard 3621 in line with the recommendations contained in the crime prevention report.
 3. Rear fire doors must be fitted with either 3 x hinges or a continuous hinge and be enhanced by the fitting of 3 x hinge bolts. A 3 point Pullman locking system must be fitted with a single operation release. The doors must also be metal lined and secured when the building is unattended by fitting mortice rack bolts.
 4. All doors to the alcohol storage area must be of a solid construction at least 44mm thick and secured with 2 x 5 lever mortice locks to British Standard 3621 fitted 1/3rd from the top and bottom of the door.
 5. A fully monitored intruder alarm system must be installed at the premise by a professional company recognised by a security inspectorate such as NSI or SSAIB and meet British Standard 4737, EN 50131 & PD6662 (wired system) or British Standard 6799 (wire free system).
- 1.4 A plan of the area around Watton Post Office showing the location of similar alcohol licensed premises in the area and the position of the objectors address is attached as Appendix C.
- 1.5 Details of the opening times and alcohol provision for the licensed premises in the vicinity of Watton Post Office are attached as Appendix D.

2.0 **OPTIONS**

- 2.1 The Licensing Sub-Committee may:
- Grant the licence as requested
 - Refuse to grant the licence
 - Grant the licence with modified terms and conditions

The Licensing Sub-Committee are asked to note that they may not reject the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.

Members of the Licensing Sub-Committee are asked to make a decision at the end of the hearing after all parties have been given the opportunity to speak. Members must give full reasons for their decision.

3.0 **REASONS FOR RECOMMENDATION(S)**

- 3.1 To ensure a lawful decision is made in line with the Licensing Act 2003.

4.0 **EXPECTED BENEFITS**

- 4.1 N/A

5.0 **IMPLICATIONS**

5.1 **Carbon Footprint / Environmental Issues**

5.1.1 It is the opinion of the Report Author that there are no implications.

5.2 **Constitution & Legal**

5.2.1 The decision of the Licensing sub-Committee is subject to appeal to the Magistrates Court.

5.3 **Contracts**

5.3.1 It is the opinion of the Report Author that there are no implications.

5.4 **Corporate Priorities**

5.4.1 It is the opinion of the Report Author that there are no implications.

5.5 **Crime and Disorder**

5.5.1 It is the opinion of the Report Author that there are no implications.

5.6 **Equality and Diversity / Human Rights**

Article 1: Every natural or legal person is entitled to the peaceful enjoyment of his possessions. No one shall be deprived of his possessions except in the public interest and subject to the conditions provided for by law and by the general principles of International law.

Article 6: The Committee must ensure a fair hearing. The applicant has been invited to attend your meeting, has been sent a copy of this report and informed of his right to be represented at the meeting.

Article 8: Everyone has the right to his/her private life and family home.

5.7 **Financial**

5.7.1 It is the opinion of the Report Author that there are no implications.

5.8 **Health & Wellbeing**

5.8.1 It is the opinion of the Report Author that there are no implications.

5.9 **Risk Management**

5.9.1 It is the opinion of the Report Author that there are no implications.

5.10 **Safeguarding**

5.10.1 It is the opinion of the Report Author that there are no implications.

5.11 **Staffing**

5.11.1 It is the opinion of the Report Author that there are no implications.

5.12 **Stakeholders / Consultation / Timescales**

5.12.1 It is the opinion of the Report Author that there are no implications.

6.0 **WARDS/COMMUNITIES AFFECTED**

6.1 Watton

7.0 **ACRONYMS**

7.1 N/A

Background papers:- none

Lead Contact Officer

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Key Decision: No

Exempt Decision: No

This report refers to a Mandatory Service

Appendices attached to this report:

Appendix A – Premises Licence Application Form and Plan

Appendix B – Objection letter

Appendix C – Plan showing Watton Post Office and other licensed premises in the vicinity

Appendix D – Times of opening and alcohol provision of licensed premises in the vicinity of Watton
Post office