

DURHAM COUNTY COUNCIL

At a Meeting of **Statutory Licensing Sub-Committee** held in Council Chamber, Council Offices, Chester-le-Street on **Monday 19 December 2011 at 10.00 am**

Present:

Councillor J Shiell (Chair)

Members of the Committee:

Councillors K Holroyd and J Wilkinson

Other Members:

Councillors B Arthur and P Charlton

Apologies:

There were no apologies for absence

Also Present:

C Greenlay (Legal Officer), H Johnson (Licensing Team Leader) and K Monaghan (Senior Licensing Officer)

PCSO Sam Levell (Durham Constabulary) – Observer
Mr Fakir Guamir (Applicant) and Mr Hasann

1 Declarations of Interest (if any)

There were no declarations of interest received.

2 Minutes of the Meeting held on 14 November 2011

The minutes of the meeting held on 14 November 2011 were confirmed as a correct record and signed by the Chairman.

3 Application for the Grant of a Premises Licence - Pizza Time, 4 Friar Street, Shotton Colliery

Consideration was given to the report of the Corporate Director, Neighbourhood Services which gave details of an application for the grant of a premises licence in respect of Pizza Time, Shotton Colliery, copies of which had been circulated.

Plans showing the location and the layout of the premises and a copy of the application had been circulated to Members together with copies of representations which had been received from Interested Parties and the Planning Authority.

The Licensing Team Leader presented the report and advised the Sub-Committee that the applicant had proposed steps, which they intended to take in order to promote the four licensing objectives, these were outlined under Part P of the circulated application form.

Mr Guamir the Applicant advised the Sub-Committee that the parking problems were generated by his neighbours and that he only had one vehicle. He did not want to upset the residents as he had invested a lot of money into the business and required the additional hours to enable his business to survive.

Members sought clarification from the applicant that he would be prepared to pick up litter on a daily basis. The Applicant confirmed his agreement to this.

The Chairman advised the Applicant that if the application was approved he would still be required to obtain the necessary planning permission.

At 10.45 am the Sub-Committee left to deliberate the application in private. After reconvening at 11.05 am the Chair delivered the Sub-Committee's decision.

In determining the application, Members had considered the report of the Licensing Officer, Section 182 Guidance and the Council's Licensing Policy, together with the verbal representations of the Applicant. They also took into account the written representations of the Planning Authority and Interested Parties.

RESOLVED

That the application for a premises licence be granted as follows and subject to the following conditions:-

Activity	Days & Hours Granted
Late Night Refreshment (Indoors and outdoors)	Thursday – from 23.00 to 00.00 Friday & Saturday – from 23.00 to 01.00 Sunday – from 23.00 to 00.00
Hours premises open to the public	Thursday – from 23.00 to 00.00 Friday & Saturday – from 23.00 to 01.00 Sunday – from 23.00 to 00.00

Subject to the following condition:-

1. The Premises Licence Holder shall ensure that a digital CCTV system is installed in the premises to the satisfaction of Durham Constabulary and in respect of which the following conditions shall apply
 - a) It must be of such a quality that individuals are readily identifiable from recordings made.
 - b) It must cover all public entrances, points of sale and other areas to which the public have admission.
 - c) It must be operated by properly trained staff.

- d) It must be in operation at all times that the premises are being used for licensable activities.
 - e) Recordings must be kept secure where they cannot be tampered with and retained for a period of no less than thirty (30) days or such other period as shall be specified by Durham Constabulary.
 - f) Recordings must be available on request to the Licensing Authority and/or Durham County Constabulary or other responsible authority as defined in the Licensing Act 2003 and be provided within 7 days of any such request.
2. The Premises Licence Holder shall ensure that litter from the premises is collected from outside the premises each day.
 3. The Premises Licence Holder shall ensure that drivers used to deliver food made by the premises are aware of the need to respect residents and ensure that they do not cause excessive noise.

The Licensing Sub-Committee also warned the Applicant that the granting of this licence in the terms outlined above did not remove the need for him to secure the correct planning permission.