



**NORWICH**  
City Council

## Notice of Determination

Date of Committee: 11 February 2019

Licence type: Application for the grant of a premises licence

Name of applicant: City Cars Limited (Company No: 03053524)

Address of premises: 77 Prince of Wales Road, Norwich, Norfolk NR1 1DG

Members of Licensing Sub-Committee: Councillors Hugo Malik (Chair); Roger Ryan and Cavan Stewart

Other Persons Present: Ms Michelle Bartram representing the Norfolk Constabulary, Mr Gavin Tempest representing the applicant, Mr Mark Streeter on behalf of the applicant, Mr Anthony Shearman (Environmental Protection, Licensing and Markets Manager, Norwich City Council), D Lowens, Solicitor nplaw.

There were no declarations of interest.

### NOTES OF HEARING:

Mr Shearman presented the report that noted that agreement had been reached between the applicant and the Norfolk Constabulary.

This agreement was based on changes to the proposal as follows, agreed by the applicant:

1. The hours for late night refreshment will end at 04:00 hours every day instead of 05:00 hours.
2. The seasonal variation regarding New Year's Eve is amended to replace 07:00 hours with 05:00 hours.
3. The hours the premises are open to the public will end at 04:00 hours every day instead of 05:00 hours.
4. There is an additional condition that "all door supervisors shall wear high visibility clothing"

The condition relating to CCTV being maintained and kept in good working order is amended by the addition of "and supplied to the police".)

5. The condition relating to the minimum number of SIA registered door supervisors in attendance on certain hours is amended by the addition of "or from 23:30 hours on any Sunday preceding a bank holiday and also on New Year's Eve until close of business".

The condition relating to the storage of empty bottles and other waste was amended to replace "premises" with "building".

6. Additional condition – “if aware of the consumption of alcohol on the premises the premises licence holder shall immediately take steps to prevent the further consumption of alcohol”.
7. Additional condition - “Warning signs noting that alcohol consumption is not permitted shall be on display in the premises”.

Ms Bartram addressed the committee noting that the police no longer wished to oppose the application. The police had taken account of the experience of the applicant regarding the successful running of a taxi company. The police felt that the proposed use would have much less of an impact if completed earlier and a 4.00 a.m. finish gives an opportunity to show there is no impact upon the licensing objectives. From a crime and disorder consideration the police view was that the applicant had done all that was sought. It remained a large seating area and the minimum of one SIA staff member may need amending in the future but the police also took account of the applicant's current control over a large taxi seated waiting area which does not cause problems to the police.

The applicant confirmed he looked after a fifty-seat waiting area and no problems had arisen. Based on the consumption of food by customers in the taxi waiting area there was a demand for this business and the intention would be fast food, likely pre-prepared and customers would be able to eat whilst waiting for their taxi. The applicant felt that the more customers seated the easier it would be to control them. Taxi marshalls were available to look after the taxi waiting area and as mentioned this had not been a problem for the Norfolk Constabulary.

#### **DECISION OF COMMITTEE:**

The decision of committee was to approve the application as amended (including a clarification of the plan of the premises).

#### **REASONS FOR THE COMMITTEE'S DECISION:**

In accordance with statutory guidance the views of the police are given a significant weight and committee noted that the police felt the applicant had done all that was necessary to satisfy them regarding the crime and disorder licensing objective. There was no evidence before committee relating to the likelihood of public nuisance, indeed the evidence of the taxi waiting area indicated that nuisance on the premises was unlikely. The cumulative impact policy was considered and the committee was satisfied with the evidence provided by the applicant (noting again the police view) and were of the view that no adverse impact on the licensing objectives would occur from this application being successful.

#### **RIGHT OF APPEAL:**

Right of appeal as set out in schedule 5 of The Licensing Act 2003. Any person wishing to exercise their right of appeal should contact the Magistrates Court for that purpose within 21 days of being informed of the decision being appealed against.

Dated this 15<sup>th</sup> day of February 2019