

LICENSING SUB-COMMITTEE

Application Type:	Application for a new Premises Licence	
Ward:	Castle Ward	Ward Councillors: Councillor Geoff Davis Councillor Richard Mills Councillor Maddy Redpath
Applicant:	Pasta Evangelists	
Premises:	176 High Street Guildford GU1 3HW	
	New premises licence application for the provision of late-night refreshment Monday – Sunday 23:00-02:00hrs The premises will operate as a delivery only business. The premises will not open to the public and will be used for the dispatch of goods only. There shall be no collection of goods by the public from the premises. (No selling or supplying alcohol)	

1. SITE LOCATION AND HISTORY

- 1.1 The premises is in a terraced building in the upper High Street Guildford.
- 1.2 There is a current live Premises Licence GUPLA0210 in place since November 2005 held by Art in Kuzina Limited.
- 1.3 A site location plan is attached at Appendix 1.
- 1.4 **The licensable activities under licence GUPLA0210 held by Amor Amora.**

Activities	Mon	Tues	Wed	Thurs	Fri	Sat	Sun
(1) Films							
(2) Live music							
	1000 - 0130	1000 - 0130	1000 - 0130	1000 - 0130	1000 - 0130	1000 - 0130	1000 - 0130
(3) Recorded music							
	1000 - 0130	1000 - 0130	1000 - 0130	1000 - 0130	1000 - 0130	1000 - 0130	1000 - 0130
(4) Performances of dance							

2.4 Promotion of the four licensing objectives

In relation to the licence application, the applicant has provided the following steps to promote the licensing objectives.

General:

The premises will operate as a delivery only business. The premises will not open to the public and will be used for the dispatch of goods only. There shall be no collection of goods by the public from the premises.

The prevention of crime and disorder:

All CCTV recordings made by the CCTV system shall be retained and stored in a suitable and secure manner for a minimum of 30 days. There shall be at least one camera positioned at each entry and exit point to monitor any external areas to the premises and of such quality to enable identification of the recorded person in any light.

Public safety:

The business will arrange for the telephone number for the premises and/or a member of the management team to be provided to residents upon request in order that any complaints can be made direct.

The prevention of public nuisance:

The premises will encourage all riders involved in deliveries to use their vehicles in a responsible manner so as not to cause a nuisance to any residents or generally gather outside the premises; (where vehicles have engines) not to leave engines running when the vehicles are parked; and not to obstruct the highway.

The protection of children from harm:

The business will arrange for the telephone number for the premises and/or a member of the management team to be provided to residents upon request in order that any complaints can be made direct.

2.5 Consultation period and advertisement of the application

The application was accepted as valid on 30th June 2023, with the consultation period running until 28th July 2023. The application was advertised by means of notices at the premises and a notice in the Surrey Advertiser in accordance with the regulations.

3. RELEVANT REPRESENTATIONS RECEIVED DURING CONSULTATION PERIOD

3.1 Representations from responsible authorities:

None were received.

3.2 Representations from other persons.

Two representations were received from other persons.

One has been withdrawn following confirmation of the proposed licenced activity.

One remains and is attached as Appendix 3.

4. LICENSING POLICY

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

Section 4: (Fundamental Principles)

Section 11: (Licensing Hours)

Section 12.1: (Prevention of Crime & Disorder)

Section 12.2: (Public Safety)

Section 12.3: (Prevention of Public Nuisance)

Section 12.4: (Protection of Children from Harm)

Section 17: (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 2.22-2.32 – Protection of children from harm

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

Not applicable

7. RECOMMENDATION:

7.1 The Sub-Committee are requested to consider the application for the grant of a premises licence on its merits.

7.2 Subject to paragraph (7.3) 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.

7.3 Having regard to the relevant representation 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 or
- To reject the application.

Originator:

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