

PART A

Report to: Licensing Sub-Committee
Date of meeting: 21 November 2016
Report of: Head of Community and Customer Services
Title: Application for variation of a Premises Licence
Melo Café, 160 Whippendell Road, Watford WD18 7NB
16/01369/LAPRE

1.0 SUMMARY

1.1 An application has been received from Mrs Karen Melo to vary the existing Premises Licence for the Melo Café, 160 Whippendell Road, Watford. The proposed variations are as follows:

- to extend the hours for the sale of alcohol for consumption on the premises;
- to add the licensable activity of the sale of alcohol for consumption off the premises to the licence;
- to add the licensable activity of late night refreshment to the licence;
- to add conditions to the licence, and to amend existing conditions, and;
- to increase the opening hours.

Representations have been received from two residents and the licensing authority.

2.0 RECOMMENDATIONS

2.1 That the Licensing Sub-Committee determines whether to grant the application (amended as appropriate for the promotion of the licensing objectives) as set out in the report.

Contact Officer:

For further information on this report please contact: Austen Young (Senior Licensing Officer) telephone 01923 278474: email: austen.young@watford.gov.uk

Report approved by: Alan Gough, Head of Community and Customer Services

3.0 APPLICATION

3.1 Type of authorisation applied for

Variation of Premises Licence

3.2 Description of premises

Based upon the details submitted with the application, officers would consider this premises to be described as a mixed use of 'café-bar' and 'off-licence' under Policy LP1, which indicates that the premises sells food and/or light refreshments but where alcohol sales are not considered to be a predominant feature of the business. There is also the element of selling alcohol for consumption off of the premises.

3.3 Members may wish to enquire as to the predominance of alcohol sales under the current licence, and seek clarity as to the proposed use of the premises should this variation be granted. It is stated in one of the representations that there are concerns over the premises becoming a bar and a vertical drinking establishment. Other representations refer to how customers of the premises currently do get drunk, which may suggest a stronger emphasis on alcohol sales.

3.4 The premises is located within a mixture of commercial and residential units, with residential units both above and opposite the premises. Under Policy LP2, this area would be held to be a 'residential area'.

3.5 Under Policy LP2, café-bars in residential hours will generally be granted licensing hours in accordance with the application. Public houses, wine bars and other drinking establishments will generally be allowed alcohol sales to midnight only (other than for special occasions). It is therefore noted that the hours requested are held to be within the recommended policy hours.

3.6 Members are reminded that they have a duty to "have regard" to the licensing policy but are not bound by it. However, should Members wish to depart from the policy then detailed reasons for this must be given as part of any decision.

- 3.7 A map of the location of the premises is attached at appendix 1.
A plan showing the layout of the premises is attached at appendix 2.

3.8 Licensable activities

Licensable activity	Existing	Subject to Variation
Plays		
Films		
Indoor sporting events		
Boxing or wrestling entertainment		
Live music		
Recorded music		
Performances of dance		
Entertainment of a similar description to live or recorded music, or dance		
Provision of late night refreshment		✓
Sale of alcohol for consumption on the premises	✓	✓
Sale of alcohol for consumption off the premises		✓

3.9 Licensable hours

The requested hours are detailed in the table below.

Members are reminded that the current licence only permits the sale of alcohol for consumption on the premises.

This variation is requesting to extend these hours, and add the sale of alcohol for consumption off the premises and the provision of late night refreshment.

	Existing	Proposed		
	Alcohol (on-sales)	Alcohol (on-sales)	Alcohol (off-sales)	Late Night Refreshment
Monday	10:00 - 21:00	10:00 - 23:00	10:00 - 22:30	N/A
Tuesday	10:00 - 21:00	10:00 - 23:00	10:00 - 22:30	N/A
Wednesday	10:00 - 21:00	10:00 - 23:00	10:00 - 22:30	N/A
Thursday	10:00 - 21:00	10:00 - 23:00	10:00 - 22:30	N/A
Friday	10:00 - 21:00	10:00 - 00:00	10:00 - 22:30	23:00 - 00:00
Saturday	10:00 - 21:00	10:00 - 00:00	10:00 - 22:30	23:00 - 00:00
Sunday	10:00 - 21:00	10:00 - 23:00	10:00 - 22:30	N/A

- 3.10 In addition to the times listed above, the application also requests the following non-standard timing:

“In the event where the transmission of any recognised international sporting event which falls outside the current permitted hours on the premises licence, licensable activities commence one hour before the start of the event and ending one hour after the end of the event. The details of the event to be notified to the Police at least 10 days before the event commences”

3.11 Opening hours

The application is also requesting to amend the opening hours which are detailed on the licence, and these hours are listed in the table below.

