

**FENLAND DISTRICT COUNCIL**

**LICENSING SUB-COMMITTEE DECISION NOTICE**

**March Tandoori, St Peters Road, March PE15 9NA**

**Tuesday 18 May 2021**

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**Sub-Committee (“the Committee/ We”): Cllrs Humphrey (Chair), Maul and Meekins**

**Premises Licence Holder (“PLH”): Mr Adeeb Ahmed**

**Designated Premises Supervisor (“DPS”): Mr Adeeb Ahmed**

**Premises: March Tandoori, St Peters Road, March PE15 9NA**

**Legal Officer: Colin Miles**

**Licensing Officer: Michelle Bishop**

The Committee was convened today to hear an application for a new premises licence for the premises known as The March Tandoori situated at 47 Peters Road, March.

A formal written decision notice will be sent to all parties forthwith, however the decision is as follows.

The Licensable activities and hours can be found at Appendix B of the committee papers.

The Committee has read the papers previously forwarded and heard from in person:

- The Applicant
- No Objectors attended

The committee notes that there have been no representations submitted by the Responsible Authorities other than by the police. The police proposed additional conditions to be attached to the Operating Schedule which the applicant has agreed to, therefore the police have removed their representation. These additional conditions can be found at Appendix C of the committee papers.

Also, the Applicant was willing close the outside decking area at 2230hrs, and the indoor seating area at 2330hrs.

During the consultation period a number of representations were received objecting to the grant of the licence, however, following mediation, some nine objections remain.

These objections which can be found at Appendix D, relate to:

- Noise nuisance emanating from within and without the premises, especially late at night
- Lack of planning permission
- Other licensed premises in the area
- Limited parking in the vicinity, narrow roads with lorries parking on kerbs nearby
- Alcohol related anti-social behaviour

- Vehicles coming into the area late at night causing a noise nuisance

Many of the objections raised are not valid considerations for this committee as they fall outside of the remit of the licensing regime. Noise nuisance, alcohol related crime and antisocial behaviour associated with the proposed application before us, do invoke the committee's discretion.

During our deliberations, we referred to the statutory government guidance and our own statement of licensing policy.

The committee believes that the Operating Schedule is sufficient to alleviate residents' concerns, as amended. We are concerned with noise emanating from the outside eating area being close to residential properties, late at night.

### **Decision**

It is the Committee's decision to grant the licence as applied for subject to the additional conditions agreed with the police and that the outside area to close at 2230 hrs and the inside seating area to close at Midnight with the sale of alcohol to cease at those times at those two areas.

Any person who is aggrieved with this decision may appeal the decision to the Magistrates' Court sitting in Peterborough within 21 days of the date of this decision. There may be a fee to pay.

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Signed by the Chairman of the Sub-Committee



Date signed: 18 MAY 2021