

RUNNYMEDE BOROUGH COUNCIL
LICENSING SUB-COMMITTEE
LICENSING ACT 2003
HEARING DECISION NOTICE

Applicant: Mr. Phuc Vam Dam
Premises: China Garden, 280 Woodham Lane, New Haw, Addlestone, Surrey KT15 3NT
Sub-Committee: Councillors B.J. Relph, J.R. Whiteley and Mrs. C.Y. Jones

Hearing Date: 12 September 2005

Application:
This was an application for:

A premises Licence for the provision of late-night refreshment.

There was no appearance on behalf of the Applicant. There was one letter of representation from a Miss J. Frost of 279 Woodham Lane, New Haw who also attached a petition signed by twenty-one local residents. It was noted by the Sub-Committee that the petition was against the supply of liquor and entertainment on the premises. The letter of representation also referred to the supply of liquor on the premises. The Sub-Committee noted that the application was not for the supply of alcohol or for the provision of regulated entertainment. The Sub-Committee noted that the letter of representation did refer to noise, litter and the gathering of groups of youths at a bus stop outside the premises. No weight was given to the letter of representation or the petition insofar as the objection was to the supply of alcohol or the provision of regulated entertainment.

The Sub-Committee noted the concern of residents that additional hours of operation could lead to issues of litter and the possibility of anti-social behaviour arising from the gathering of groups of youths. However, there had been no representation from the Police or other responsible authorities. The Sub-Committee was of the view that issues arising from the gathering of youths were a matter for the Police and other agencies. The Applicant could reasonably be expected, however, to deal with issues arising from littering and the application was granted subject to the following conditions:

1. The Applicant to provide sufficient litter bins and to place them immediately adjacent to the premises.
2. The Applicant to place appropriate signage at the exit of his premises clearly visible to departing customers requesting them to dispose of litter in the bins provided and where purchases are consumed away from the premises responsibly and not to litter.
3. The Applicant to clear up at regular intervals when open for business and at the close of business. all litter arising from the conduct of his premises to be found within 25 metres of the premises.

Reasons for the imposition of conditions:

The conditions are imposed for the prevention of public nuisance.

Appeals.

If the Applicant or any other person having made a representation is dissatisfied with this decision then he should appeal against this decision to the North West Surrey Magistrates' Court at Woking within twenty-one days of receipt of this Notice.

Dated 13 September 2005