

CITY OF
WOLVERHAMPTON
C O U N C I L

LICENSING SUB-COMMITTEE

15 JUNE 2016

DECISION NOTICE – NEW PREMISES LICENCE

Date: 15th June 2016

The Sub-Committee have taken note of all written representations raised in respect of the application for a premises license for Kefirek, Unit 12, Avion Centre, Bargate Drive, Wolverhampton, WV6 0QW. They have listened to arguments of those who have spoken at the hearing, both for and against the application.

The Sub-Committee are satisfied that the Cumulative Impact Policy applies to the premises.

The Sub-Committee have heard from the applicant that:

- They will not sell alcohol to persons who are drunk or to young children. However, the applicant was not clear about how they would deal with patrons who were not visibly drunk.
- The applicant already has a shop in Bilston which operates properly.
- The focus of the premises will primarily be the sale of groceries.
- SIA door supervisors are not necessary at these premises.

The Sub-Committee have heard from the West Midlands Police that:

- There are ongoing problems with crime and anti-social behaviour in the Avion Centre.
- Action taken by the police includes writing to persons causing anti-social behaviour, threatening injunctive proceedings.
- Habitual drinkers sit outside the premises, the subject of the application, and those persons would be likely to attempt to buy alcohol from these premises adding to an existing issue.
- The application should be refused. There are no measures/ conditions which could be added to the licence, if granted, which would assist.

The Sub-Committee have heard from the Licensing Authority that:

- Conditions offered on the application do not rebut the presumption of non-grant.
- The use of SIA registered door staff at the premises may assist with the control of any potential disorder.

Environmental Health (Commercial) have not attended but provided written agreed conditions to the Sub-Committee, should the licence be granted.

The Sub-Committee are satisfied that the applicant has failed to provide sufficient evidence to illustrate that the premises will not add to the cumulative impact already experienced. And, therefore to rebut the presumption of non-grant. The application for a premises licence is therefore refused.

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