

## **Record of a Hearing of the Keighley & Shipley Licensing Panel held on Monday 10 May 2010 in the Saville Room, City Hall, Bradford**

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### **Procedural Items**

#### **DISCLOSURES OF INTEREST**

No disclosures of interest in matters under consideration were received.

#### **INSPECTION OF REPORTS AND BACKGROUND PAPERS**

There were no appeals submitted by the public to review decisions to restrict documents.

### **Hearing**

1. **Application for a premises licence for Best One Xpress, 206–210 Leeds Road, Windhill, Shipley (Document “N”)**



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Suzan Hemmingway, Assistant Director Corporate Services (City Solicitor)



**RECORD OF A HEARING FOR AN APPLICATION FOR A PREMISES LICENCE FOR  
BEST ONE XPRESS, 206-210 LEEDS ROAD, WINDHILL, SHIPLEY (DOCUMENT "N").**

Commenced: 1305  
Adjourned: 1330  
Re-convened: 1340  
Concluded: 1345

**Present:**

**Members of the Panel:**

Keighley & Shipley Licensing Panel: Councillors L'Amie (Chair), Hill and Ferriby.

**Parties to the Hearing:**

**Representing the Applicant:**

Mr R Ayub, Owner – Applicant's representative  
Mr Z Ayub, Designated Premises Supervisor - Applicant  
Councillor M Jamil

**Observer:**

Councillor J Watmough

**Representations:**

The licensing officer in attendance summarised the background to the application and valid representations received as set out in the report.

The applicant's representative informed the Panel that he had taken over the premises in April 2010 and he believed that the majority of the accusations made were against the previous owner. He explained that he had invested a considerable amount of money in the premises and had installed a CCTV system. He wanted to create a good relationship with people in the area and did not want to jeopardise his livelihood. The applicant's representative confirmed that he already cleared litter from the vicinity of his premises and had asked groups of youths to move away when they had congregated outside. All sales refused were being recorded and the staff were aware of the Challenge 21 policy.

In response to questions from the Panel the applicant's representative confirmed that:

- he was not related to the previous owner, who had relinquished his licence as he had been declared bankrupt.
- the police had not visited to check his CCTV system. The system had 12 cameras inside and 4 outside.
- verbal training had been given to the staff and he would ensure that staff attended a formal training course if required.
- he would not jeopardise his business by selling alcohol to underage persons.
- he had previously asked groups of youths to move away from the premises as he wished to build a good relationship with the residents. A number of his customers were elderly and he did not want them to feel intimidated.
- he had approached the manager at the nearby convenience store in relation to information sharing but had received a negative response.
- the premises would not sell to underage persons, a CCTV system had been installed, regular contact had been initiated with the police and a local Councillor had been

consulted.

A Councillor representing the applicant addressed the Panel and stated that the owner had invested a substantial amount of funds in the business and was willing to co-operate with the police and residents. He then requested that the Panel looked favourably upon the application.

In conclusion the applicant's representative reported that he had previously had two Temporary Event Notices that had allowed him to sell alcohol and these had run smoothly. He was a family man and would not supply alcohol to underage persons.

## **Decision**

**That having considered all valid representations made by the parties to the hearing; valid written representations received during the statutory period, the published statement of licensing policy and relevant statutory guidance; the panel grants the application subject to the following conditions:**

- (i) A CCTV system with internal and external coverage shall be installed at the premises and be of a standard acceptable to the Licensing Authority in consultation with West Yorkshire Police, be maintained in good working order and used at all times the premises remain open to the public for licensable activities. Any CCTV footage shall be made available to the Licensing Authority or a Responsible Authority on request. The CCTV installation shall be made available for inspection by West Yorkshire Police prior to the opening of the premises.**
- (ii) An appropriate proof of age policy, incorporating the principles of the Think/Challenge 21 Campaign shall be implemented; incorporating measures to ensure that any patron wishing to purchase alcohol who may be reasonably appear to be under 21 years of age are asked to prove they are at least 18 years old by displaying evidence of their identity and age in the form of a valid UK passport or new style driving licence displaying their photograph.**
- (iii) All staff employed in the premises must be adequately trained in their responsibility for enforcing the proof of age policy, all relevant conditions of licence and all relevant licensing laws.**
- (iv) That the Licensee shall ensure that the external areas around the perimeter of the premises are kept clear of litter and refuse.**

**Reason:** It is considered that the above conditions are necessary in order to ensure proper supervision of the premises in order to deter and ameliorate any anti-social behaviour and to ensure that there is an adequate system in place to prevent underage youths and children gaining access to alcohol. Prevention of crime and disorder, prevention of public nuisance and prevention of harm to children objectives.

Chair

**Note: This record is subject to approval as a correct record at the next meeting of the Licensing Committee.**