

DECISION NOTICE

Western Area Licensing Sub-Committee

Meeting held 23 August 2012, in respect of Licensing Application: Feta Feast, 82 Market Place, Warminster.

The Western Area Licensing Sub Committee has resolved to amend the Premises Licence for Feta Feast, Warminster as follows:

The variation to the provision of Licensable Activity:

Late Night Refreshment

Friday and Saturday 23.00 to 03.00 (the following day)

New Years Eve and Boxing Day 23.00 to 05.00 (the following day)

Conditions to be varied by the addition of the following:

- 1) A minimum of two SIA registered door staff to be engaged and be on duty at the premises from 01.00 (the following day) on Friday and Saturday nights, New Year's Eve and Boxing Day nights until close of business.

Reasons:

The Sub Committee considered the written evidence presented in the agenda and the supporting evidence provided by the Police, together with the oral evidence given at the hearing from Mr David Bennett (On behalf of the Responsible Authority), and Mr Saadi (The Licence Holder).

In coming to the decision the Sub Committee accepted the evidence presented by Mr Bennett which drew the Sub Committee's attention to section 9.12 of the guidance issued under section 182 of the Licensing Act 2003 and also detailed that whilst breaches had occurred since the licence had been reviewed on 15 December 2011 there had been only one minor instance of crime and disorder.

The Sub Committee accepted the evidence presented by Mr Saadi that he had just taken over the business in July 2012, having previously been an employee working there and the assurances that he would adhere to the conditions as he wanted to run the business properly.

It was noted that the Council now has the power to ask for a review of the licence should there be any problems in the future.

The Sub Committee considered that the addition of the condition set out above was appropriate to meet the licensing objectives and to address the relevant concerns of the police regarding public safety and crime and disorder.

In reaching its decision the Sub-Committee 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 of Appeal:

All parties have the right to appeal to the Magistrates' Court within 21 days of this decision. Any person or Responsible Authority has the right to request the Licensing Authority to review the licence. Such an application may be made at any time, but it is in the discretion of the Local Authority to hold the review, and where a request is made by a person other than a Responsible Authority, a review will not normally be held within the first twelve months of a licence, or within 12 months of any previous review save for the most compelling reasons.