	Existing	Proposed
	Opening hours	Opening hours
Monday	07:00 - 22:00	06:30 - 23:30
Tuesday	07:00 - 22:00	06:30 - 23:30
Wednesday	07:00 - 22:00	06:30 - 23:30
Thursday	07:00 - 22:00	06:30 - 23:30
Friday	07:00 - 22:00	06:30 - 00:30
Saturday	07:00 - 22:00	06:30 - 00:30
Sunday	07:00 - 22:00	06:30 - 23:30

4.0 **BACKGROUND INFORMATION**

- 4.1 The following background information is known about these premises:

4.2 Designated Premises Supervisor

Mrs Karen Melo, who holds a personal licence with reference LN/000013793 from Three Rivers District Council. Mrs Melo has been the premises supervisor for this premises since October 2013, when this this Premises Licence was first granted.

4.3 Current licences held

The premises holds a Premises Licence with reference 13/01094/LAPRE. This licence has been in force since 31 October 2013.

- 4.4 The existing licence is attached at appendix 3.

4.5 Closing date for representations

26 October 2016

4.6 Public notice published in newspaper
7 October 2016

4.7 Visits and Enforcement action

A complaint was made in September 2013 that the premises was selling alcohol without a licence. The premises was visited twice as a result of this complaint, once during the daytime, and again during an evening on a later date, but no alcohol sales were witnessed. This complaint was discussed with the owner by both Police and council officers. Following the second visit, an application for a Premises Licence permitting the sale of alcohol was received. No further action was taken in regards to this matter.

In September 2014, the Police reported that three males had been seen sitting at the tables and chairs outside of this premises while excessively drunk. The males had passed out and were unresponsive, and, together with a parked car on the pavement, had resulted in the highway becoming obstructed meaning that people could not pass. Officers brought this to the attention of the licence holder and reminded them of the need to monitor this area and customers closely, and of their duty and obligations under the Licensing Act. No further action was taken in regards to this matter.

In October 2014, a complaint was received with regards to nuisance caused by this premises, specifically drunken customers using the outside area, people drinking alcohol outside of the premises, the location of the tables and chairs outside of this premises, and to excessive noise from the premises playing music. No further complaints or details were received regarding the music and so the matter was not passed to Environmental Health for further investigation. In relation to the tables and chairs, it was discovered that there is a small portion of land outside the front of this premises which is privately owned. Due to the fact that the land is privately owned and not public highway, no pavement licence is required to place tables and chairs in this area. The licence holder was reminded that the licence only permitted sales of alcohol for consumption on the premises, and that there was a condition on the licence which specifically prohibited alcohol from being consumed in the outside area. No further action was taken in regards to these matters.

In September 2016, a complaint was received which stated that since the cafe had opened, it had been a regular source of nuisance, particularly by playing loud music until after 23:00. The complaint also went on to state that nuisance was caused by drunkenness, drugs, and the obnoxious behaviour of customers. The concerns over noise were initially passed to Environmental Health, who tried to contact the complainant to discuss the complaint and

what actions could be available. However, the complainant did not reply to Environmental Health, and so the matter has not been taken any further at this time.

5.0 REPRESENTATIONS

5.1 Responsible Authorities

Representations were received from the licensing authority acting as a responsible authority. These are attached at appendix 4.

5.2 No other responsible authorities have made representations against this application.

5.3 Other Relevant Bodies

Representations have been received from the persons listed below.

Ref	Name	Address	Representative Body (Yes/No)	Relevance to which licensing objective(s)
A	Mr R Patel & Mr S Kathirgamanathan	150a Whippendell Road	No	Prevention of crime and disorder, prevention of public nuisance
B	Mr Gill	154 Whippendell Road	No	Prevention of crime and disorder, prevention of public nuisance, public safety
C	Mr A Kumar	161 Whippendell Road	No	Prevention of crime and disorder, prevention of public nuisance

5.4 These representations are attached at appendix 5.

5.5 The representations state repeated concerns over the potential impact that granting this variation will have on the licensing objectives, particularly on the grounds of the prevention of crime and disorder and the prevention of public nuisance. As evidence of their concerns, the representations all make reference to the current operation of the business. They state that the current operation causes nuisance and disturbs them.

