



NOTICE OF DETERMINATION

Date of Hearing: 23 January 2014

Licence Type: Application for the grant of a Premises Licence

Name of Applicant: DPGS Limited trading as Dominos Pizzas

Name of Premises: Dominos Pizza

Postal address of Premises: 181 Plumstead Road, Norwich, NR1 4RB

Licensing Sub-Committee: Councillors Gayton (Chair), Button and Stammers

Present on behalf of Applicant: Ms Lisa Lee

Responsible Authorities: None

Members of the Public present: None

Other persons present: Mr Ian Streeter (Norwich City Council), Mr D Lowens (nplaw)

DETERMINATION:

The councillors heard from the representative of the Applicant. There was no attendance by local residents. During the meeting the Applicant amended their proposed operating schedule as follows:-

The following conditions were added

1. CCTV to be in operation at all times to cover the main service area whilst the premises are open to the public. CCTV footage to be retained for 28 days and be available to police or licensing authority on request.
2. There will be no public access to the premises between 0100 hours and 1100 hours on any day.
3. The premises staff will carry out at least two litter picks in the local area per day.

4. Notices will be provided under the wording contained in standard condition number 13 of Appendix 4 of the Council's policy.
5. Staff of the premises will do their best to control noise from persons in the immediate vicinity of the premises.

Regarding those matters which had been agreed with the Norfolk Constabulary and mentioned on page 5 of the agenda it was agreed that it would not be appropriate to add "The premises will only offer a delivery service after 0100 hours meaning no public access to the building from 0100 until 1100 daily" as a condition as the intention behind this proposed wording was adequately met by condition 2 above.

The proposed condition contained an appendix A of the agenda under box D is amended to read: "All windows and doors (save for ingress and egress) will be kept shut at all times to prevent noise nuisance. All drivers will ensure that they turn their music off near the store and not use their horns after 11pm."

The proposed condition contained in box E of appendix A is amended as follows, "Any children (being persons under the age of 16) shall be accompanied by an adult when visiting the premises."

The applicant's representative described the intended operation of the premises and confirmed that the company did not wish persons to eat on the premises and deliberately did not provide seats in order to ensure this. Nor did the company wish persons to be loitering in the vicinity of the premises. The representative confirmed the actions which would be taken by the company if their customers were proving to be a nuisance, that they would be asked to leave and if necessary the police would be called.

The Licensing Sub-Committee's Decision:

A licence was granted for the licensable activity of the provision of late night refreshment indoors and outdoors, for the hours sought. The opening hours requested were approved.

The Licensing Sub-Committee's Reasons:

The members of the Licensing Sub-Committee took account of the fact that there were no representations made by responsible authorities following the agreement as to additional conditions reached between the applicant and the Norfolk Constabulary. Members had considered the comments of those local residents who had made representations. On hearing the proposals of the applicant and noting the proposed conditions relating to noise and litter control members felt that the application would not conflict with the licensing objectives on the evidence before committee and no further conditions needed to be applied in the interests of any of the licensing objectives.

Right of Party to Appeal against the determination of the authority

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

Dated this 23 January 2014