

Chair - Councillor A M Loughran

Present (for all or part of the meeting):-

Councillors:

J A Barron

J P Read

Also in attendance - Councillor L Nixon

Officers in attendance:-

L Taylor-Grime - Principal Solicitor - Contentious Litigation
J Wallace - Licensing and Enviro-Crime Group Manager
J Dean - Democratic Services Officer

Also in attendance:-

M P Samy - Director of Applicant Company
R Botkai - Agent
Councillor A P Edgeller - Objector, Baswich Ward Member
Councillor M Phillips - Objector, Baswich Ward Member

Observers

K McKinney - Senior Licensing and Enviro-Crime Officer
L Parkes - Licensing and Enviro-Crime Administration
Officer

**LSC5 Application for a Full Variation to a Premises Licence: Morrisons
Daily. 4-12 Farndown Road, Baswich, Stafford, ST17 0AP**

Considered the report of the Licensing Manager in relation to an application for a variation to a Premises Licence: Morrisons Daily. 4-12 Farndown Road, Baswich, Stafford, ST17 0AP.

On 5 February 2025 the Council received an application for a full Variation of a Premises Licence now known as Morrison's Daily situated at 4-12 Farndown Road, Baswich, Stafford, which was previously a Co-op convenience store.

The Premise Licence transfer, from the Co-op, took place on 3 February 2025, the Designated Premises Supervisor (DPS) transfer took place on 4 February 2025.

The application was submitted via an agent, Tina Vlahovic, from Winckworth Sherwood LLP. The proposed premises licence holder was Samy (County) Limited, Arbor, 255 Blackfriars Road, London, SE1 9AX.

The proposed Designated Premises Supervisor (DPS) was Saravanakumar Selvakumar.

The variation was for the following: To extend the sale of alcohol to between the hours of 00:00 and 24:00 daily for consumption off the premises, therefore open 24 hours a day.

To allow the provision of late-night refreshment between the hours of 23:00 and 05:00 daily. This point required some clarification as the application was stating the provision of late-night refreshments was going to take place both indoors and outdoors but there was no provision to eat indoors in this convenience store.

To remove the current conditions of the licence listed in Annex 2 of the report.

To include in Annex 2 the conditions in boxes B - E of Section 16 of the application.

Seven relevant representations had been received during the consultation period from local residents and two ward Councillors, who were concerned as to the potential impact of noise from this store being open 24 hours a day, both vehicular and from those who are purchasing the alcohol stating that there was nowhere for purchasers to consume their alcoholic purchases, so were likely to wander round the area drinking and creating unnecessary noise or rowdy behaviour causing a public nuisance. Their concerns included not only noise but anti-social behaviour from the extensive opening hours and sale of alcohol. The objections relate to two of the licensing objectives, the Prevention of Public Nuisance and the Prevention of Crime and Disorder.

There had been no objections from any of the Responsible Authorities although conditions had been agreed with Environmental Health and the premises concerning waste which was not to be placed in outside areas between 22:00 and 07:00 on the following day. No collections of waste or recycling materials (including bottles) from the premises should take place between 22:00 and 07:00 on the following day. No deliveries to the premises should take place between 22:00 and 07:00 on the following day.

J Wallace attended the meeting on behalf of the Head of Regulatory Services and introduced the report for Members.

Recording of the meeting was briefing paused to allow participants to discuss procedural matters and was subsequently re-started.

Councillor M Phillips outlined the case in objection to the application.

All parties were given the opportunity to question the objectors.

R Botkai outlined the case in support of the application for a Variation to the Premises Licence. It was confirmed that the DPS had moved to the Stafford area but the address had not been notified to Licensing.

All parties were given the opportunity to question the applicant.

The objectors were duly given the opportunity to sum up their case.

The applicants were subsequently given the opportunity to sum their case.

The Sub Committee then considered the matter in private.

Recording of the meeting was paused and then restarted when all parties were back in the room.

All parties were invited back into the meeting for the Sub Committee's decision.

RESOLVED:- that the application for a variation to the premises licence in relation to the premises now known as Morrison's Daily situated at 4-12 Farndown Road, Baswich, Stafford be granted as follows:

- (a) The hours for the sale of alcohol would be from 00:00 hours to 24:00 hours Monday to Sunday;
- (b) The hours for the sale of late-night refreshments would be from 23:00 hours to 05:00 hours Monday to Sunday.

The variation was subject to the standard licensing conditions as well as the previously agreed conditions with Environmental Health and the Sub-Committee imposed the following additional conditions:

- (i) There shall be no sale of single cans of beer, larger or cider from the premises;
- (ii) A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premises is open. The record shall be retained at the premises of the licence holder for a minimum period of 12 months.

The Sub-Committee carefully considered the representations made and having regard to the Licensing Act 2003, the guidance under Section 182 of the Act and the Council's Licensing Policy, the panel determined that the representations made were capable of being addressed through the previously agreed conditions and additional licence conditions.

ADDITIONAL NOTE - following the move of the Designated Premises Supervisor to the area the Licensing Authority was to be updated with the new address as soon as possible.

CHAIR