- 5.6 The representations include requests to withhold the personal details of those people making the representations. The Licensing Act 2003 requires that applicants are passed details of all representations received against an application, which will include the name and address of those persons making such representations. This is also a principle of natural justice, in that the process is open and transparent.
- 5.7 The statutory guidance covers the disclosure of personal details in paragraphs 9.25 through 9.29, and states that withholding such details should only be considered where the circumstances justify such action, including where the licensing authority considers that the person making the representations has a genuine and well-founded fear of intimidation or reprisal. Officers did consider submissions with regards to withholding these details, and alternative approaches were suggested to the objectors, including taking the matter to the ward councillors. Officers were not satisfied that not disclosing these details was justified in this case, and no alternative approaches were actioned. All objectors have been notified that their details are being disclosed.
- 5.8 One of the representations is in the form of a petition. For the sake of this report, officers have accepted this petition as one representation, submitted by the organiser of the petition, with the signatories as supporters of the representation but not making their own, unique, representations. This is consistent with our approach on other petitions. Members are advised that petitions have no specific legal standing under the Licensing Act 2003. It is up to Members to decide how much weight to attach to this petition. However, Members are asked to carefully consider the following points when deciding the weight of this petition:
- the clarity of the petition and of the petition's written objectives
 - how confident they are that the signatories were aware of what they were signing
 - the stated aims of the petition
 - that the petition actually refers to objecting to two different premises, only one of which is the subject of this application
 - whether the signatories signed because they wished to voice concerns over both premises listed on the petition being granted a licence, or only one premises in particular
 - if the petition was signed to object against one particular premises, which premises this was

6.0 **POLICY CONSIDERATIONS**

6.1 The following provisions of the Licensing Act 2003 apply to this application:

- Section 34 and 35 (Variation of licences):
Section 34 details how a licence holder can make an application. Section 35 details how determinations will be made when an application is made under section 34.
- The Licensing Act 2003 (Hearings) Regulations 2005 (as amended)
These regulations detail how hearings should be conducted to determine applications submitted under the Licensing Act.

6.2 Statutory guidance

The following provisions of the Secretary of State's guidance (March 2015) apply to this application:

- Paragraphs 8.33 - 8.41:
These paragraphs explain how steps should be taken to promote the licensing objectives. It is for the Sub-Committee to decide in light of this guidance whether the measures offered by the applicant are appropriate to promote the licensing objectives. It is equally important to use the same measure when looking at any steps requested by a party making representations against an application.
- Paragraphs 9.13 – 9.19:
These paragraphs explain how licensing authorities should achieve separation in the roles of officers, by allocating different responsibilities to different officers, in order to prevent a conflict of interests. The representations from the licensing authority have been submitted by the Business Compliance Officer, and the application has been processed by Licensing Officers, keeping the roles separate in accordance with statutory guidance.
- Paragraphs 9.30 – 9.40:
These paragraphs explain that hearings should be focussed on the steps considered appropriate to the promotion of the licensing objectives, as well as how appropriate weight must be attributed to the steps to promote the licensing objectives, the representations presented by all parties, the statutory guidance, and the licensing authority's statement of licensing policy.
- Paragraphs 9.41 – 9.43
These paragraphs explains that when determining applications, the

authority's determination should be evidence-based, as well as how to assess if a step is 'appropriate' for the promotion of the licensing objectives.

- Chapter 10:
This chapter looks at best practice in relation to conditions that may be attached to a premises licence should it be believed that such conditions are appropriate to promote the licensing objectives. Any additional conditions requested by any party should be considered with reference to this chapter.

6.3 Statement of licensing policy

The following paragraphs of the licensing authority's statement of licensing policy apply to this application:

- Policy LP1 – Premises Definitions
In accordance with the information as submitted with the application, officers would describe the premises as a 'café-bar'. However, paragraph 3.3 of this report suggests that Members may wish to seek clarification on this point.
- Policy LP2 – Location and Operation of Premises
This policy sets out the approach to licensing premises when relevant representations are received, notwithstanding that each application is considered on its own merits. This premises is situated within a residential area, as such this policy states that licensable hours for café-bars 'will generally be granted according to the application'. Paragraph 3.5 of this report details that, if the premises are held to be a bar or other drinking establishment, then hours for these premises will generally be allowed alcohol sales to midnight only (other than for special occasions).
- Policy LP4 – Sensitive Licensing Areas
The premises are located on Whippendell Road within a Sensitive Licensing Area (SLA). SLAs were introduced in the licensing authority's 2013 Statement of Licensing Policy to recognise community concerns about the impact that a concentration of licensable activities in a small geographical area has on the licensing objectives. This includes:
 - (1) availability of stronger-strength alcohol to street drinkers leading to anti-social behaviour in the immediate vicinity of the premises
 - (2) alcohol and/or late night refreshment being available at times

that are significantly different from other premises in that area likely to have an adverse impact on the licensing objectives
(3) litter and other nuisances from a concentration of late-night take-aways.

