

Env Health Reps not withdrawn

I note that your applicant wants to keep his proposed operating hours of 06.00 to 00.00 hours Monday to Friday rather than the hours I have suggested of 08.00 and 23.00 each day. Whilst I appreciate your clients reasons for wanting to open earlier and close later, the reason I have suggested reducing the operating hours is to try and prevent potential public nuisance to residents who will occupy the flats above the shop, for which a planning application has been submitted. You will be aware that the Revised Guidance issued under section 182 of the Licensing Act 2003 (December 2023) **Section 9.45 Considering cases where licensing and planning applications are made simultaneously states that;**

'Where businesses have indicated, when applying for a licence under the 2003 Act, that they have also applied for planning permission or that they intend to do so, licensing committees and officers should consider discussion with their planning counterparts prior to determination with the aim of agreeing mutually acceptable operating hours and scheme designs.'

I have liaised with my planning colleagues and we have agreed that, given the mixed use of the development, the suggested operating times for the shop of 08.00 and 23.00 hours a day would be acceptable and likely conditioned.

Given the above I am not inclined to withdraw my representation in relation to the operating times. Therefore arrangements will continue to be made for a licensing hearing to determine the application.