

LICENSING APPLICATIONS SUB-COMMITTEE 1 MINUTES - 15 JUNE 2016

Present: Councillors Woodward (Chair) and Skeats.

4. APPLICATION FOR A TEMPORARY EVENT NOTICE - FIVE STAR

The Director of Environment and Neighbourhood Services submitted a report on an application by Mrs Kuljinder Roy for the use of a Temporary Event Notice (TEN) in respect of Five Star, 133 Caversham Road, Reading.

The report stated that there was no Premises Licence in force at the premises. A Premises Licence which had been transferred to and held by Mrs Kuljinder Roy had been revoked by the Sub-Committee on 20 January 2016.

The report stated that the application was for the use of a Temporary Event Notice to use the forecourts of 127, 129, 131 and 133 Caversham Road, and the retail premises at 133 Caversham Road, for the retail sale of alcohol during Reading Festival from 1200 hours until 0100 hours from 22 August to 28 August 2016 and from 1200 hours until 2359 hours on 28 August 2016 this is the full seven days permitted by the TENS. A copy of the Temporary Event Notice application form was attached to the report at Appendix I.

A representation objecting to the application had been received from Thames Valley Police, and was attached to the report at Appendix II.

The report stated that in considering the representation received, the Licensing Authority had a duty to carry out its functions with a view to promoting the licensing objectives.

The report also set out the relevant sections on Temporary Event Notices from the Council's Licensing Policy (paragraphs 10.10.1 to 10.10.4) and Secretary of State's guidance (paragraphs 7.32 to 7.39 and 9.12).

Mrs Kuljinder Roy, the applicant, was present at the meeting, and was accompanied by Mr William Donne, Silver Fox Licensing Consultants, who addressed the Sub-Committee on the application.

PC Simon Wheeler and Mr Mike King were present at the meeting and addressed the Sub-Committee on the objections raised by Thames Valley Police.

Resolved -

That, having considered the application for a TEN for Five Star, 133 Caversham Road, Reading, and having had regard to the four licensing objectives, in particular the prevention of crime and disorder and the protection of children from harm, the oral and written representations made by all parties, the Secretary of State's guidance and the Council's Statement of Licensing Policy the Sub-Committee concluded that it was not appropriate or proportionate for the application for a TEN to be granted for the period sought in the application. The Sub-Committee therefore served a counter notice as it did not consider the applicant would promote the licensing objectives for the following reasons:

- (a) at the hearing the applicant was unable to state who would be employed during the operation of the TEN, and it was not clear whether those employee's who had been involved in the sale of alcohol to children on a previous occasion would be involved;

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- (b) it was unclear as to the training that staff members would receive to promote the licensing objectives;
- (c) although the applicant had taken the refresher training course there was no assurance that she would promote the four licensing objectives.

(The meeting started at 5.00pm and finished at 6.11pm)