

## DECISION NOTICE

### Northern Area Licensing Sub Committee

Decision made on 31 May 2017

#### Application for a Variation of a Premises Licence; Tesco, Unit 5a Hathaway Retail Park, Foundry Lane, Chippenham, SN15 1JB

#### Decision:

The Northern Area Licensing Sub Committee resolved to GRANT the application for a Variation of a Premises Licence; Tesco, Unit 5a Hathaway Retail Park, Foundry Lane, Chippenham, SN15 1JB as follows:

Licensable Activity	Days and Timings
Sale by retail of Alcohol (Off sales)	Daily 06:00 – 23:00  (No non-standard or seasonal variations)

And subject to the conditions as set out in the operating schedule.

#### Reasons

The Sub-Committee took into account the written representations, along with verbal representations made at the hearing on behalf of the applicants and those making a relevant representation.

The Sub Committee noted the concerns that the variation in hours would lead to an increase in public nuisance. The Sub Committee considered that the representations in objection had failed to satisfactorily demonstrate with evidence of how the proposed variation would harm the Licensing Objectives, particularly in relation to the prevention of public nuisance. Conditions were in place to manage the sale of alcohol and associated issues, and in the absence of evidence of harm, it was acceptable and in line with policy for the alcohol retail hours to match the opening hours.

In reaching its decision the Sub Committee also considered the relevant provisions of the Licensing Act 2003 (in particular Sections 4 and 35); the guidance issued under Section 182 of the Act and the Licensing Policy of Wiltshire Council.

## **Right to Appeal**

All parties have the right to appeal to the Magistrates Court within 21 days of receipt of this decision. Any person has the right to request a Review of the Licence, in accordance with the provisions of section 51 of the Licensing Act 2003.