

Licensing Act Sub Committee Hearing

Monday 12th March 2007

Members of the Panel:	Councillors Brash (Chair), Morris and Richardson
Application Premises:	Bungalow Stores
Applicant Responsible Authority	Tony Green, Trading Standards Officer
Officers present:	Ralph Harrison, Head of Public Protection and Housing Peter Devlin, Legal Services Manager Ann McMorris, Head of Safeguarding and Review Unit Lorraine Hutchinson, Licensing Clerk Jo Wilson, Democratic Services Officer
Respondent Premises Licence Holder	Malcolm Jones, Premises Licence 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 protection of children from harm.</p> <p>The application related to the commission of an offence of the sale of alcohol to individuals aged under 18 on 13th April 2006 at the respondent premises. The shop assistant who made the sale pleaded guilty at court on 18th December 2006 and was fined £200 and ordered to pay £150 costs.</p> <p>The Responsible Authority for children, made a 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>Malcolm Jones, Premises Licence Holder, 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 with 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>	

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. However the sub-committee determined that an informal warning should be issued in this case through the Licensing Authority given the nature of the breach of the licensing objective mentioned herein, which the sub-committee viewed as being of a serious nature.

JONATHAN BRASH

CHAIR