

## **Record of a Hearing of the Bradford District Licensing Panel held on Tuesday, 30 January 2018 in Committee Room 4 - City Hall, Bradford**

### **Procedural Items**

#### **DISCLOSURES OF INTEREST**

Councillor Shabbir, who was in attendance to make representations as a Ward Councillor disclosed an interest as he owned property in the vicinity of the premises concerned.

***ACTION: City Solicitor***

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

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

### **Hearings**

Application for a Premises Licence for Biedronka Express, 312 Keighley Road, Bradford

**BIEDRONKA EXPRESS, 312 KEIGHLEY ROAD, BRADFORD**

**RECORD OF A HEARING FOR A PREMISES LICENCE FOR BIEDRONKA EXPRESS,**

## 312 KEIGHLEY ROAD

Commenced: 1105  
Adjourned: 1132  
Reconvened: 1140  
Concluded: 1142

### **Present**

#### **Members of the Panel**

**Bradford District Licensing Panel:** Councillor M Slater (Ch), Councillor Engel and Councillor Hawkesworth

#### **Parties to the Hearing**

#### **Representing the Applicant:**

Ms Simkiene – applicant

#### **Interested Parties**

Councillor Shabbir – Ward Councillor

#### **Representations**

The Assistant Director, Waste, Fleet and Transport Services presented a report, **Document “K”** which outlined an application for a new premises licence for the sale of alcohol for consumption off the premises. The Panel was advised that representations in objection to the application had been received in the form of a petition from local residents and a letter of objection from a ward councillor.

The applicant was in attendance and spoke in support of her application, explaining that her customers wanted to be able to buy alcohol along with their other shopping rather than from different shops. She also explained that the shop opened from 0900 to 2100 only so would not be causing any late night disturbance and was of the view that litter in the street was from nearby takeaway premises rather than her own.

In answer to questions from the Chair she confirmed that the shop would be selling alcohol for consumption off the premises only; that she would be the designated premises supervisor and that, as a parent of a teenager herself, she fully understood the need to prevent young people from buying alcohol; that she would move patrons on if they lingered in front of the premises and that she understood the principles of Challenge 25.

In response to a question from another Panel Member, she confirmed that she did not expect an increase in custom as a result of the application, merely that her existing clientele would be able to buy alcohol along with their other shopping.

She confirmed to the Licensing Officer that she had not yet completed the mandatory training for designated premises supervisors and was advised that, if the application was granted, she would not be able to sell alcohol until she had obtained her personal licence.

A Ward Councillor attended the meeting and spoke in objection to the application, stating that while he appreciated the applicant's efforts to run a business in the locality, there were already sufficient premises capable of selling alcohol. He considered that there would be a

negative impact on traffic in the area, which was already very busy. He also had concerns about anti-social behaviour in the area and considered that existing problems would be exacerbated if another premises was to sell alcohol. He asked the Panel to be mindful of residents' concerns when making their decision.

The Chair noted that the petition from local residents referred to concerns about the sale of cheap alcohol and asked the applicant whether she intended to do so. She advised that her sales would not be cheaper than other local stores as all businesses had to purchase alcohol from a wholesaler. She also pointed out that the local discount supermarket offered low cost alcohol as part of its range of products.

In response to questions from the Panel, the Ward Councillor stated that local residents had concerns that the incidence of alcohol purchase would increase if the licence was granted and it would encourage car drivers to park near the shop, which would be detrimental on such a busy road. The Ward Councillor also expressed concern about anti social behaviour generally in the area.

In conclusion, the applicant stated that one small shop would not make a difference to anti social behaviour in the area, which she considered to be the result of issues with drug use locally. She confirmed that she would ensure that there was no noise and disturbance to local residents; that's patrons did not linger near the shop or drink in the street outside the shop and that litter was cleared from outside the shop.

#### **Resolved –**

**That, having considered all valid representations made by the parties to the hearing, valid 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:-**

- **The Licensee shall ensure that the external areas around the perimeter of the premises are kept clear of litter and refuse.**
- **An appropriate proof of age policy, incorporating the principles of the “Challenge 25” campaign be implemented incorporating measures to ensure that any patron wishing to purchase alcohol who may reasonably appear to be under 25 years of age are asked to prove that they are at least 18 years old by displaying evidence of their identity and age in the form of a valid UK passport, new style driving licence displaying their photograph or PASS identification.**

Reason – it is considered that the conditions are necessary to prevent nuisance to the local community and to support the prevention of children from harm licensing objective.