

DECISION NOTICE

Western Area Licensing Sub Committee

Decision made on 03 August 2012

In respect of an application for a Premises Licence for a Late Night Refreshment Licence made by Mr Mehmet Yilmaz for a Mobile Food Trailer, Bath Road Car Park, Melksham

Decision:

The Western Area Licensing Sub Committee has resolved to GRANT the licence for the following licensable activities:

Licensable Activity	Timings	Days
Provision of late night refreshment (Outdoors)	2300-0100	Sunday-Wednesday
	2300-0200	Thursday
	2300-0300	Friday-Saturday

And subject to the following additional conditions:

1. Minimum of 2 staff to be working during all trading times to enable customers to be managed effectively, ensuring no crowding and to encourage dispersal from area once served.
2. CCTV system to be installed and properly maintained, ensuring adequate coverage of the counter area and immediate vicinity of the stall. Images to be made available for inspection upon reasonable request by the police or other relevant officers of a responsible authority and to be of sufficient quality to identify individuals. Recordings to be retained for 30 days.
3. Sufficient levels of lighting to be installed and maintained to provide a safe environment for staff and customers and to assist in the provision of satisfactory CCTV images. Lighting shall not detrimentally affect occupants of nearby premises.
4. Staff must report any incidents to Wiltshire Police and maintain an incident log book. This to be made available on request by a representative of the Police or the Licensing Authority.

5. At the end of each trading period the Premises Licence Holder to ensure all litter arising from trading will be removed from the car parking area within 100m of the trading site.

Reasons

The Sub Committee considered the written evidence presented in the agenda together with the oral representations given at the hearing.

The representations made by the police had been withdrawn as the police had agreed a number of conditions with the applicant which, if imposed, would meet many of the concerns that the police had in relation to possible crime and disorder associated with the mobile food trailer.

The Sub Committee considered the granting of this licence would not significantly impact upon the existing problems of litter and anti-social behaviour identified by representations and that the additional conditions imposed were appropriate to address the concerns raised and meet the licensing objectives

In reaching its decision the Sub Committee has considered the relevant provisions of the Licensing Act 2003 (in particular Sections 4 and 18); the guidance issued under Section 182 of the Act and the Licensing Policy of Wiltshire Council.

The granting of this licence is without prejudice to any other consents or approvals that may be required.

Right to Appeal

All parties have the right to appeal to the Magistrates Court within 21 days of receipt of this decision.