

Decisions of the Licensing Sub-Committee

30 September 2022

Members Present:-

Councillor Zakia Zubairi Councillor Andrea Bilbow OBE Councillor Richard Barnes

1. APPOINTMENT OF CHAIRMAN

RESOLVED that Councillor Zakia Zubairi be appointed Chair for this Licensing Sub-Committee meeting.

2. ABSENCE OF MEMBERS (IF ANY)

None.

3. DECLARATION OF MEMBERS' DISCLOSABLE PECUNIARY INTERESTS AND NON PECUNIARY INTERESTS (IF ANY)

None.

4. LICENSING SUB-COMMITTEE HEARING PROCEDURE

The Chair outlined the procedure that would be followed at the meeting.

5. REPORT OF THE TRADING STANDARDS & LICENSING MANAGER - SHELL LITTLE WAITROSE MILL HILL

The Sub-Committee considered an application for a new premises licence made under section 17 of the Licensing Act 2003 in relation to Shell Little Waitrose, Mill Hill, Apex Corner Northway Circus London NW7 3ET.

6. MOTION TO EXCLUDE THE PRESS AND PUBLIC

RESOLVED that the parties be excluded from the meeting, together with the press and public, in accordance with the Regulation 14(2) of the Licensing Act 2003 (Hearings and Regulations 2005).

7. DELIBERATION BY THE SUB-COMMITTEE IN PRIVATE SESSION

The Sub-Committee deliberated in private session, accompanied by the Legal Advisor from HB Public Law and the Governance Officer.

8. RE-ADMISSION OF THE PRESS AND PUBLIC: ANNOUNCEMENT OF THE DECISION OF THE SUB-COMMITTEE

LONDON BOROUGH OF BARNET

LICENSING ACT 2003

Sections 17-18

Notification of decision following a licensing sub-committee hearing to determine an application for a premises licence

PREMISES: Shell Little Waitrose Mill Hill

TO: The Applicant
All persons who made representations

TAKE NOTICE:

THAT following a hearing before the Licensing Sub Committee

ON 30 September 2022

THE LONDON BOROUGH OF BARNET, as the Licensing Authority for the premises

RESOLVED

TO GRANT THE PREMISES LICENCE AS APPLIED FOR.

REASONS:

The Licensing sub-committee carefully considered all the relevant information including:

- Written and oral representations by all the parties
- The Licensing Act 2003 and the steps that are appropriate to promote the licensing objectives
- The Guidance issued under section 182 of the Licensing Act 2003
- The Council's Licensing Policy
- Human Rights Act 1998

The Licensing sub-committee hearing was held in person.

In making its decision, the Licensing sub-committee carefully considered the application and the written representation, as set out within the report and the verbal representations made at the hearing by the applicant's representative. The objector did not attend the meeting but his written representation was taken into account.

The Licensing sub-committee heard that the site has previously held a premises licence from 2012 with no reported problems or concerns from the responsible authorities. The premises licence was surrendered as the site has recently been demolished and a new premises is being constructed, to be a Shell petrol station and Little Waitrose, and hence the application for a new licence.

The Licensing sub-committee also heard that the applicant invited the objector to meet with them to discuss the application and his concerns, but this was declined. Upon being

questioned, the applicant's representative explained the training that staff are given to sell alcohol and the measures taken to ensure proper management of the same.

The Licensing sub-committee considered that the measures to be taken by the premises are appropriate and proportionate to promote the licensing objectives, and therefore allows the application for the premises licence. To be clear, it is confirmed that customers purchasing late night refreshment can take these away from the premises to consume.

Right to appeal

Any party aggrieved with the decision of the licensing sub-committee on one or more of the grounds set out in schedule 5 of the Licensing Act 2003 may appeal to the magistrates' court within 21 days of notification of this decision.

Date: **30 September 2022**

9. ANY OTHER ITEM(S) THE CHAIRMAN DECIDES ARE URGENT

None.

The meeting finished at 11.45am