

**LICENSING ACT 2003
APPLICATION TO REVIEW PREMISES LICENCE
Corner House, 54 Market Square, St Neots, PE19 2AA**

1. INTRODUCTION

- 1.1 Huntingdonshire District Council as the Licensing Authority has received an application to review a premises Licence, from Cambridgeshire Constabulary in their capacity as a Responsible Authority under the Licensing Act 2003 ('the Act'), for Premises Licence HDC/PRE00192; Corner House, 54 Market Square, St Neots, PE19 2AA.
- 1.2 The Application was received on 01 March 2022. As required under the Licensing Act 2003, notice of the application was advertised on the Council's website, and blue notices were displayed at or near the premises from 2 March 2022. The 28 day consultation period ended on 29 March 2022.
- 1.3 A copy of the application for review, along with supporting documentation is attached as **Appendix A**, and the current premises licence, including the plan of the licenced area is at **Appendix B**.

2. BACKGROUND

- 2.1. The current Premises Licence Holder is Corner House Bar Limited. Mr Omar Hassani is named as the company director. Mr Hassani as an individual has held this licence since before 2005 when the Licensing Act came into force. Mr Hassani is also the Designated Premises Supervisor of the Premises.

3. REPRESENTATIONS

- 3.1 During the period for representations 2 valid representations have been received from 'other persons' in support of the premises. These representations have been attached in their entirety as **Appendix C**.
- 3.2 In addition, 2 further representations have been received in support of the application. These representations are attached in their entirety as **Appendix D**.
- 3.3 Not all matters raised within the representation may be relevant matters for consideration under the Licensing Act 2003.
- 3.4 A person who has submitted a relevant representation is entitled to address the Licensing Sub-Committee at the hearing and ask questions of any other party appearing at the hearing.

4. GENERAL DUTY/ POLICY CONSIDERATIONS

- 4.1 The licensing authority must carry out its functions under the Act with a view to promoting the licensing objectives, each objective has equal importance, the objectives are:
 - a. the prevention of crime and disorder,
 - b. public safety,
 - c. the prevention of public nuisance, and
 - d. the protection of children from harm.

- 4.2 The sub-committee must also have regard to –
- a. its statement of licensing policy, and
 - b. any statutory guidance issued under Section 182 of the Licensing Act 2003.
 - c. the Human Rights Act 1988
- 4.3 The Council must also fulfil its obligations under Section 17 of the Crime and Disorder Act 1998 to do all that it reasonably can to prevent crime and disorder in its district.

5. DETERMINATION

- 5.1. In making a decision, this application must be determined on its individual merits having regard to the representations and supporting documents included as part of the report along with additional information considered relevant at the hearing. As part of the decision process the sub-committee is required to give its reasons for any decision arrived at.
- 5.2. Where the licensing authority considers that action under its statutory powers is appropriate, it may take any of the following steps:
- a. modify the conditions of the premises licence (which includes adding new conditions or any alteration or omission of an existing condition), for example, by reducing the hours of opening or by requiring door supervisors at particular times;
 - b. exclude a licensable activity from the scope of the licence, for example, to exclude the performance of live music or playing of recorded music (where it is not within the incidental live and recorded music exemption);
 - c. remove the designated premises supervisor, for example, because they consider that the problems are the result of poor management;
 - d. suspend the licence for a period not exceeding three months; or
 - e. revoke the licence.
- 5.3. Any decision made by the sub-committee must be reasonable and proportionate and promote the Licensing objectives.

BACKGROUND INFORMATION

Licensing Act 2003.
Guidance issued under section 182 of the Licensing Act 2003.
The Council's Statement of Licensing Policy.

Sarah Mardon, Licensing Officer
30th March 2022