

**LICENSING SUB-COMMITTEE**

13 June 2012

<b>SUBJECT</b>	<b>LICENSING ACT 2003 – A hearing called to determine an application for a review of a premises licence for Camp Store, 20 Bedford Road, Henlow Camp, Lower Stondon, SG16 6EA</b>
<b>REPORT OF</b>	<b>Head Of Service Public Protection</b>
<i>Contact Officers; <a href="mailto:dave.mcbain@centralbedfordshire.gov.uk">dave.mcbain@centralbedfordshire.gov.uk</a></i>	

**1. The Application**

- 1.1 An application has been submitted by Trading Standards as a Responsible Authority. A Copy of the application is attached as Appendix 'A' of this report.

1.2

Activity	Current Provision	The Application
Regulated Entertainment	N/A	N/A
Late Night Refreshment	N/A	N/A
Supply of Alcohol (Off sales only)	Mon – Thurs 0800 to 2300hrs Sun - 1000 to 2230hrs	To review the premises licence in relation to the Licensing Objective of <b>“The Protection of Children from Harm”</b>
Hours of Opening	N/A	N/A

**1.3 Location**

The premise is situated in a small shopping parade, close to a roundabout and near to the Village Centre. Other retail properties are situated around the road junction. These include a Public House which is positioned directly on the roundabout. A copy of the location map is attached as Appendix 'B'.

## 2. **Relevant History**

2.1 The premise has been a licensed premise for a number of years and previously held a Justices Off Licence under the Licensing Act 1964. A valid application for conversion of an existing licence, and variation, under the Licensing Act 2003 was received on 29<sup>th</sup> July 2005. The present premises licence holder has held an authorisation for off sales of alcohol under the Licensing Act 2003 at the premises since being granted a transfer of authorisation on 19<sup>th</sup> October 2006.

A copy of the Premises Licence is attached as Appendix 'C'

## 3. **Promotion of Licensing Objectives**

3.1 Some steps intended to be taken to promote the four licensing objectives were offered by the original applicants and placed in the Operating Schedule. These can be seen at Annex 2 of the Premises Licence at Appendix 'C'. All relevant Mandatory conditions under the LA03 and certain embedded restrictions under the previous Act apply.

## 4. **Representations from responsible Authorities**

4.1 Public Protection, Trading Standards – Application attached  
Public Protection, Health & Safety – No comments  
Police Licensing Officer – No comments  
Other Responsible Authorities – No Reply

## 5. **Interested Parties**

5.1 None

## 6. **Licensing Policy**

6.1 Members' attention is drawn to the Council's Licensing Policy, in particular section 7.0. Licensing Functions. The relevant licensing objective '**The Protection of Children from Harm**' can be viewed at section 7.4. on pages 17 & 18 of that document

## 7. **Secretary of State's Guidance**

7.1 The sub committee must have regard to the Secretary of State's Guidance issued under Section 182 of the Licensing Act 2003, as amended in April 2012, in particular Section 2.41 to 2.51 "**The Protection of Children from Harm**" on pages 16, 17 & 18

## 8. **Observation and General Guidance**

8.1 The Sub-Committee must consider the application and any

submissions made in writing, and determine the application.

The options available are:

- Take no action (this may include an informal warning)
- To modify the licence to include conditions that it considers are necessary for the promotion of the Licensing objectives – this includes altering or omitting any existing condition (including a reduction of hours) within the operating schedule and/or adding any new conditions,
- To exclude a licensable activity from the scope of the licence
- To remove the Designated Premises Supervisor from the licence
- To suspend the licence for a period not exceeding three months
- To revoke the licence

8.2 The Sub-Committee determination must be based upon:-

- The merits of the review application and the representations (including supporting information) presented by all the parties.
- The steps that are necessary for promotion of the four Licensing objectives.
- The Policy of the Licensing Authority.
- The Guidance issued by the Secretary of State for the Home Office under s182 of the Licensing Act 2003

8.3 The Sub-Committee must provide clear and relevant reasons for their decision

**Background Papers:** Licensing Act 2003, Home Office Guidance s182,  
Central Bedfordshire Council Licensing Policy  
**Location of Papers:** Licensing Team, Dunstable  
**File Reference:** 2000088