

Somerset Council  
Licensing Subcommittee – 19<sup>th</sup> December 2024



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## **Consideration of an application for the granting of a premises licence**

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Executive Lead Member: Cllr Federica Smith-Roberts  
Division / Local Member: N/A

### **1. Summary**

- 1.1 An application has been made by Tony Clarke of JMC Licensing Consultants on behalf of Kaiwan Hassan in accordance with the Licensing Act 2003 (LA2003), for a premises licence in respect of Buy For Less, 7 Church Street, Highbridge, TA9 3AE
- 1.2 The Licensing Authority has received relevant representations and must therefore hold a hearing for the Licensing Subcommittee to determine the application.

### **2. Issues for consideration/recommendations**

- 2.1 The Subcommittee must take one of the following steps as it considers appropriate for the promotion of the licensing objectives:
  - (a) Grant the licence subject to such conditions as are consistent with the operating schedule accompanying the application, modified to such extent as authority considers appropriate for the promotion of the licensing objectives, and any mandatory conditions which are required under sections 19, 20 or 21 of the LA2003.
  - (b) To exclude from the scope of the licence any of the licensable activities to which the application relates;
  - (c) To refuse to specify a person in the licence as the premises supervisor;
  - (d) To reject the application.

2.2 In determining the application, the Subcommittee must have regard, and give appropriate weight, to the following:

- Any relevant representation (including supporting documentation received).
- Revised guidance issued under section 182 of the LA2003 by the Home Office (December 2023).
- The Licensing Authority’s Statement of Licensing Policy, published in September 2023.
- Human Rights considerations, in particular Article 6, Article 8, and Article 1 of Protocol 1.

### 3. Background

3.1 The business operating from this premises, known as ‘Buy For Less’, will be a European Retail Shop. The premises would like to provide the sale of alcohol for consumption off the premises.

3.2 The Licensing Authority received an application for the granting of a premises licence for this premises on 14<sup>th</sup> October 2024. A copy of the redacted application and plan of the proposed layout is attached at **Appendix A and B**. A map of the surrounding area relating to the premises is shown as **Appendix C**.

3.3 The applicant is seeking authorisation to:

- (a) Supply of alcohol for consumption off the premises Sunday to Thursday from 08:00 hrs until 00:00 hrs and Friday to Saturday from 08:00 hrs until 01.00 hrs.

3.4 This application was circulated to responsible authorities on 15<sup>th</sup> October 2024. The Licensing Authority received evidence from the applicant to demonstrate that they had displayed public notices at the premises in accordance with the relevant regulations, and the application information was posted to the Somerset Council ‘list of current licence applications’ on the Council’s website. – newspaper notice published 22<sup>nd</sup> October 2024.

3.5 The Licensing Authority received a representation from Avon and Somerset Constabulary on 11<sup>th</sup> November 2024, this representation is attached at **Appendix D**. Additional information provided by the Police in support of the representation is shown as **Appendix E**. A witness statement provided by PCSO Ricketts attached at **Appendix F**.

3.6 A representation was also received from YMCA Dulverton Group, Highbridge on 11<sup>th</sup> November 2024, this representation is attached at **Appendix G**.

**4. Right of appeal**

- 4.1 All relevant parties have the right to appeal to the Magistrates Court if aggrieved by the decision of the Licensing Authority. This must be done within 21 days of being notified in writing of the relevant decision.

**5. Appendices**

- A. Premises Licence Application.
- B. Plan of premises
- C. Surrounding Area of premises.
- D. Representation from Avon and Somerset Police.
- E. Additional information provided by the police to support their representation.
- F. Witness statement from Avon and Somerset Police
- G. Representation from YMCA Dulverton Group, Highbridge