Record of a Licensing Sub-Committee hearing convened under The Licensing Act 2003 (Hearings) Regulations 2005 held in Room 13, Priory House, Chicksands, Shefford on 12 July 2019 from 10:10am to 11:05am

Present: Cllr N Bunyan  
Cllr J Chatterley  
Cllr T Wye

In attendance: Richard McAdam  
Nicola O’Donnell  
Clare Balding  
Celina Jagusz  
LGSS Solicitor  
Licensing Compliance Officer, CBC  
LGSS – observing  
Committee Services Officer

For the applicant: Mr L Charalambides  
Mr M Coulter  
McDonalds Restaurants Ltd  
McDonalds Restaurants Ltd

1. **Election of Chair**

Cllr John Chatterley was elected Chair for this Licensing Sub-Committee.

2. **Members’ Interests**

There were no declarations of interest.

3. **Procedure for the Hearing of Applications under The Licensing Act 2003**

The procedure for the hearing of applications under the Licensing Act 2003 was noted.

4. **The Four Licensing Objectives**

The four licensing objectives were noted as:

- Prevention of Crime and Disorder;
- Public Safety;
- Prevention of Public Nuisance; and
- Protection of Children from harm.
5. New Premises Application for McDonald’s Restaurants Ltd at Unit F1, Stratton Business Park, Normandy Lane, Biggleswade SG18 8QB

The Sub-Committee considered the report of the Head of Public Protection which set out the premises Application for McDonald’s Restaurants Ltd at Unit F1, Stratton Business Park, Normandy Lane, Biggleswade SG18 8QB.

Points and comments included:

- It was noted that an objection had been received from a Ward Councillor on behalf of residents who had raised concerns about anti-social behavior.
- The late-night refreshments were being requested from 23:00 hours to 05:00 hours.
- The consultation ran from 20 May 2019 to 18 June 2019 and there were no representations received from Public Health, Trading Standards and Bedfordshire Fire and Rescue Service.
- Bedfordshire Police had agreed additional conditions with the Applicant should the licence be granted.

In response to questions, the following comments were received:

- The Applicant was asked why the application had not originally been requested for 24 hours and the response was that initially planning permission had been sought as per the process and this was granted by the local authority. Operational matters would require a separate licence for late night refreshment as the considerations would be different.
- The Applicant confirmed that car parking would be limited to 90 minutes and that patrons were encouraged to eat in the premises and not in their cars.
- The premises would be open 24 hours and it was noted that the busiest periods were found to be in the morning (6am-7.30am), after school and Saturday/Sunday lunchtimes for families. In other similarly placed restaurants, the night time period is not considered as busy.
- The ANPR (Auto Number Plate Recognition) is in place and this would be managed by them but is available to the police upon request.
- CCTV is also in place which includes facial recognition and signs are on display advising patrons of this.
- Staff Safe, an external operator, will be used alongside external conflict training and these have proved to be an efficient tactic in dealing with anti-social behavior issues at other franchises.
- The police would be involved in the risk assessment process at all stages.
- The Applicant advised that on meeting with residents, the main concerns were mostly litter related. Residents have been provided with contact details should any issues arise.
- The Applicant assured the Sub-Committee that litter would be collected from a 100 metre radius and all rubbish (including non-McDonalds rubbish) would be collected.
- The Sub-Committee requested that the Security Industry Authority (SIA) risk assessment, to be issued 4 weeks after the date of opening, be submitted to the Licensing Team for information.
The Sub-Committee and the Legal representative adjourned from 10:43am to 11:03am to make their decision in private.

**Decision**

Following consideration of the information before it, the Sub-Committee decided that the application should be granted with the following conditions as put forward by Bedfordshire Police:

**CCTV**

- Recorded images will be retained by the venue for a period of no less than 31 days.
- Authorised staff shall be trained in the operation and usage of the CCTV system including the viewing and downloading of images in order that they can be made available to the police or authorised officer of a responsible authority upon reasonable request.

**Door Supervisors**

The licence holder shall undertake a risk assessment with the Police (if/when requested) to determine whether or not Security Industry Authority trained door supervisors will be required during the hours of 23:00-05:00 hours and this risk assessment should be available to the licensing authority upon request. The venue will only operate in accordance with this risk assessment and the frequency and number of door supervisors cannot be reduced without authorisation from Bedfordshire Police.

In coming to its decision, the Sub-Committee had taken into account:

- The Licensing Act;
- The Secretary of State’s Guidance issued under section 182 of the Licensing Act 2003;
- Central Bedfordshire Council’s Licensing Policy; and
- The merits of the application and the representations (including supporting information) presented by all parties.

The Legal representative informed the Sub-Committee that the Decision Notice would be issued within 5 working days.

The meeting concluded at 11:05am.