

Decision Notice

| | |
|-----------------------|--|
| Date | 23 January 2015 |
| Applicant | Aiva Meldere |
| Reason for Hearing | The Licensing Authority had received an application to grant a Premises Licence at 7 Porter Street East, Wesham, PR4 3AR. There had been a representation from “other persons” and as such meant that the Sub-Committee must determine the application. |
| Parties in attendance | Panel: Councillor David Donaldson - Convenor, Councillor John Davies, Councillor Peter Collins. Applicant: Aiva Meldere, Krista Pell (translator) Other Persons: John Smith assisted by Councillor Alan Clayton |

The licensing authority received an application for a licence at premises known as 7 Porter Street East in Wesham. We understand from the applicant, and accept, that the premises are intended to be used to provide an alcohol delivery service where sales are made over the internet.

In considering the application, the panel had to consider whether granting the licence would undermine any of the four licensing objectives which were:

- The prevention of crime and disorder;
- Public safety;
- The prevention of public nuisance; and
- The protection of children from harm.

Mr Smith, a member of the public, objected to the application and his objections were the subject of the hearing this morning. Due to unforeseen circumstances he had asked Councillor Alan Clayton to assist him in making his objection.

We thank the applicant, her translator, Mr Smith and Councillor Clayton for their help.

The issues this morning were around the potential for public nuisance, caused by vehicles collecting and delivering alcohol to the applicant’s premises which are, we are told, situated on a road with cars parked on either side leaving minimal room to pass. We also heard concerns about how the applicant will regulate the age of her customers and keep the premises secure as they will be used to store alcohol.

The applicant provided additional information in relation to the concerns raised and we thank her for doing so.

We understand Mr Smith's concerns, however we are satisfied that the measures put in place by the applicant are appropriate and address those concerns.

Therefore, taking into account the information put before us, the Council's Statement of Licensing Policy and the Guidance issued under section 182 of the Licensing Act 2003 our decision is as follows:

To grant the application for a premises licence at 7 Porter Street East, Wesham subject to the mandatory conditions and the conditions set out in the operating schedule modified as follows:

1. In section P box E, of the application form, the second line shall read "All alcohol shall be sold online and dispatched from the premises direct to the customer's address to strictly over 18s."

We note that the applicant has agreed to amend her website to preclude the collection of alcohol from her shop at 14 Station Road, Wesham.

That is our decision and we thank you for your assistance.