

Present

Councillor Mrs I Sanderson (In the Chair)

Councillor R A Baker
S P Dickins

Councillor K G Hardisty
Mrs B S Fortune

LHP.1

APPLICATION TO VARY PREMISES LICENCE - 33 WEST GREEN, STOKESLEY, TS9 5BL

The subject of the decision:

The Director of Leisure and Health submitted a report seeking consideration of an application to vary a Premises Licence in respect of the premises situated at 33 West Green, Stokesley, TS9 5BL.

Alternative options considered:

The Panel considered all of the written material on the agenda, evidence and submissions at the meeting.

The reason for the decision:

The Panel considered the relevant representations of the parties, the Licensing Act 2003, the Council's Statement of Licensing Policy, the guidance issued under Section 182 of the Licensing Act 2003 and the four Licensing Objectives.

THE DECISION:

Having considered the above matters the Panel decided to grant the application to vary the premises licence subject to the following special condition being added:

“Alcohol shall not be sold or supplied for consumption on the premises otherwise than to persons consuming food there and for consumption by such persons as an ancillary to the food”.

The Panel advised the applicant that the variation of the premises licence did not give them permission to operate the business in breach of planning conditions, which currently provide that the premises should not sell alcohol for consumption on or off the premises. The Panel advised the applicants that they would need to seek a variation of the planning conditions otherwise they would be operating in breach of planning control.

The Panel noted that there were concerns regarding the existing premises licence permitting sales of alcohol for consumption off-site and the willingness of the applicant to withdraw that part of the licence. The Panel advised the applicant to discuss the withdrawal of this part of the premises licence with the Council's Licensing department.

The Panel noted that the premises licence was subject to monitoring by the Council's Licensing department and it could be brought back before the Panel for further review if necessary.

The meeting closed at 1.00pm.

Chairman of the Panel