

## **Licensing Act Sub-Committee - Record of Hearing held on Monday 12 October 2009 at 6.00pm**

**MEMBERS:** Councillor THOMPSON (Chairman); Councillors BESLEY and Mrs SALSBURY.

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### **1 Declarations of Interest.**

None were received.

### **2 Application for New Premises Licence – Beach News, 18 Brassey Parade, Brassey Avenue.**

The Chairman introduced members and officers present and detailed the procedure to be followed. The Licensing Manager outlined the report detailing the application for a new premises licence for Beach News, 18 Brassey Parade.

A CCTV system would be installed at the premises and the Challenge 21 initiative and a refusals register would be operated. The Licensing Manager advised that the applicant had agreed to pilot a bottle marking scheme which would enable agencies to identify where young people in possession of alcohol had sourced it.

Representations in support of the application were made by the applicant, Mr R Kaushal.

Written representations had been received from a local resident as detailed in the report.

The Sub-Committee acknowledged and took into account the letter of representation submitted from the interested party who was not present at the hearing. The Sub-Committee then considered the application having regard to the representation submitted and the further evidence presented at the meeting, the four licensing objectives and the Council's Statement of Licensing Policy. Having taken into account all the relevant considerations the Sub-Committee announced the decision as follows.

**RESOLVED:** That the new premises licence application in respect of Beach News, 18 Brassey Parade be granted as set out in the attached appendix.

The meeting closed at 6.20p.m.

**M Thompson**  
**Chairman**

# Eastbourne Borough Council

## Decision Notice

### Licensing Act Sub-Committee held on Monday 12 October 2009

- Applicant: Ravinder Kaushal
- Premises: Beach News  
18 Brassey Parade  
Brassey Avenue  
Eastbourne
- Reasons for Hearing: Relevant representations received from an interested party under the public nuisance and crime and disorder licensing objectives.
- Parties in attendance: Applicant - Mr R Kaushal and Mr S Sharma
- Licensing Authority:  
Miss K Plympton (Licensing Manager) and Mr G Johnson (Regulatory and Litigation Lawyer)
- Decision made: To grant the new premises licence as follows:
- Sale of Alcohol:**
- Monday – Sunday                      06.00 – 23.00 hours
- Open to the Public**
- Monday – Sunday                      06.00 – 23.00 hours
- Subject to the applicable mandatory conditions prescribed by section 19 of the Licensing Act 2003:
- Reasons for Decision: The Sub-Committee has granted the application for a new Premises Licence subject to the conditions and hours specified having given due weight to the evidence placed before it, as well as the regulations and guidance under the Licensing Act 2003, the licensing objectives and the Council's Statement of Licensing Policy.
- The Sub-Committee acknowledged the concerns of the local resident but were satisfied with the submissions made in support of the application and the measures offered by the applicant to promote the licensing objectives.
- Date of Decision: 12 October 2009
- Date decision notice issued: 19 October 2009

A written or electronic copy of this Notice will be publicly available to all Parties and published on the Council's website.

## **RIGHT OF APPEAL**

Under the provisions of S.181 and Schedule 5 of the Licensing Act 2003, there is a right of appeal against the decision of the Licensing Sub-Committee, should you be aggrieved at the outcome.

This right of appeal extends to the applicant in the case of refusal or restrictions on the licence, or the imposition of conditions to the licence. The right of appeal also extends to persons who have made representations where the licence has been granted, or that relevant conditions have not been imposed on the licence.

Full details of all the rights of appeal can be found within Schedule 5 of the Act. If parties wish to appeal against the Sub-Committee's decision, this must be made to the Magistrates Court, Old Orchard Road, Eastbourne, BN21 1DB within 21 days of receipt of this decision notice.