



**REPORT of
DIRECTOR OF SERVICE DELIVERY**

to
**LICENSING SUB-COMMITTEE
9 JULY 2019**

**LICENSING ACT 2003 – APPLICATION TO REVIEW PREMISES LICENCE –
VILLAGE TANDOORI, 11 HIGH STREET, SOUTHMINSTER, CM0 7AA**

1. PURPOSE OF THE REPORT

- 1.1 The Committee is requested to consider an application for a review of the premises licence for Village Tandoori, 11 High Street, Southminster, CM0 7AA on the grounds of one of the licensing objectives, namely the prevention of crime and disorder, having regard to the representations received and the requirement to promote the four licensing objectives.

2. RECOMMENDATION

That the Licensing Sub-Committee determines the application for a Review of a Premises Licence taking into consideration the options that are available as detailed in section 4.1 of this report.

3. SUMMARY OF KEY ISSUES

- 3.1 The premises is a Indian Restaurant with a licence to serve alcohol on the Premises.
- 3.2 The application that Members are asked to consider is an application made by Essex Police for a review of a premises licence requesting that the licence be revoked. A copy of the current premises licence is attached at **APPENDIX A** to this report.
- 3.3 The premises licence authorises the following licensable activity:
- Sale by Retail of Alcohol.
- 3.4 The application has been properly made and all procedures correctly followed. The completed application to review is attached as **APPENDIX B**.
- 3.5 On 28 May 2019 a letter was received from Essex Police clarifying some typographical errors on the application form, which do not affect its validity. The letter is attached as **APPENDIX C** for the sake of clarity.
- 3.6 Supplementary documents have been submitted from Essex Police, these are attached as **APPENDIX D**.

- 3.7 In accordance with the requirements of the Licensing Act 2003, a copy of the review application was served by the applicant on all the relevant responsible authorities, together with the premises licence holder.
- 3.8 There has been a representation received from the Licence Holder via his Solicitor, and a copy of this representation is attached at **APPENDIX E**.
- 3.9 There were no other representations received.

4. CONCLUSION

- 4.1 Members are advised that they have the following options when determining this application:
1. To modify the conditions of the licence either permanently or for a period not exceeding three months.
 2. To exclude a licensable activity from the scope of the licence, either permanently or for a period not exceeding three months.
 3. Remove the Designated Premises Supervisor.
 4. To suspend the licence for up to three months.
 5. Revoke the licence.
- 4.2 Members are reminded that the applicant and/or any interested party in relation to this matter may appeal the decision of the Council to the Magistrates' Court

5. IMPACT ON STRATEGIC THEMES

- 5.1 The strategic themes of Place, Community and Prosperity underpin the Council's vision for the District.
- 5.2 This report supports the strategic themes of Community and Prosperity.

6. IMPLICATIONS

- (i) **Impact on Customers** – None.
- (ii) **Impact on Equalities** – None.
- (iii) **Impact on Risk** – None.
- (iv) **Impact on Resources (financial and human)** – None.
- (v) **Impact on the Environment** – None.

Background Papers:

Statutory Guidance issued in accordance with S.182 of the Licensing Act 2003
Maldon District Council's Statement of Licensing Policy
The Licensing Act 2003

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