

**SLOUGH BOROUGH COUNCIL**

**REPORT TO LICENSING SUB-COMMITTEE**  
**LICENSING ACT 2003**

**APPLICATION FOR A NEW PREMISES LICENCE FOR LEBANESE**  
**FLAMING GRILL, 2 ALPHA STREET, SLOUGH, SL1 1RB**

**1. The Application**

The application is being made by Mr Mohammed Alsharif for a new premises licence called Lebanese Flaming Grill, 2 Alpha Street, Slough, SL1 1RB.

The original application was made for the licensable activity of **Late Night Refreshment** between the hours of 11.00pm and 04:00am Monday to Sunday.

Copy of the application form is attached at **Appendix 'A'**.

A copy of Thames Valley Police formal representation is attached at **Appendix 'B'**.

A copy of Thames Valley Police formal response following a meeting with Mr Alsharif is attached at **Appendix 'C'**.

A copy of the emails from Mr Alsharif confirming agreement with the Police proposals is attached at **Appendix 'D'**.

**2. Background**

Following the submission of the application Thames Valley Polices submitted a formal representation to the application (**Appendix B**). A mediation meeting was held with Thames Valley Police's Licensing Officer, Slough Borough Council's Senior Licensing Officer and Mr Alsharif. The hours of operation applied for as well as additional steps to be put in place to promote the four Licensing Objectives were discussed.

The Police requested to reduce the terminal hour for the provision of Late Night Refreshment from 04.00am to 01.00am and for a number of conditions to be added to the premises licence (**as detailed in Appendix B**).

Through the mediation process Mr Alsharif has agreed for the conditions to be added with the exception to the request for door supervision. The Police have agreed to remove the request for two door supervisors (**see Appendix C**).

No agreement could be reached with regards to the hours of operation. Mr Alsharif has proposed reduced hours as a compromise however Thames Valley Police do not accept the revised times which are as follows;

Sunday to Thursday 11:00pm – 02:00am  
Thursday to Saturday 11:00pm – 03:00am

**3. Representations Received**

No further representations have been received.

**4. The Sub-Committee must have regard to:**

- The Licensing Act 2003
- The Guidance given by the Secretary of State – The Sub-Committee can decide not to follow the Guidance if it has good reason to do so
- The Council's Statement of Licensing Policy. The Sub-Committee must have regard to the Council's policy but may depart from it if it has good reason to do so.
- The overriding principle is that each application will be determined on its merits.

**5. Human Rights Act 1998**

Article 6 of the Human Rights Act 1998 applies:

Article 6 – That in the determination of civil rights and obligations everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law.

**6. Options Available**

The Sub-Committee may

1. Grant the application as it stands in which case it would be issued subject to the relevant mandatory conditions and conditions consistent with the applicant's operating schedule.
2. Grant the application subject to further conditions which are reasonable, proportionate and necessary in order to meet one or more of the four licensing objectives i.e. the prevention of crime and disorder; public safety; the prevention of public nuisance; and the protection of children from harm.
3. Refuse the application.

## **7. Appeals**

Any party to the hearing may appeal against a decision of the licensing authority by giving notice to the Clerk to the Magistrates within 21 days of being notified of the decision.

## **8. Appendices**

- A. Application.
- B. Thames Valley Police formal response.
- C. Thames Valley Police formal response following a meeting with Mr Alsharif.
- D. Emails from Mr Alsharif confirming agreement with the Police proposals.

## **9. Background Papers**

- 1. The Licensing Act 2003.
- 2. Guidance issued under Section 182 of the Licensing Act 2003.
- 3. Regulations (cited as the Licensing Act 2003 ([various]) Orders 2005).
- 4. Slough Borough Council Statement of Licensing Policy – December 2010.

### Contacts for further information

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