REPORT TO: LICENSING SUB COMMITTEE DATE: 12 July 2016

HEARING FOR APPLICATION OF REVIEW TO PREMISES LICENCE,

HEADING: MINI MARKET POLO, 25A MANSFIELD ROAD, SUTTON IN ASHFIELD,

NOTTINGHAMSHIRE, NG17 4EL

PORTFOLIO

HOLDER:

COMMUNITY SAFETY AND ENGAGEMENT

KEY DECISION: NO SUBJECT TO CALL-IN: NO

1. PURPOSE OF REPORT

Members to consider evidence produced at a hearing for a review application made by Nottinghamshire County Council, Trading Standards, of premise licence number PR/1313 issued on the 21 November 2013, to Mini Market Polo, 25A Mansfield Road, Sutton in Ashfield, Nottinghamshire, NG17 4EL and determine the application by taking such of the steps set out below as it considers necessary for the promotion of the licensing objectives.

2. RECOMMENDATION(S)

Members to consider and make an informed decision to revoke, suspend, attach conditions to the licence that are appropriate to support the Licensing Objectives or take no formal action against the licence number PR/1313 issued to Mini Market Polo reviewed at the hearing.

3. REASONS FOR RECOMMENDATION(S)

Members must consider all evidence offered at the Hearing and make an unbiased decision on the evidence offered, consideration must be given to the Councils Statement of Licensing Policy and Guidance issued by the government in reaching its decision and any decision reached or conditions imposed must be necessary to promote the Licensing Objectives.

4. ALTERNATIVE OPTIONS CONSIDERED (with reasons why not adopted)

None

BACKGROUND

- 5.1 The Licensing Act 2003 came in to force in September 2005.
- 5.2 It passed the powers to the Local Authority to Licence premises for the sale of alcohol to the public
- 5.3 The licensing objectives are:
 - The prevention of crime and disorder;
 - · Public safety:
 - The prevention of public nuisance; and
 - The protection of children from harm.
- 5.4 Each objective is of equal importance. There are no other statutory licensing objectives, so that the promotion of the four objectives is a paramount consideration at all times.
- 5.5 However, the legislation also supports a number of other key aims and purposes. These are vitally important and should be principal aims for everyone involved in licensing work.

- 5.6. Section 51of the 2003 Act, allows responsible authorities, to make an application to review an existing premises licence.
- 5.7 Nottinghamshire County Council Trading Standards on 20th May 2016 made an application to review the premises licence number PR/1313 for Mini Market Polo, 25a Mansfield road, Sutton in Ashfield, Nottinghamshire
- 5.8 Following this application the Licensing Authority (the Council) must place a notice in the specified format on or near the reviewed premises, this notice must be legible by the public for a period of 28 consecutive days. The Council must also place a notice on its web site advertising the review application.
- 5.9 A notice was placed on the premises on the glass facing outwards towards the street adjacent to the main entrance and also on a lamp post sited on the street outside of the premises. Also the notice was published on the Councils web pages.
- 5.10 During the 28 day representation period the Licensing Team received no other representations.
- 5.11 Members must make an unbiased decision on the evidence heard at the hearing. Members must also take in to account the Home Office section182 Guidance and the Councils Licensing Policy.

6.0 IMPLICATIONS

Corporate Plan:

Licensing Act 2003 is a statutory duty of the Council.

Ensuring that Premises and Clubs operate in accordance to the Licensing Act 2003, having regard to the Council's policy on alcohol licensing, will contribute towards the reduction of crime and disorder within the district and to improve community safety and environmental quality.

Also to ensure that the four Licensing Objectives are promoted and complied with at all times.

Legal:

Legal advice will be given at the hearing

Financial:

Information Only

No financial implications for the Council.

Health and Well-Being / Environmental Management and Sustainability:

Information Only

Human Resources:

Information Only

There are no direct HR implications contained within this report

Diversity/Equality:

Information Only

Statutory requirement of the Licensing Act 2003, there no diversity or equality implications

Community Safety:

Information only

Statutory requirement of Licensing Act 2003. Community Safety implications will be considered at the hearing within the Licensing Objectives and Home Office guidance.

Other Implications:

None

REASON(S) FOR URGENCY (if applicable)

Not applicable

BACKGROUND PAPERS

None

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