

LICENSING APPLICATIONS SUB-COMMITTEE MEETING MINUTES - 15 JUNE 2023

Present: Councillor Woodward (Chair), Edwards (Vice-Chair) and Mitchell

4. APPLICATION FOR THE GRANT OF A PREMISES LICENCE, PASIBRZUESZEK POLISH COUSIN RESTAURANT, 49 HEMDEAN ROAD, CAVERSHAM, READING, RG4 7SS

The Deputy Director of Planning, Transport and Regulatory Services submitted a report on an application for the grant of a premises licence in respect of Pasibrzueszek Polish Cousin Restaurant, 49 Hemdean Road, Caversham, Reading, RG4 7SS.

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

Sale by Retail of Alcohol (On the Premises):

Tuesday to Sunday from 1100hrs until 2300hrs

Hours the Premises is Open to the Public:

Tuesday to Sunday from 1000hrs until 2330hrs

A copy of the Premises Licence Application Form was attached to the report at Appendix RS-1.

A copy of the agreed conditions between Reading Borough Council's Licensing Team, Thames Valley Police and the Applicant were attached to the report at Appendix RS-2.

During the 28-day consultation period for the application eight representations had been received by Reading Borough Council (RBC) from local residents and Ward Councillors and these were attached to the report as the following appendices:

1. A Local Resident – Attached as **Appendix RS-3**
2. Ms Patty Strack van Schijndel – Local Resident – Attached as **Appendix RS-4**
3. Cllr. Jan Gavin – Councillor for Caversham Ward - Attached as **Appendix RS-5**
4. Cllr. Jacopo Lanzoni – Councillor for Caversham Ward - Attached as **Appendix RS-6**
5. Cllr. Matt Yeo – Councillor for Caversham Ward - Attached as **Appendix RS-7**
6. Ms Rosy Watson – Local Resident – Attached as **Appendix RS-8**
7. Ms Jean Thompson – Local Resident – Attached as **Appendix RS-9**
8. Mr Matthew Bradshaw – Local Resident – Attached as **Appendix RS-10**

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.

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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 grant (subject to appropriate conditions to promote the licensing objectives), amend, alter or refuse an application should it be deemed appropriate for the promotion of the licensing objectives. The applicant and the responsible authorities had been unable to reach agreement on the conditions to be attached to the Premises Licence in order to promote the four Licensing objectives.

The report set out paragraphs 1.2 to 1.5, 8.41 to 8.49, 9.12, 9.38, 9.39, 9.40, 9.42 and 9.43 from the Secretary of State's Guidance to the Licensing Act 2003 issued in April 2018. The report also set out paragraphs 1.6, 3.1, 3.2, 5.6, 5.7, 6.1, 6.2, 6.5, 7.2, 7.6, 7.7, 8.6, 10.1 and 10.3 from the Council's Statement of Licensing Policy.

Ms Monika Michalowska (the applicant), attended the meeting, addressed the Sub-Committee on the application and answered questions. Ms Michalowska informed the Sub-Committee that she would be happy to amend the hours for the sale of alcohol to 2100hrs, with closure to the public at 2130hrs. Councillor Lanzoni attended the meeting to represent the objectors to the application, addressed the Sub-Committee and answered questions.

Mark Groves, RBC Licensing Officer, presented the report to the Sub-Committee.

In reaching their decisions, the Sub-Committee gave due consideration to the written evidence contained in the paperwork and the oral evidence at the meeting and to the relevant legislation and policies of Reading Borough Council as set out above.

Resolved -

That, after taking into consideration the Licensing Act 2003, the Secretary of State's Guidance issued under section 182 of that Act, the Environmental Protection Act 1990, the Equality Act 2010 and Reading Borough Council's Statement of Licensing Policy and the promotion of the four Licensing Objectives:

- the prevention of crime and disorder,
- public safety;
- the prevention of public nuisance;
- the protection of children from harm

and considering the written and oral representations received from the Applicant and their agent and from Reading Borough Council Licensing and Thames Valley Police, the Sub-Committee agreed to grant the premises licence, subject to the conditions set out in Appendix RS-2 to the report, to allow the following licensable activities:

Sale by Retail of Alcohol (On the Premises)

Tuesday to Sunday from 1100hrs until 2100hrs

Hours the Premises is Open to the Public

Tuesday to Sunday from 1000hrs until 2130hrs.

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(The meeting started at 9.32 am and closed at 10.07 am)

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