

Report of	Meeting	Date
Director of People and Places	Licensing Act 2003 Sub-Committee	20 September 2012

## APPLICATION FOR A PREMISES LICENCE UNDER SECTION 17 OF THE LICENSING ACT 2003 IN RELATION TO SUPANEWS, 9 CHAPEL STREET, CHORLEY, PR7 1BN.

### PURPOSE OF REPORT

- To enable Members to determine an application for a new premises licence for Supanews, Chapel Street, Chorley, Lancashire, PR7 1BN.

### RECOMMENDATION(S)

- Members are requested to consider the application and any representations received, after considering those representations determine the outcome for the application for the Premises Licence.

Confidential report Please bold as appropriate	Yes	No

### BACKGROUND

- The Licensing Authority has received an application under Section 17 of the Licensing Act 2003 to apply for a Premises Licence from Mohammed Gangat of 9 Arno Street, Frenchwood, Preston, PR1 3QR for the premises at Supanews, 9 Chapel Street, Chorley, PR7 1BN. The application is attached as appendix 1.
- The premises currently operates as a Newsagents on Chapel Street within the Town Centre. The applicant wishes to extend the business to offer off sales in respect of alcohol from 08.00 until 21.00 Monday to Saturday.
- The application could have an impact on several of the Council's Corporate Priorities. It should be borne in mind however, that the application must be determined in accordance with the Licensing Act 2003, Council's Licensing Policy Statement and the statutory guidance issued under Section 182 of the Licensing Act 2003.
- The application seeks to grant a new premises licence with the following licensable provisions;

Licensable Activity	Days	Proposed times
Supply by retail of alcohol	Monday – Saturday	08:00 – 21:00
	Sunday	No hours applied for

- In-line with the requested licensable activities the opening hours of the premises are also as shown;

<b>Days</b>	<b>Proposed hours</b>
Monday – Saturday	08:00 – 21:00
Sunday	No hours applied for

8. Members should also be aware that Mr. Gangat has not put forward details of anyone to act as the Designated Premises Supervisor (DPS) at the premises and should the licence be granted today, alcohol could not be sold from the premises until such point as a DPS is appointed. Any sales made without the authorisation of the DPS would be a breach of legislation and appropriate action would be taken against the Premises Licence Holder (Section 26, Council's Statement of Licensing Policy).

#### **Representations from the Responsible Authorities.**

9. A representation has been received from Lancashire Constabulary opposing the granting of this application, as they believe that granting the licence would undermine two of the four licensing objectives namely Protecting children from harm (Section 10, Council's Statement of Licensing Policy) and the prevention of crime and disorder (Section 6, Council's Statement of Licensing Policy). The representation is attached as appendix 2.

#### **Representations from Other People.**

10. No representations have been received from any other person or body either in support of, or opposition to the granting of this licence.
11. All parties to this application have been invited to attend the hearing under the Licensing Act 2003 (Hearing) Regulations 2005, to make representation.
12. Members are asked to determine the application, having had considered the representations received and having regard to the Authorities Statement of Licensing Policy (Relevant Sections at Appendix 3) and to the guidance issued by the Secretary of State under section 182 of the Licensing Act 2003.
13. The relevant issue from a licensing perspective is how the application impacts on the four licensing objectives and whether the granting of the application would compromise those objectives. The Committee is aware that they have the power to grant the application, grant the application with less hours than those requested, refuse the application or impose conditions to ensure proportionality.

Jamie Carson  
DIRECTOR OF PEOPLE & PLACES

Appendix 1 – Application to grant a premises licence.

Appendix 2 – Representation from Police

Appendix 3 – Statement of Licensing Policy (Relevant Sections)

<b>Report Author</b>	<b>Ext</b>	<b>Date</b>	<b>Doc ID</b>
Matthew Swift	5726	10/09/12	