

BRISTOL CITY COUNCIL
LICENSING SUB-COMMITTEE

18 May 2017

Report of the Service Manager – Regulatory Services

Title: Licensing Act 2003
Application for variation of a premises licence in respect of Sam Roys Fish & Chips, 113 Two Mile Hill Road, Bristol, BS15 1BH

Ward: St George Central

Officer Presenting Report: Sarah Flower

Contact Telephone Number: 0117 3574900

Purpose of the report

To hold a hearing to consider relevant representations made on the application for a variation to a premises licence for Sam Roys Fish & Chips made by Seyed Javad Alavifard and received on 23rd March 2017.

Members have a pack containing the following documents:

- (a) Copy of the application
- (b) Copy of all relevant representations
- (c) Points of clarification raised with the parties and their responses
- (d) The Council's statement of licensing policy
- (e) The Secretary of state's guidance
- (f) The Council's Licensing procedure rules
- (g) Regulations governing the conduct of hearings

Context

The detail of the application is as follows:

To enable off sales of alcohol from the premises and to also deliver alcohol to customers homes and to change the hours for late night refreshment to midnight during the week (Sunday to Thursday) and 01:00am at the weekend (Friday and Saturday).

Licensable activities and times currently licensed for:

Late night refreshment	Thursday 23:00 - 00:00
Late night refreshment	Sunday 23:00 - 00:00
Late night refreshment	Friday and Saturday 23:00 - 00:30

Late night refreshment Monday to Wednesday 23:00 - 23:30

Hours the premises are open to the public:

Monday 11:30 - 23:30

Wednesday 11:30 - 23:30

Thursday 11:30 - 00:00

Sunday 17:00 - 00:00

Friday and Saturday 11:30 - 00:00

Representations

1. Relevant representations have been received from the following parties, all of whom have been notified of this hearing and their rights:

- Mark Curtis Pollution Control
- Sharon Sawyers Trading Standards
- Louise Mowbray Avon & Somerset Constabulary
- Cllr Nicola Beech Relevant Person/BCC Councillor for St George Central
- Christine Harris Relevant Person

Recommendations

IT IS RECOMMENDED THAT THE SUB COMMITTEE hold a hearing to consider the relevant representations (unless the subcommittee, the applicant and each person who has made such representations agree that a hearing is unnecessary) and, having regard to the representations, take such of the steps mentioned in paragraph 6 below, if any, as it considers appropriate for the promotion of the licensing objectives. In making this (and all licensing decisions) the subcommittee must have regard to the guidance and policy included in the subcommittee's pack

2. The steps are –

- (a) to modify the conditions of the licence;
- (b) to reject the whole or part of the application; and for this purpose the conditions of the licence are modified if any of them are altered or omitted or any new condition is added.

3. If a licence is granted any relevant mandatory conditions must be imposed in addition to any conditions the subcommittee decides to impose after the hearing. Mandatory conditions are standard conditions imposed by way of legislation and in respect of which there is no power to vary.

4. If the subcommittee decides to grant the application Notice in line with the statutory requirements must be given forthwith to that effect to the applicant, all of the people who made relevant representations and the Chief Constable for Avon and Somerset and must state the reasons for taking any of the steps set out in paragraph 6 of this report; the

applicant must also be issued with the licence and a summary of it.

5. If the subcommittee decides to reject the application notice must be given forthwith to that effect to the applicant, all of the people who made relevant representations and the Chief Constable for Avon and Somerset and must state the reasons for the decision.

APPENDICES

Appendix A Current premises licence issued under the Licensing Act 2003

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985

Background papers: Application and supporting documents.

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