

HEREFORDSHIRE COUNCIL

**REGULATORY COMMITTEE DECISION NOTICE
(THE LICENSING ACT 2003)**

PREMISES	Bargain Booze Plus
LICENCE HOLDER	Mr Alan Hudson
APPLICANT'S NAME	Chief Constable Paul West
APPLICATION TYPE	Review of Premises Licence
PANEL MEMBERS	Councillor JW Hope MBE (Chairman) Councillor A Seldon Councillor CM Bartrum
DATE OF MEETING	22 January 2009

Members of the Licensing Panel of the Council's Regulatory Committee considered the above application, full details of which appeared before the Members in their agenda and the background papers.

Prior to making their decision, the Members heard from PC Thomas, representing West Mercia Constabulary, and Mr Thorne, the Principal Trading Standards Officer, together with Mr Hudson, the premises licence holder.

Having carefully considered those matters put before them, the Members of the Committee considered that in order to promote the Licensing Objectives that the application should be, and was determined as follows:-

That the Licence be suspended in respect of all licensable activity for a period of 21 days commencing 20 February 2009*.

That the following additional conditions be imposed forthwith* upon the licence:-

- That the use of 'Challenge 25' is made a condition of all sales made on the premises.
- That the premises employs proven training methods for all staff in age restricted sales and that written records of the training are kept and made available for inspection by the licensing authority and police.
- That a personal licence holder is on the premises at all times that it is authorised for the sale of alcohol.

** Subject to Section 52(11) which states that a determination under this section does not have effect:*

- (a) until the end of the period given for appealing against the decision, or
(b) if the decision is appealed against, until the appeal is disposed of.*

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REASONS

In reaching their decision, the Members had full regard to both the provisions of the Licensing Act 2003 and the Council's Licensing Policy, the Guidance issued pursuant to Section 182 of the Act, together with the matters raised both orally and in the documents presented to the meeting. The Committee were cognisant of the fact that the Licence amounted to 'property' within the meaning of Article 1 to the First Protocol of the European Convention on Human Rights and considered that their decision was proportionate, having regard to all the matters put before them. The Members made their decision in order to promote the four licensing objectives, namely the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.