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**DACORUM BOROUGH COUNCIL**

**LICENSING OF ALCOHOL AND GAMBLING SUB-COMMITTEE**

**30 JULY 2012**

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Present –

**MEMBERS:**

Councillors Lawson (Chairman), G Sutton and Taylor

**OFFICERS:**

B Lisgarten	Barrister
R Hill	Licensing Team Leader
S Taylor	Senior Assistant Licensing Officer
D Wills	Assistant Licensing Officer
P Bowles	Member Support Officer
T Coston	Member Support Officer

**Other Persons Present:**

Mr A Hussain	Applicant
Mr K Jugessur	Applicants Representative, Silver Consultants

The meeting began at 2.30 pm

**1. INTRODUCTIONS**

The Chairman introduced himself, the Councillors on the Sub-Committee and the officers present. The Chairman then asked the other persons present to introduce themselves.

**2. MINUTES**

The Minutes of the meeting held on 28 March 2012 were agreed by the Members present and then signed by the Chairman.

**3. APOLOGIES FOR ABSENCE**

There were no apologies for absence.

**4. DECLARATIONS OF INTERESTS**

No interests were declared.

The Chairman informed the Sub-Committee that he was the Ward Councillor for Adeyfield East and he had not visited the premises.

Councillor Taylor declared that he was the Ward Councillor for Gadebridge and he had not visited the premises.

Councillor Sutton declared that he was the Ward Councillor for Leverstock Green and he had not visited the premises.

### **LICENCE HEARINGS**

The application was for:  
Harry's Grill and Kebabs  
121 Lawn Lane  
Hemel Hempstead  
Hertfordshire  
HP3 9HS

The Chairman asked the Members of the Sub-Committee to confirm that they had read the Agenda. Councillors Sutton and Taylor confirmed they had read the documents at hand.

The Chairman asked whether all legal obligations had been complied with. R Hill confirmed that they had.

The Chairman invited the Applicants to make representations to the Committee.

Mr Jugessur informed the Committee that the original application was for the premises to remain open until 2am, but following discussion and compromise with the local residents, they decided to amend the application and apply to remain open until midnight. The premises will supply food and soft drink only. He said they anticipate 75% of business to be for home delivery but would like to provide a seated area for customers inside of the premises if they wish to eat there. He advised they had been working closely with local residents, which they consider a priority, and would like to be part of the neighbourhood watch scheme. He explained they wouldn't accept any disorderly behaviour, gathering outside of the premises or criminal activity; CCTV will be implemented to monitor any anti-social behaviour, the Police and the Local Authority will be notified of any issues, and signs will be located around the premises to advise gathering outside of the premises will not be tolerated. He advised additional bins can be positioned outside of the premises to prevent any littering, which was a concern of the local residents. He said another concern related to parking and congestion but they felt this shouldn't be a problem as there is free parking facilities located nearby. He said they wouldn't want to obstruct any parking, disabled access or buses.

Councillor Lawson queried why there was a significantly large seating area on the floor plan if they anticipated 75% of sales would be for home delivery. Mr Jugessur said they would like to be able to cater for all requirements. He said although they were a fast food premises, they would like customers to be able to eat inside as they would in a restaurant if they wish to.

Councillor Taylor said he was pleased to see the applicants had done so much work prior to the meeting and had been considerate to local residents by amending the application. He sought clarification on the new proposed opening hours. Mr Jugessur confirmed they were proposing the premises would be open between 09:00-00:00, seven days a week. Councillor Taylor asked how they aimed to prevent individuals gathering outside of the premises, as stated in the application. Mr Jugessur said the local residents were a priority to them so they would be working with the local neighbourhood watch group so they could discuss and resolve any issues that may arise. He said they were planning to recruit for various managerial roles and would be ensuring all staff were fully trained to deal with all possible scenarios. He added that there would be CCTV in the premises and they would work with the police if any incidents did occur.

Councillor Sutton raised concern as there would be no toilet facilities for the customers in the premises. He suggested customers may resort to urinating outside of the premises. Mr Jugessur replied they were within the requirements to not supply customers with toilet facilities, as they were only providing a seating area for 12 people. He noted the concerns and agreed they would monitor the issue.

Councillor Lawson asked if they would be involved in the physical management of the business. Mr Hassain confirmed he would be involved. Mr Jugessur said he was present to provide representation on behalf of the applicant and wouldn't be involved in management of the business.

The Chairman said he was impressed with the intentions of the applicants and found no issues or reasons not to grant the application.

Councillor Taylor and Sutton both reiterated and agreed with the Chairman's comments.

**Agreed:**

The Licensing of Alcohol and Gambling Sub-Committee, having had regard to National Guidance and Dacorum Borough Council's own Licensing Policy and the Licensing Objectives of the Licensing Act 2003, and having taken into account all oral and written representations, agreed to grant the premises licence as set out below.

Section L Late Night Refreshment

Indoors only

Monday to Sunday 09:00 hours until 00:00 hours

a) General Statement of Licensing Objectives

The shop is equipped with CCTV Cameras

b) The Prevention of Crime and Disorder

CCTV equipment has been installed at the premises in consultation with the Police, to be working at all times when the premises' is trading. All CCTV footage to be stored for 30 days and made available to the Police upon request.

c) Public Safety

Once the shop is fully seated, only the takeaway service will be allowed. Customers causing disorder will be asked to leave.

d) The prevention of public nuisance

Gathering outside the shop will not be permitted.

e) The protection of Children from harm

The shop is equipped with CCTV cameras.

***The Chairman advised Mr Hussain and Mr Jugessur that the alterations were still subject to Planning permission, which is required to be confirmed before the premises could begin trading.***

The meeting finished at 2:52 pm