Where an application for alcohol sales or late night refreshment has been received within an SLA, this policy states that the licensing authority will consider making representations and will strictly apply policies LP6, LP7, LP8 and LP9 in relation to those premises.

Where additional representations have been made by other parties, our strict starting point in these areas will be to consider whether conditions will be appropriate to address those concerns or whether a refusal is justified on the basis that the licensing objectives would be undermined.

- Policy LP6 (Prevention of Crime and Disorder)
This policy details the factors that will be considered when a relevant representation is received based on this licensing objective. The applicant has not provided any evidence that a crime prevention audit has been carried out at the premises as suggested by this policy.
- Policy LP8 (Prevention of Public Nuisance):
Under this policy the committee will consider any necessary measures to deal with the potential for public nuisance and/or anti-social behaviour where relevant representations have been received.
- Policy LP11 (Representations against Applications):
This policy recommends the type of information that should be included in a representation. It also explains how representations will be dealt with.

6.4 The Sub-Committee is reminded of their duty under the Crime and Disorder Act 1998 to consider the crime and disorder implications of their decisions and the authority's responsibility to co-operate in the reduction of crime and disorder in the Borough.

6.5 The Sub-Committee is reminded that the Human Rights Act 1998 guarantees the right to a fair hearing for all parties in the determination of their civil rights. The Act also provides for the protection of property, which may include licences in existence, and the protection of private and family life.

7.0 **CONDITIONS**

7.1 Members will be aware that an operating schedule forms part of the licensing process. This document outlines what activities are proposed, the opening hours, and how the activities will be managed particularly in respect of the licensing objectives.

7.2 The most critical part of the operating schedule is the steps taken by the applicant to promote the four licensing objectives. Applicants are always reminded to take careful consideration as to what is entered in this section as whatever is proposed will be translated as conditions on the licence.

7.3 Applicants should give consideration to the local area and reflect this in their application. It should demonstrate an awareness of the local community, local crime and disorder issues, and the local environment.

7.4 Members are reminded that the premises does benefit from an existing licence, and this licence is attached at appendix 3. The operating schedule submitted with this application does state that the existing measures on this licence would remain.

7.5 Conditions consistent with the operating schedule

Officers do propose that the following conditions would be appropriate to attach to the licence to promote the licensing objectives, and are consistent with the applicant's operating schedule.

1. All alcohol sold for consumption off of the premises shall be in sealed containers only.
2. Alcohol sold for consumption off of the premises shall only be permitted between 10:00 and 22:30 on any given day.
3. All windows and external doors shall be kept closed after 21:00 hours, except for the immediate access and egress of persons.
4. The outside area immediately in front of the premises shall only be used as a designated smoking area after 21:00 on any day. Tables and chairs shall be cleared from this area by 21:00 on any day.
5. No more than 4 customers shall be permitted to smoke in the designated smoking area after 21:00 on any day.
6. No customer shall be permitted to take any food or drink into the designated smoking area after 21:00 on any day.
7. The Premises Licence holder shall implement a 'Challenge 25' policy as the premises' age verification policy.
8. A notice shall be displayed in a prominent position at the premises to advise customers that a 'Challenge 25' policy is in force.

7.6 As a result of this application, and the conditions proposed within the applicant's operating schedule, officers would direct Members to remove the following condition from the licence should this variation be granted:

11. No alcohol will be sold for consumption off of the premises.

The application is requesting permission for alcohol to be sold for consumption off of the premises. If this element of the application is granted, this condition, which expressly prohibits off-sales, will become a redundant and out-dated condition.

