



**NORWICH**  
City Council

## NOTICE OF DETERMINATION

Date of Hearing: 15 March 2013

Licence Type: Application for Premises Licence

Name of Applicant: Mrs Rasa Varanauskiene

Name of Premises: Gojus

Postal address of Premises: 41, St. Augustines Street, Norwich.

Licensing Sub-Committee: Councillors Kendrick (Chair) Button & Baker

Determination-: The Committee heard the application for a premises licence for 41, St. Augustines Street Norwich. Present to make representations were;

Adrian Penn (on behalf of applicant)

Mrs Rasa Varanauskiene Applicant

Objectors; N Hall, T. Sale & I. S.

The committee heard an application to licence the premises for Performance of Plays, recorded music, performance of dance, late night refreshment & supply of alcohol for consumption on the premises as per the report for the committee.

The Police were represented by M Bartrum

The committee heard from Mr Penn on behalf of the applicant who is Lithuanian, she already has another similar business in Attleborough.

They want to run the premises as a place where those of Lithuanian birth and others can meet, to eat and have drinks and relax. It was proposed that last entry into the premises be at midnight to allow people time to relax and enjoy the atmosphere and to meet others Lithuanians but also anyone else who wanted to experience the cuisine and ambience.

There were questions from the committee about the need for alcohol and late opening hours. The committee was told that the intention was to create a community place and for people to meet and eat and drink. It was not like restaurants in Britain, Lithuanian families took their children there.

The police concerns centred on the apparent confusion relating to opening hours and late night refreshment with sales of alcohol. The committee heard from the police in relation to the fact that other premises in the area sold alcohol and although it was proposed that the café permitted last entry to the premises at midnight there

They were asked by N Hall how many Lithuanians were in Norwich and were given the figure of 600.

Objectors had questions relating to control of patrons outside the café if they were smoking, noise upon leaving. The Catherine Wheel P.H. was mentioned as having an alternate lifestyle which led to some abuse of its patrons and concerns were raised that if patrons of the café were outside smoking that they may receive abuse from passers-by as well.

The applicant informed the committee that notices will be put up in Russian, Lithuanian & English asking patrons to leave quietly and be mindful of the fact that this was a residential area. That people went to the café to relax and not become so intoxicated that trouble would arise, families would be present. They wouldn't serve patrons who appeared to be intoxicated.

The objectors raised questions around planning guidance, to which the committee has to have regard, particularly paragraph 9:41 which applies when businesses have applied for planning permission the committee should discuss re planning. It was said that the hours should be limited to midnight to bring the premises licence into line with the planning recommendation.

The objectors said that the application only applied to one floor but that café has 2 floors. They were informed that the upstairs was for private parties.

The applicant amended her opening schedule to opening at 09:00hrs until 24:00hrs Monday to Thursday and Sundays

09:00hrs until 02:00hrs Fridays and Saturdays.

No representations were made by any other of the Responsible Authorities.

**The Committee's Decision:-**

The committee decided to grant the application, the opening hours were;

Mondays, Tuesdays, Wednesdays, Thursdays and Sundays 09:00- 24:00hrs

**With no patrons allowed entry after 23.30 hours, and**

Fridays & Saturdays 09:00-02:00hours **with no patrons allowed entry after 24:00hours.**

The hours for the sale of alcohol for consumption on the premises were

09:00hrs -23:00hrs Monday –Sundays

For late night refreshment 23:00hrs-02:00hrs

For the other licensable activities 11:00hrs -23:00hrs

**The Committee's Reasons:-**

The committee felt that the applicants had addressed the concerns raised by objectors with regards to the sale of alcohol and that there was no evidence before the committee that the granting of the licence would result in an increase in crime & disorder as envisioned by the objectors.

**Right of a Party to appeal against the determination of the Authority.**

For your information, applicants and any party who made a relevant objection, or submitted an objection notice, who is aggrieved by the decision, or the imposition of any term, condition or restriction, have a right of appeal to the Magistrates Court within 21 days of the date on which they are notified of the decision.

**Dated this 15 July 2013**