



Minutes of the meeting of the **Alcohol and Entertainment Licensing Sub-Committee** held in Committee Room 2, East Pallant House on Monday 7 August 2023 at 2.30 pm

**Members Present:** Mr I Ballantyne, Mrs T Bangert and Ms J Brown-Fuller

**Members not present:**

**In attendance by invitation:**

**Officers present all items:** Mr D Knowles-Ley (Licensing Manager) and Ms G Di Lauro (Litigation and Licensing Lawyer)

## 5 **To elect a Chairman for this Hearing**

### **RESOLVED:**

1. That Cllr Ballantyne be duly elected as Chairman for the duration of this hearing.

## 6 **Declarations of Interests**

There were no declarations of interest.

## 7 **Licensing Hearings**

The Chairman invited the Licensing Manger Mr Knowles-Ley to outline the reasons for this hearing and stated that the Premises Licence application submitted by Mr Kaiwani Kadri Nadri of Flat 7 Bayview Court, 8-12 Nyewood Lane, Bognor Regis, PO21 2QG had been the subject of two relevant representations, both in opposition to the application. Of the representations received, one was from a member of the public with the other from Sussex Police in their statutory role as a Responsible Authority under the Licensing Act 2003.

Mr Patrick Burke, agent acting on behalf of Mr Nadri outlined the background to the application for the premises licence. Mr Burke stated that they had agreed conditions as stated with police and had no objections to any other responsible authorities. Mr Burke went onto state that within consultation with the police there was no mention of street drinkers. Mr Burke also stated that Mr Nadri had worked in the surrounding area of the proposed premises for six years and had no prior issues of street drinkers. Mr Burke stated that any objecting representations referring to street drinkers to the application for a premises license were speculative as Mr Nadri did not currently sell any alcohol.

Mr Crawshaw, a local resident that submitted a representation in objection to the premises licence, outlined his reasons in further detail. Mr Crawshaw stated that his main concern was anti-social behaviour. Mr Crawshaw went on to state that this anti-social behaviour had been going on for quite a while with street drinkers producing messes and littering in the surrounding area. Mr Crawshaw was concerned that it would get worse if the premises licence was granted with a ready supply of alcohol.

The Sub-Committee asked Mr Burke if Mr Nadri had any prior experience in working in any general stores. Mr Burke responded by stating that Mr Nadri had worked in stores previously for months at a time.

Summarising statements were given by all relevant parties present at the Sub-Committee hearing. Mrs Di Lauro explained her role in advising the Sub-Committee during their deliberations. Ms Di Lauro also clarified that she would have no input in the final determination and would only be acting in an advisory role.

The Chairman stated that the Sub-Committee would retire to have final deliberations and reconvene at 15:45 pm.

#### **RESOLVED:**

The Sub-Committee resolved the application and granted it after a hearing subject to the below. The application is for a Premises Licence for the sale of alcohol for consumption off the premises, every day from 8:00am to 10:00pm by Krakow Market 2A Crane Street Chichester West Sussex.

The Sub-Committee was satisfied that the four Licensing Objectives of Public Safety, the Prevention of Crime and Disorder, The Prevention of public nuisance and the Protection of Children from harm would be promoted by the provisions in the Operating Schedule, together with the conditions as suggested by Sussex Police.

The Sub-Committee, in reaching its decision has considered all the facts of the case and taken into consideration the following:

The four Licensing Objectives which are:

1. The prevention of crime and disorder;
2. Public safety;
3. The Prevention of public nuisance; and
4. The protection of children from harm.

It also gave due regard to the Home Office Guidance of December 2022, this Council's Statement of Licensing Policy 2022-2027, Human Rights Act and Equality Act considerations. The Sub-Committee decided to GRANT a Premises Licence for the sale of alcohol for consumption off the premises from 8:00am to 10:00pm every day. The licence will include the mandatory conditions as well as all those conditions as suggested by Sussex Police which are stated below. The Sub-Committee is mindful of the fact that, should issues arise which do not promote the four Licensing

Objectives, this licence may be reviewed at any time, subject to reliable and credible evidence being submitted.

Conditions as agreed between the applicant and Sussex Police:

*Provision and maintenance of closed-circuit television system (CCTV);*

*Provision and maintenance of an incident log;*

*Spirits to be kept behind the counter out of direct reach by customers;*

*Provision of direct contact details for the Designated Premises Supervisor to all statutory Responsible Authorities;*

*Restrictions in respect of the purchase of alcohol or tobacco products from sellers calling at the premises without prior appointment;*

*Operation of a 'Challenge 25' policy at the premises to protect against children buying alcohol including signage at the premises;*

*Training of all individuals who would be involved in selling alcohol; and Requirements for any alcohol delivery service provided.*

**8 Consideration of any late items as follows:**

There were no late items to consider.

The meeting ended at 4.00 pm

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CHAIRMAN

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Date: