



## **2.4 Promotion of the four licensing objectives**

In relation to the licence application, the applicant has provided no steps to promote the licensing objectives.

## **2.5 Consultation period and advertisement of the application**

The application was accepted as valid on 18 November 2020, with the consultation period running from 18 November 2020 to 19 December 2020. The application was advertised by means of notices at the premises and a notice in the Surrey Advertiser in accordance with the regulations, although the delay in putting the notice up at the premises resulted in the consultation period being extended to comply with the regulations.

## **3. RELEVANT REPRESENTATIONS RECEIVED DURING CONSULTATION PERIOD**

### **(i) Representations from responsible authorities**

One relevant representation was received from the Licensing Authority. A copy of the representation is attached as **Appendix 4**.

## **4. LICENSING POLICY**

The following sections of the Council's Licensing Policy are relevant:

- Section 4: (Fundamental Principles)
- Section 11: (Licensing Hours)
- Section 12.2: (Prevention of Crime & Disorder)
- Section 12.3: (Public Safety)
- Section 12.4: (Prevention of Public Nuisance)
- Section 13: (Licence Conditions).

## **5. NATIONAL GUIDANCE**

The following sections of the Guidance issued in April 2018 by the Secretary of State under Section 182 of the Licensing Act 2003 are relevant:

- Paragraph 1.16 - Licence conditions – General principles
- Paragraph 1.17 – Each application on its own merits
- Paragraphs 2.1-2.6 – Crime and Disorder
- Paragraphs 2.7-2.14 – Public Safety
- Paragraphs 2.15-2.21 – Public nuisance
- Paragraphs 9.31-9.41 – Hearings
- Paragraphs 9.42-9.44 – Determining actions that are appropriate for the promotion of the licensing objectives
- Paragraphs 10.1-10.66 – Conditions

## **6. MANDATORY CONDITIONS**

If granted, no mandatory conditions will be attached to the licence.

## **7. AGREED POSITION**

During the consultation period, the applicant and the licensing authority agreed that the following conditions would meet the licensing authority's concerns and are therefore included for consideration by the licensing sub-committee.

1. The Licence holder will keep the site clean and tidy/clean any rubbish and waste every two hours during trading, and after trading has finished. Waste bins will be provided and all waste will be taken away from the site.
2. Customers will be asked to Queue in an orderly fashion and reminded to keep noise to a minimum.
3. Strong management control and effective training of staff are in place. This training shall include relevant qualifications and environmental health requirements, street trading requirements, the premises licence conditions and the promotion of the licensing objectives. A comprehensive record of this staff training shall be kept by the licence holder and made available, on reasonable request, to an authorised officer of a responsible authority;
4. The mobile food van to comply with Environmental Health regulations.
5. Appropriate fire safety equipment shall be kept on the premises, and regularly maintained, with a maintenance records kept available for inspection on request.
6. The licence holder shall ensure that:
  - a. a CCTV system is installed on the premises to the satisfaction of Surrey Police and the Licensing Authority. The CCTV system covers all points of access or egress to the premises and the serving hatch and
  - b. monthly maintenance checks are carried out on the CCTV and
  - c. the CCTV system is operational when the premises are open to the public and a member of staff who is capable of operating the system is present at all times and
  - d. all CCTV footage is retained for a minimum period of 30 days and
  - e. make the footage available to an authorised officer of a responsible authority upon request for viewing immediately or in a format that can be downloaded, within 24 hours, and
  - f. clear signs are in place informing customers that CCTV is in operation
  - g. the footage will be time and date stamped and be of suitable quality to be able to identify customers.
7. The licence holder shall prominently display notices at the premises requesting customers to respect their neighbours and leave quietly.

The agreement between the parties is attached as **Appendix 5**.

## **8. RECOMMENDATION:**

- (I) The Sub-Committee are requested to consider the application for the grant of a premises licence on its merits.
- (II) Subject to paragraph (III) below, Section 18(2) of the Licensing Act 2003 provides that the Sub-Committee must grant the application subject only to such conditions as are consistent with the operating schedule and the mandatory conditions.
- (III) Having regard to the relevant representations made during the consultation period, the Sub-Committee must take such steps (if any) as it considers appropriate for the promotion of the licensing objectives. The steps are:
  - To impose additional conditions on the licence which are appropriate for the promotion of the licensing objectives, proportionate and which deal with the concerns of those making representations;
  - To exclude any of the licensable activities from the scope of the licence;
  - To reject the application.

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