

Licensing Act Sub Committee Hearing

Thursday 23rd November 2006

Members of the Panel:	Councillors Tumilty (Chair), Hall and Kaiser
Application Premises:	Gillens, 76 West View Road
Applicant Responsible Authority	Tony Green, Trading Standards Officer
Officers present:	Ralph Harrison, Head of Public Protection and Housing Tony Macnab, Solicitor Jo Wilson, Democratic Services Officer
Respondent Premises Licence Holder	Leo Gillen, Managing Director Leo Gillen Jr Tom Hinton, Area Manager Sarah Iley, Premises License Holder
Decision:	
<p>The Licensing Authority considered that the application for a review of the premises licence by the Trading Standards, responsible authority, was relevant to the licensing objectives relating to the prevention of crime and disorder and the protection of children from harm.</p> <p>The application related to the commission of an offence of the sale of alcohol to an individual aged under 18 on 24th February 2006 at the respondent premises. The shop assistant who made the sale pleaded guilty at court on 18th September 2006 and was made subject to a conditional discharge for 12 months and ordered to pay £80 costs.</p> <p>The Responsible Authority for children, made a written representation under the category of protection of children from harm. They stated that the implications of supplying alcohol to a minor places the child at risk, both in terms of their health and personal safety. Alcohol can have a serious impact on anti-social behaviour in an area and be a nuisance to residents.</p> <p>Tom Hinton, Area Manager for Gillens, detailed the company's policies in relation to staff handling sales of age restricted products including alcohol. All staff are well trained and new employees undergo a probationary period of 3 months with intensive training. The company has an "under 21" policy in place concerning the sale of alcohol.</p> <p>The Licensing Authority was satisfied that there were detailed documented policies and procedures in place to prevent the sale of alcohol to under 18s at these premises.</p> <p>The Licensing Authority therefore did not consider that it was necessary to take any of the steps mentioned in subsection 4 of section 52 of the Licensing Act 2003 and therefore no action is taken in respect of the premises licence.</p>	

VICTOR TUMILTY
CHAIR