

## LICENSING APPLICATIONS SUB-COMMITTEE 2 MINUTES - 26 JULY 2018

**Present:** Councillors Maskell (Chair), Rowland and Skeats.

### 4. APPLICATION FOR THE GRANT OF A PREMISES LICENCE - LOCAL FOOD AND WINE

The Head of Planning, Development and Regulatory Services submitted a report on an application by Mr Jasnoor Singh Vadwah for the grant of a premises licence in respect of Local Food and Wine, 441 Basingstoke Road, Reading, RG2 0JF.

The report stated that there was currently a premises licence in force at the premises and was held by Mr Gurmit Singh Gurwara. The premises licence for Local Food and Wine had been revoked by the Licensing Applications Sub-Committee 2 on 29 March 2018 (Minute 30 refers). The Premises Licence Holder had appealed the decision to the Magistrates Court so the licence was still in force. The application was for a new licence for Mr Jasnoor Singh Vadwah.

The report stated that the application was for the grant of a premises licence to permit the following licensable activities:

#### Hours for the Sale of Alcohol (off the premises)

Monday to Sunday                      0700 hours until 2300 hours

#### Opening Hours

Monday to Sunday                      0700 hours until 2300 hours

A copy of the application was attached to the report at Appendix 1.

The report stated that representations had been received from Reading Borough Council Licensing Team and Thames Valley Police, which were attached to the report at Appendix 2 and 3.

The report stated that in determining the application the Licensing Authority had a duty to carry out its functions with a view to promoting the four licensing objectives, as follows:

- The prevention of crime and disorder
- public safety
- The prevention of public nuisance
- The protection of children from harm

The report also stated that any conditions placed on the premises licence should be appropriate and proportionate with a view to promoting the licensing objectives and that the Licensing Authority could amend, alter or refuse an application should it be deemed appropriate for the promotion of the licensing objectives.

The report set out paragraphs 1.5, 8.41 to 8.49, 9.11 to 9.13, and 14.63 to 14.65 from the Secretary of State's Guidance to the Licensing Act 2003 issued in April 2017. The report also set out paragraphs 7.15.1 and 11.4.1 of the Council's Statement of Licensing Policy. The report also referenced *East Lindsey DC v Abu Hanif (2016)* and the *British Beer and Pub Association v Canterbury City Council (2005)* case law.

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The Sub-Committee decided to hear the application in the absence of the applicant as he failed to attend on time and had failed to give the authority notice that another person was to appear to represent him.

Peter Narancic, Senior Licensing Officer, Reading Borough Council, and Declan Smyth, Licensing Officer, Thames Valley Police, were both present and addressed the Sub-Committee on their representations regarding the application as stated in the report.

### **Resolved -**

That, in order to promote the four licensing objectives and in the public interest, the Sub-Committee decided to adjourn the hearing because there was insufficient information to determine the application and due to the late submission of additional evidence by the applicant.

(The meeting started at 9.30am and finished at 10.27am)