7.7 Conditions proposed by responsible authorities

The following conditions were proposed by the licensing authority in their representations:

1. Maximum terminal hour of 23:00 for all licensable activities (22:30 for on-sales of alcohol). This will not affect the proposed off-sale hours of 10:00 to 22:30.
2. That there shall be a clearly defined barrier placed around the outside area at this premises at all times that the premises are open to the public, clearly demarking this area as separate from the public highway. This boundary marking must be removed when the premises are closed to the public.
3. All windows and doors shall remain closed after 20:00, except for access and egress.
4. The outside area immediately in front of the premises shall not be used after 20:00, with the exception of persons who wish to smoke.
5. No more than 4 customers shall be permitted to smoke in the outside area 20:00 on any day.
6. Customers using the outside area after 20:00 on any given day shall not be permitted to take any food or drink with them whilst doing so.
7. No customers shall be permitted to use the outside area after 22:00.
8. There will be no self-service of spirits at the premises (amendment to existing condition).
9. No beers, lagers, or ciders shall be sold for consumption off of the premises which are above 5.5% ABV (amendment to existing condition).
10. No single bottles or cans of beer, lager, or cider, shall be sold at the premises for consumption off of the premises.
11. Alcohol which is to sold for consumption off of the premises will be kept behind roller blinds/shutters during the hours when the

premises are not permitted to sell alcohol for consumption off of the premises.

12. Alcohol which is sold for consumption on the premises shall only be supplied to customers who are partaking of a meal.
13. Alcohol which is sold for consumption on the premises shall only be supplied to customers who are seated.
14. Late night refreshment shall only be supplied for consumption on the premises

Members are asked to note that some of these proposed conditions are actually amendments to existing conditions on the Premises Licence. Members are also advised that the licensing authority's representation does object to the non-standard timing proposed in this application.

7.8 Conditions proposed by other objectors

One of the representations does request that the premises should close at 20:00. Members are asked to note that the current licence permits the sale of alcohol until 21:00, with the premises closing at 22:00. It is not within the power of the sub-committee to reduce licensable activities through a variation application.

7.9 Pool of Model Conditions

In addition to any conditions proposed by the responsible authorities or objectors, the licensing authority also has its own pool of model conditions that may help mitigate the concerns raised in the representations.

- 7.10 Officers do not believe that there are any conditions within the pool of model conditions which would be appropriate in this case. The representations state concerns over the level of noise from the premises, with music and live sport expressly identified as sources of noise. The existing licence does not permit the provision of any regulated entertainment as a licensable activity. The provision of live and recorded music on licensed premises has been largely deregulated, and can be provided between 08:00 and 23:00 without the need for a licence which permits the provision of regulated entertainment. As this activity is not licensable and is not on this licence, no conditions can be attached relating to music. If the provision of deregulated entertainment does become a problem, then the activities can be made licensable again through a review of the premises under the Licensing Act. Live broadcasts, such as football matches, are not a licensable activity.

- 7.11 It is noted that the application does propose conditions with regards to reducing noise breakout from the premises, specifically with regards to keeping doors and windows closed. There are also further controls proposed

on the use of the outside area. These are areas of concern which are raised in the representations. The representations from the licensing authority ask for these controls to be more restrictive, with controls and limits starting from 20:00 instead of the 21:00 start time proposed in the application.

7.12 This does not restrict the Sub-Committee's power to attach conditions from the pool (amended or otherwise) if they consider that they are appropriate, proportionate, justifiable and within the applicant's power to comply with.

7.13 A draft Premises Licence which reflects this application and the conditions which are proposed in the preceding paragraphs is attached at appendix 6.

8.0 **OFFICERS' OBSERVATIONS**

8.1 Members may wish to question the applicant on the operation of the premises, and the future operation of the premises, in order to gain a greater understanding of the type of premises. The premises may be considered a 'café-bar' or as an 'other drinking establishment' under the licensing authority's policy. These two types of premises are separate from one another because there are different inherent risks associated with each premises. By clarifying the operation of the venue, this will assist Members in assessing the risks associated with the use of the premises, and, in turn, the risk of the premises to the promotion of the licensing objectives.

8.2 It is noted that this application falls under Policy LP4 and the premises is within a sensitive licensing area. This policy states that the strict starting point for determining this application, and considering any representations against the application, will be to consider if conditions will be appropriate to address the concerns raised against this application, or whether a refusal is justified on the basis that the licensing objectives will be undermined.

8.3 Members are able to depart from policy in circumstances where there are justifiable reasons for doing so, and after considering the individual merits of the application before them.

8.4 The representations against this application make reference to how alcohol is already available in this area, and how there are already a number of premises on Whippendell Road. Members are reminded that this premises does benefit from an existing licence which permits the sale of alcohol for consumption on the premises only. The question of whether another off-licence is required or suitable for this area simply because there are already licensed premises within the vicinity is not something that the sub-committee should consider. Members are reminded of paragraph 3.19 of the Statutory

Guidance, which states:

“There can be confusion about the difference between the “need” for premises and the “cumulative impact” of premises on the licensing objectives, for example, on crime and disorder. “Need” concerns the commercial demand for another pub or restaurant or hotel and is a matter for the planning authority and for the market. This is not a matter for a licensing authority in discharging its licensing functions or for its statement of licensing policy.”

