

# **LICENSING AND CONSENTS APPEALS COMMITTEE**

**15 JULY 2021**

## **PRESENT:**

Councillors B Yeates, Evans and Salter

Also Present:

Tracy Caddy (Licencing Officer)  
Fiona Samuda (Solicitor)  
Will Stevenson (Clerk)

Ben Burnett-Rogers (Applicant)  
Sharon Chaplin (Objector)

## **1 APOLOGIES FOR ABSENCE**

There were no apologies for absence

## **2 DECLARATIONS OF INTERESTS**

There were no declarations of interest

## **3 APPLICATION FOR A NEW PREMISES LICENCE UNDER THE LICENSING ACT 2003**

The Licencing Officer presented the Council's report to the Committee. The Applicant then stated to the Committee that contrary to the report there would be no deliveries of alcohol to the premises.

The Applicant confirmed that there would be no significant change in the frequency of deliveries. It was also stated that these deliveries would be conducted at routine Royal Mail delivery times and that parking would only be required for Royal Mail vans to collect and deliver orders. The Applicant clarified the agreed process for their online orders including 'Challenge 21' and Royal Mail tracked delivery. The Applicant also confirmed that the premises would operate either five or six days a week and that there would be no collections on Sundays or Bank Holidays.

Following the previous answers, the Objector was then happy to withdraw her representation.

## **DECISION**

Following the withdrawal of representations the Panel approved the Premises Licence Application in entirety.

(The Meeting closed at 10.43 am)

## LICENSING ACT 2003

### Decisions & Reasons of Lichfield District Council Licensing Sub Committee Hearing on Thursday 15 July 2021 at 10:30am

#### Application for a Premises Licence under the Licensing Act 2003 for Mercian Snacks Ltd 171 Sutton Road Mile Oak Tamworth Staffordshire B78 3PF

Councillors	- Councillor Brian Yeates (Chair) Councillor Diane Evans Councillor David Salter
Committee Clerk	- Will Stevenson
Legal Advisor to Committee	- Fiona Samuda
Licensing Officer	- Tracy Caddy
Applicant	- Ben Burnett-Rogers
Interested Parties	- Sharon Chaplin

#### DECISION

The Licensing Sub Committee resolved to grant the application in its entirety.

#### REASONS FOR DECISION

This is a hearing of the Lichfield District Council Licensing Sub-Committee for an application for a Premises Licence.

The hearing concerns an application for a Premises Licence of the **Mercian Snacks Ltd 171 Sutton Road Mile Oak Tamworth Staffordshire B78 3PF** ("the Premises").

One representation had been received based on two licensing objectives that of public safety and public nuisance.

The Applicant confirmed from the outset that the application related to online sales of alcohol only and that the alcohol sold would be collected from the wholesaler and delivered to the customer. The service of collections and deliveries of the gift boxes would solely be undertaken by Royal Mail and not by a third-party courier company. Royal Mail would, therefore, undertake the verification checks and refusals in relation to

the purchases made under its contract with the applicant. As such, there would be no collections or deliveries at the Premises. In addition, Royal Mail would undertake collections and deliveries in line with its usual working pattern hence there will not be any collections or deliveries on a Sunday or on a bank holiday.

Upon hearing the above, the objector withdrew the representation made and the application was granted.

### **Right of Appeal**

All parties are reminded that under the provisions contained within Schedule 5 of the Licensing Act 2003, there is the right of appeal against the decision of the Licensing Authority to the Magistrates Court, such an appeal is to be made within twenty-one days of the date of the notification of the decision.

**Dated** 15 July 2021

**Signed**



**Designation** Councillor Brian Yeates

**Chairman**