

DONCASTER METROPOLITAN BOROUGH COUNCIL

LICENSING SUB-COMMITTEE

MONDAY, 12TH MARCH, 2018

A MEETING of the LICENSING SUB-COMMITTEE was held at the COUNCIL CHAMBER - CIVIC OFFICE on MONDAY, 12TH MARCH, 2018, at 1.00 pm.

PRESENT:

Chair - Councillor Linda Curran

Councillors Charlie Hogarth, Nikki McDonald and Ian Pearson.

1 DECLARATIONS OF INTEREST, IF ANY

There were no declarations of interest made at the meeting.

2 MINUTES OF THE LICENSING SUB COMMITTEE MEETINGS HELD ON 6TH AND 8TH OF FEBRUARY, 2018

RESOLVED that the minutes of the Licensing Sub-Committee meetings held on 6th and 8<sup>th</sup> February 2018 be approved as a correct record and signed by the Chair.

3 APPLICATION FOR A NEW PREMISES LICENCE - BRASOV FOOD AND VEG, 87 NETHER HALL ROAD, DN1 2QA

The Sub-Committee considered an application for a new premises licence in respect of Brasov Food & Veg, 87 Nether Hall Road, Doncaster, DN1 2QA.

The application originally sought to permit the sale of alcohol from 09.00 to midnight, Monday to Sunday. To prevent a representation from South Yorkshire Police, the applicant had agreed to reduce the hours for licensable activity and to place additional conditions on the licence should it be granted. A summary of the application showing the amended hours and additional conditions was attached at Appendix B to the report.

Representations regarding the application had been received from two Responsible Authorities – Licensing & Public Health; copies of which were attached to the report at Appendix E.

The agreement between South Yorkshire Police and the Applicant, to accept additional conditions and to reduce the permitted hours for the sale of alcohol, was attached at Appendix F.

A copy of the application had been sent to each of the Responsible Authorities. Details of the application had been published on the Council's website.

The Sub-Committee Members, the Applicant and his Agent and the Responsible Authorities had received the agenda prior to the meeting.

At the commencement of the meeting, the Chair made introductions and outlined the procedure to be followed.

The Applicant and Agent acting on behalf of the Applicant were in attendance at the meeting, made representations and answered questions.

Andy Collins, Public Health Alcohol Co-ordinator and Daniel Weetman, Senior Environmental Health Practitioner, who had made written representations on behalf of the Responsible Authorities, were in attendance at the meeting and made representations in respect of their objections to the application and answered questions.

All parties were then asked to leave the room whilst the Sub-Committee deliberated on the application and reached a decision.

RESOLVED that the Licensing Sub-Committee having considered the application for a new Premises Licence for Brasov Food and Veg, 87 Nether Hall Road, Doncaster, DN1 2QA and having taken into account the written representations made and the evidence presented at the meeting, the steps that are appropriate to promote the Licensing Objectives, the Home Office Guidance and the Council's Statement of Licensing Policy, have decided to grant the Application in the terms as set out in Appendix B to the report, together with the following conditions:-

- In addition to the conditions requested by the police detailed at pages 45 to 47 of the report:-
- The Shop shall be open and shall be able to sell alcohol from 9am to 11pm 7 days per week
- The CCTV shall be operated so as to ensure the till area and all areas displaying alcohol for sale are constantly monitored
- The CCTV to be in operation 24/7
- No wine above 15 % ABV to be sold at the premises
- No alcohol in miniatures to be sold at the premises
- All staff must be trained, to include but not limited to, the operation of the license at the premises upon induction and every 6 months thereafter must receive refresher training
- The alcohol sales at the Premises shall be no more than 20% of the total sales for the premises
- Alcohol offered for sale shall only be displayed in either:-
  - a display unit behind the till area of no larger than 6 foot by 5 foot, and
  - in a tall single larder fridge

The Sub-Committee made its decision for the following reasons:-

The Sub-Committee were concerned that the Application had not addressed the issues arising from the fact the premises is in a Cumulative impact zone. The Applicant confirmed he sought advice and guidance from the police and had agreed to the changes they required. In addition, the Applicant had offered additional conditions and he had demonstrated his understanding of the issues arising from the fact the premises is in a Cumulative impact zone. It was submitted and the Committee agreed that the Applicant is a responsible retailer as he has worked in the area and that the

establishment will be a convenience store with alcohol being a small percentage of the overall sales making it a local convenience and a benefit to the community. The Sub-Committee believes the conditions they have imposed ensures the establishment will not adversely impact the Cumulative Impact Policy and will therefore not undermine the licensing objectives.

CHAIR:\_\_\_\_\_

DATE:\_\_\_\_\_