

COMPLIANCE DIRECT LTD

The following statement is submitted in support of the application by Compliance Direct Ltd.

1. The application is for sale of alcohol by retail OFF the premises between the hours of 0600 and 0200 the next morning all seven days.
2. The Statutory Guidance issued under s182 Of the LA2003, states under para 10.16; "Shops, stores and supermarkets should normally be free to provide sales of alcohol for consumption off the premises at any times when the retail outlet is open for shopping unless there are good reasons, based on the licensing objectives, for restricting those hours".
3. The premises are currently open to trade for the hours applied for and it is important to note that there are no representations received by the Police or any other responsible authorities to suggest that these opening hours would undermine the licensing objectives.
4. The representation received by the interested party, one local resident, mainly sighting the cumulative impact of additional licences allegedly in an area where already there is much anti-social behavior.
5. It is further important to note that this area is not under a CIZ, Cumulative impact zone, and any objections on this basis cannot be a relevant representation.

The Statutory Guidance under para 13.40 outlines steps that can be taken by a Local Licensing Authority to control problem arising from cumulative impact. These are listed below;

planning control;

- positive measures to create a safe and clean town centre environment in partnership with local businesses, transport operators and other departments of the local authority;
- the provision of CCTV surveillance in town centres, taxi ranks, provision of public conveniences open late at night, street cleaning and litter patrols;
- **powers of local authorities to designate parts of the local authority area as places where alcohol may not be consumed publicly;**
- **the confiscation of alcohol from adults and children in designated areas;**

- **police enforcement of the general law concerning disorder and anti-social behaviour, including the issuing of fixed penalty notices;**
 - **prosecution for the offence of selling alcohol to a person who is drunk (or allowing such a sale);**
 - police powers to close down instantly for up to 24 hours (extendable to 48 hours) any licensed premises in respect of which a TEN has effect on grounds of disorder, the likelihood of disorder, or noise emanating from the premises causing a nuisance; and
 - **the power of the police, other responsible authorities or other persons to seek a review of a licence or certificate.**
 - Raising a contribution to policing the late night economy through the Late Night Levy.
 - Early Morning Alcohol Restriction Orders
6. The Borough of Harrow is a Designated Public Place, DPPO, (Alcohol exclusion zone) and the Police have adequate powers to deal with the matters raised by the representation.
 7. The applicant, Mr.Yasotharan, already owns an OFF Licence, 3 North Parade, Mollison Way for more than 10 years and there has been no complaints made against his operation as to serving to drunk persons or as to selling to street drinkers in the area. The bus-stop mentioned in the representation is actually directly opposite this shop and 3 North Parade only opens for trading at 0830. Unless there is direct evidence that the applicant has been selling to persons who are drinking at the bus-stop, restricting the hours of the shop would be deemed unlawful.
 8. The representation further alleges that the late opening will increase noise pollution in the area. We have attached a Petition, signed by 41 local residents, collected by Mr.Yasotharan in support of this application and it is clear from this petition, that persons living above the shop in 6A North Parade have signed this petition in support of this application. It would be reasonable to assume that the persons living above the premises probably a better judge of such possible noise concerns than a resident who lives completely on another road and away from the main road. Further it is also worthy of note that there are no objections from any of the residential properties in North or South Parades.

9. For the above reasons, we request the Sub-Committee to reject the representation and grant the application as applied.

Shankar P Sivashankar

Director

Compliance Direct Ltd

Attached: Petition

 Photos of shop