

Notice of Determination in respect of a review of the premises licence for 60A London Street, Norwich. Redacted public version.

Licensing Sub-Committee date – 25 August 2022.

Members of committee present– Councillors Ian Stutely (Chair of committee), Erin Fulton-McAllister and Lesley Grahame.

Applicant for review – Norfolk County Council Trading Standards Service.

This is a linked matter with determinations regarding the transfer of the premises licence and variation of the Designated Premises Supervisor for these premises. This hearing was held in private.

This is the redacted version of the Notice of Determination. The redactions are to ensure that no prejudice is caused to any prospective enforcement action that may be taken in the future.

List of attendees:

	Name	Role
1	Cllr Fulton-McAlister	Committee member
2	Cllr Grahame	Committee member
3	Cllr Stutely	Committee member, Chair
4	Tiffany Bentley	Public Protection (Licensing) Team Leader
5	Leona Page	Trading Standards Service, representative for the applicant
6	Duncan Carter	Trading Standards Service
7	Charlotte Reynolds	Trading Standards Service
8	Imran Mohammed	Premises Licence holder
9	Michelle Bartram	Norfolk Constabulary
10	David Lowens	Solicitor, legal advisor to committee

Summary Notes of Hearing

There were no apologies received, nor were any declarations of interest made.

This is the substantive hearing, the committee having previously sat on the 15 August 2022 when it was resolved to defer consideration of the report to enable the premises licence holder (hereafter “PLH”) to arrange legal representation.

No additional papers were provided to committee, other than a copy of the photocard driving licence of the PLH which was produced when identification was requested by the Chair.

As enforcement processes were still being considered the committee reviewed regulation 14 of SI 2005 no.44 and voted to exclude the public from the entirety of the hearing, so as not to damage the integrity of other enforcement processes.

Mr Mohammed was invited to address the committee by the Chair. He said he had bought this business in Oct 2020. It was a new enterprise; he had previously been running a mobile phone shop. . He gave details of personal issues and time spent abroad

He confirmed that Mr Rahman (staff) worked for him and had been working for him for a little more than a year.

Leona Page of the Trading Standards Service then addressed committee and mentioned matters of concern.

The licence had been granted on 4 April 2019 to Mr Imran. This permitted the sale of alcohol for consumption off the premises only. Mr Imran was the designated premises supervisor (hereafter “DPS”). .

Ms Page referred to the statutory guidance and summarised the concerns of the Trading Standards Service.

Mr Mohammed had no questions for Trading Standards.

Mr Mohammed addressed committee and gave his response to matters of concern to the regulatory authorities.

Michelle Bartram addressed committee, noting that the Norfolk Constabulary supported Trading Standards in this review and she gave reasons for this.

Cllr Fulton-McAlister asked Mr Mohammed what questions he had put to Mr Imran on taking over in Oct 2020 about his licensing obligations and what training he had done since Oct 2020.

Tiffany Bentley advised committee when Mr Mohammed’s personal licence was granted

Ms Page on behalf of Trading Standards confirmed to committee that there had been no change in their concerns about these premises and the licensing objectives after listening to the evidence at committee.

The decision of committee was given after a period of private deliberation.

Decision

That the premises licence for 60A London Street, Norwich, issued under the Licensing Act 2003 is revoked. This was a unanimous decision.

Reasons for the committee’s decision

Committee took account of the evidence contained in the agenda, and as heard before committee, and the local licensing policy and national guidance made under s182 of the Licensing Act 2003. The remainder of the reasoning is redacted.

Rights of appeal

Rights of appeal are set out in Schedule 5 of the Licensing Act 2003, as follows

Review of premises licence

8(1) This paragraph applies where an application for a review of a premises licence is decided under section 52.

(2) An appeal may be made against that decision by—

(a) the applicant for the review,

(b) the holder of the premises licence, or

(c) any other person who made relevant representations in relation to the application.

(3) In sub-paragraph (2) “relevant representations” has the meaning given in section 52(7).

Any appeal should be raised with a magistrates’ court within 21 days of receipt of the written decision appealed against.

Signed.....Cllr Ian Stutely.....Chair,
Licensing Sub-Committee.

Redacted 14.9.22