

LICENSING AND GAMBLING ACTS SUB-COMMITTEE HEARING

Members' Record of Determination

**RE: Applicant Mr Sebash Lal Bagha**

**Long Crendon Post Office, The Square, Long Crendon**

**Application for new Premises Licence under s.17 Licensing Act 2003**

3<sup>rd</sup> November 2015

Constitution of the Sub-Committee:	Councillors: Sue Renshell, Barbara Russel
Chair:	Councillor Judy Brandis
Others present:	-

Legal Advisor:	Ifty Ali
Licensing Officer:	Kyle Bennett
Applicant:	Mr Sebash Lal Bagha
Relevant Authority Officers:	None
Interested Parties:	June Newman / Samantha Higgs
Members of the Public:	Jackie Lacey
Documentation:	Report of Licensing Officer
Apologies:	None
Disclosures of Interest:	None

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**FINDINGS OF FACT**

The Sub-Committee accepted the following findings of fact from the evidence available:

- This hearing relates to an application for a new premises licence in respect of the Long Crendon Post Office, The Square, Long Crendon
- There were no representations from any of the responsible authorities
- The applicant had been visited by the Police as a responsible authority in respect of his application and they were satisfied with arrangements in particular to CCTV and Challenge 25
- There were 10 representations of objection to the application from those living and working in the vicinity – the objections were in summary: That having another premise in the area selling alcohol would create more alcohol related anti-social behaviour; That the Post Office should only sell Post Office related material; That there were concerns as the health and safety in respect of the elderly and disabled; and the technical questions raised regarding the validity of the Notice and advertising
- There was one representation of support for the Post Office to sell alcohol if that's what it would take to keep the Post Office running. Indeed, there was support from representers in general to a Post Office, just not one that sells groceries or alcohol or both
- There was no evidence of anti-social behaviour related to the premises
- The Statutory Notices and advertising were correctly carried out in accordance with regulations
- The applicant was very clear as to his management responsibilities and has run the Post Office for the last 4 years.

Taking into account the application and representations received together with the relevant law, section 182 guidance, Council policy and the Sub-Committee

## RESOLVED

Application granted as applied for with no imposition of additional conditions

### **REASONS FOR DECISION**

The Sub-Committee were satisfied with the management ethos of the Post Office and its 'challenge' regime with mystery shoppers and considered that this would translate to the sale of alcohol and the use of the Challenge 25.

The Sub-Committee were satisfied that any anti-social behaviour that had occurred in the area was not linked to the premises

The Sub-Committee were assured that should any problems arise from these premises following the issue of the licence any of the responsible authorities or other parties affected could call for a 'review' of the premises licence. Any review before a subsequent Sub-Committee could mean suspension, revocation or the imposition of conditions dependent on the problems and evidence

### **RIGHT OF APPEAL**

An appeal against the decision of the Sub-Committee may be made by:

- a) The applicant
- b) The person who made the relevant representations

Applications to appeal the decision of the Sub-Committee must be made to the local Magistrates' Court within 21 days from the receipt of this notice