- 8.5 The issue of cumulative impact is covered in paragraphs 13.20 to 13.23 of the Statutory Guidance. These paragraphs state that a special policy on the cumulative impact of premises within certain areas is something that the licensing authority may consider when developing policy. Officers wish to clarify that there is no cumulative impact policy in place at this location. Identifying an area as a sensitive licensing area is not the same as implementing a cumulative impact policy. This is covered in the justification for Policy LP4, and how the evidence was not available to justify adopting a cumulative impact policy. The sub-committee are reminded that they must consider the application put before them on its own merits.
- 8.6 The representations make reference to crime and anti-social behaviour in the area, specifically people drinking at the bus stop and damage to property. There is no evidence presented which links the criminal damage and people drinking at the bus stop to this premises. The premises do not currently have permission to sell alcohol for consumption off of the premises, and so should not be selling alcohol anyone who then drinks on the street or at the bus stop. The representations from the licensing authority do state that they wish to see additional controls implemented around the sale of alcohol for consumption off of the premises, which may help address some of these concerns. The applicant also does volunteer a condition that all off-sales shall be in sealed containers only, so no open vessels of alcohol should be leaving this premises. Members are reminded that there is an condition on the existing licence prohibiting the sale of alcohol within the outside area of the premises, and that this condition will be retained should this application be granted.
- 8.7 Members are also reminded of paragraph 2.20 of the Statutory Guidance, which states that beyond the immediate area surrounding a licensed premises, individuals are responsible for their actions. If a customer of any premises decides to engage in anti-social behaviour either while, or as a result of, consuming alcohol, but that alcohol was purchased legally, then it is the customer that is liable for their behaviour, and not the licensed premises. If Members are satisfied that there may be additional steps that the premises

could take in order to assist dispersal from the immediate area, and that such steps are appropriate for the promotion of the licensing objectives, then these steps may be confirmed by being attached to the licence as conditions.

- 8.8 The representations mention that parking and traffic noise are both issues in this area. There is some suggestion that these issues are directly linked to the premises, although Members may wish to seek expansion upon these points. While the issue of parking is mentioned within the licensing authority's licensing policy as a matter to consider under the prevention of public nuisance, Members are also advised that this area falls within zone S of the council's controlled parking zones. The parking restrictions in this area are operational between 08:00 and 18:30 Monday to Saturday (including bank holidays). This area is also subject to match day parking controls. Any issues with parking within the times that these restrictions are operational will be matters for the parking service to address. Outside of these hours, parking is permitted.
- 8.9 The officers' observations and the comments regarding the representations are in no way meant to bind Members. They are for guidance only and Members may attach whatever weight they see fit.
- 8.10 Members are also to attach whatever weight they see fit to both the submissions of the applicant, and to the submissions of the objectors, when considering this application.
- 8.11 The Sub-Committee are reminded that they have a duty to "have regard" to the licensing policy but are not bound by it. However, should Members wish to depart from the policy then detailed reasons for this must be given as part of any decision.
- 8.12 In determining this application, the Sub-Committee must have regard to the representations and take such steps as it considers appropriate for the promotion of licensing objectives. The steps are:
- (a) grant the application in full.
 - (b) modify the conditions of the licence volunteered by the applicant in the operating schedule, by altering or omitting or adding them.
 - (c) reject the whole or part of the application.

Appendices

Appendix 1 – location plan

Appendix 2 – plan of premises

Appendix 3 – current licence (13/01094/LAPRE)

Appendix 4 – representations from licensing authority

Appendix 5A – representations from Mr Patel & Mr Kathirgamanathan

Appendix 5B – representations from Mr Gill

Appendix 5C – representation from Mr A Kumar

Appendix 6 – draft licence (16/01369/LAPRE)

Background Papers

The following background papers were used in the preparation of this report. If you wish to inspect or take copies of the background papers, please contact the officer named on the front page of the report.

Licensing Act 2003

Amended guidance issued under section 182 of the Licensing Act 2003 (Home Office March 2015)

Licensing Act (Hearings) Regulations 2005

Watford Borough Council Licensing Policy (November 2013 – November 2018)

Watford Borough Council Pool of Model Conditions (March 2013)

File Reference

Melo Cafe