

SOUTHEND-ON-SEA BOROUGH COUNCIL

Meeting of Licensing Sub-Committee B

Date: Friday, 9th August, 2019

Place: Committee Room 4a - Civic Suite

Present: Councillor B Ayling (Chair)
Councillors D Garston and D McGlone

In Attendance: Councillor McDonald
R Harris, A Brown and A Penn

Start/End Time: 10.00 am - 12.40 pm

275 Apologies for Absence

There were no apologies for absence at this meeting.

276 Declarations of Interest

Councillor McGlone – Minute *** (Tesco Petrol Station and Tesco Express – application for variation of premises licence) – non-pecuniary interest – The DPS on the current licence lives in his ward.

277 Tesco Stores Limited, Petrol Station And Tesco Express, 500 Southchurch Road, Southend-on-Sea, Essex - Application for the Variation of a Premises Licence

The sub-committee considered a report of the Deputy Chief Executive (Place) regarding an application by Tesco Stores Limited for the variation of a Premises licence at the Petrol Station and Tesco Express, 500 Southchurch Road, Southend-on-Sea, Essex.

The application was presented by Mr Rees-gay (Applicant's representative/solicitor). Mrs Purewal (Licensing Manager), Mrs Harris (Store Manager and DPS) and Mr Leclerk (Area Manager) were also in attendance at the hearing and gave evidence.

During the hearing the applicant offered the following additional condition:

“With the exception of premium or craft products there shall be no sales of beers, ciders and lagers in single cans at the premises.”

The sub-committee noted that no letters of objection to this application had been received from any of the Responsible Authorities.

Representations had however, been received from 17 local residents and a Ward Councillor. Two of the residents making representations attended the hearing and gave evidence. Councillor Dent also attended the hearing and gave evidence.

The Sub-Committee also noted that two of the representations received did not deal with any of the licensing objectives and therefore were disregarded.

Their objections/representations related to the concerns of public nuisance, public safety and crime and disorder.

The sub-committee listened to all the evidence and submissions, and read all the documents. It had regard to the Statutory Guidance Notes and Southend-on-Sea Borough Council's Statement of Licensing Policy. The sub-committee further considered the four licensing objectives namely the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

On the basis of the evidence presented to it, the sub-committee did not consider that the promotion of the licensing objectives would be undermined by the granting of this application. The sub-committee therefore:-

Resolved:

That the application for the variation of a premises licence, be granted, subject to:

(1) The Mandatory Conditions set out in Appendix 1 to the report of the Deputy Chief Executive (Place);

(2) The conditions on the current licence not sought to be removed or varied set out in Appendix 2 to the report of the Deputy Chief Executive (Place);

(3) The additional conditions agreed with Essex Police set out in Appendix 3 to the report of the Deputy Chief Executive (Place), with the following additional condition:

'With the exception of premium or craft products there shall be no sales of beers, ciders and lagers in single cans at the premises.'

Chairman: _____