

HEREFORDSHIRE COUNCIL

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

PREMISES	Bromyard Kebab & Burger Shop
LICENCE HOLDER	Mr Isa Sorguica
APPLICANT'S NAME	Chief Constable Paul West
APPLICATION TYPE	Review of Premises Licence
PANEL MEMBERS	Councillor Brigadier P Jones CBE Councillor JW Hope MBE Councillor A Seldon
DATE OF MEETING	9 May 2008

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, PC Meek and Mr Thorne, the Principal Trading Standards Officer, together with Mr Sorguica and Mr Graham, the premise licence holder and his representative.

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

- The provision of a minimum of two SIA registered door supervisors on the premise from 2300 to 0030 hours every Friday and Saturday night.

** 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.*

That the Hours of Licensable Activity be forthwith varied as appearing in the table below:-

HOURS OF LICENSABLE ACTIVITY

	Late night refreshment	Open to the public
Sunday - Thursday	No Change	No Change
Friday	2300 - 0030	1000 - 0030
Saturday	2300 - 0030	1000 - 0030

HEREFORDSHIRE COUNCIL

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

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.