



Notice of Determination

Date of Hearing: 7 December 2012

Licence Type: Grant of a Premises Licence

Name of Applicant: Mr Bebak Shalli, 8 Leopold Court, Norwich NR3 1NN

Name of Premises: Bilan Shop

Postal Address of Premises (or description of premises): 476 Sprowston Road,
Norwich NR3 4PY

Licensing Sub-Committee:

Councillors Neale (Chair) Sands (M) and Wright

Other Persons Present:

Mr Rebaz Azis, friend of the applicant, Mr Alan Aylott, Licensing Agent for the applicant.
Mr Ian Streeter, Licensing Manager of Norwich City Council. Mr J Balasingam.

David Lowens, legal advisor to the committee (Solicitor nplaw).

Local Residents

Valerie Shepherd, David Wright, Mark Phillips, Paul Baity together with Pam South and Ann Tisdale both of the Brickmakers Public House.

Determination

Mr Balasingam presented a letter written by his solicitor Mr Brian Hardie asking the matter be re-advertised due to the delays caused on the basis that such would be in the public interest.

The legal adviser noted that Mr Balasingam was present and able to address committee directly and therefore suggested to committee that it was not in the public interest to delay the determination of this application further. Members decided to proceed.

Mr Alan Aylott on behalf of the applicant amended the application by withdrawing the identified designated premises supervisor.

Committee heard from Mr Ian Streeter that as the designated premises supervisor point was resolved there were now no current police representations.

Mr Streeter presented the report to committee and further presented the steps set out in the applicant's revised operating schedule. The hearing was paused for 10 minutes whilst these were carefully studied.

During the hearing the applicant via his representative made further changes to his operating schedule as follows:

In respect of condition 8 it was confirmed that this should be amended to add "both internally and covering the entrance door externally".

In respect of condition 18 to add "the refusals log will be in writing".

Additional condition 22 – containers of alcohol whilst on display and upon sale will be permanently marked with a sticker or other suitable marking identifying they were sold from the application premises.

The committee heard from local residents and other interested parties and took account of the written representations before committee.

The Committee's decision:

The committee granted the application as sought noting the conditions set out by the applicant in his amended operating schedule.

The Committee's reasons:

Members took account of the fact that there were no responsible authority objections to the application. Whilst there was considerable local concern regarding anti-social behaviour and nuisance in the local area arising from the consumption of alcohol, it was not clear that the grant of this premises licence noting the operating schedule conditions would lead to an increase in those concerns. It was not felt appropriate to add any further condition to the premises licence. The hours sought were acceptable.

Committee noted and advised those present of the review procedure.

Right of a 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 the decision or the imposition of any term or 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 10th December 2012