



Licensing Sub Committee

Friday, 10 October 2025

Subject: Review of a Premises Licence

Report by:

Bill Cullen
Interim Head of Paid Service

Contact Officer:

Kimble Enderby
Senior Licensing and Community Safety Officer
kimble.enderby@west-lindsey.gov.uk

Purpose / Summary:

This report is being put before the Members of the Licensing Sub-Committee for them to determine the outcome of this review.

RECOMMENDATION(S):

That Members take into account all the information put before them, both within this report and presented to them at the hearing, by all parties in attendance.

Members will then need to decide which of the options presented to them in section 6 of this report are appropriate in determining this application, taking into account The Licensing Act 2003, s.182 Statutory Guidance and West Lindsey District Council's Licensing Policy.

IMPLICATIONS

Legal: The Licensing Act 2003, Schedule 5, Part 1 makes provision for the applicant of a premises licence and the licence holder and any other person who made relevant representations to appeal the outcome of the hearing.

Any appeal must be made to the Magistrates Court for the local justice area in which the premises concerned is situated.

Any appeal must be commenced within 21 days beginning with the day on which the appellant was notified by the authority of the decision appealed against.

Financial: N/A

Staffing: N/A

Equality and Diversity including Human Rights:

Article 6 – Right to a fair hearing in public before an independent and impartial tribunal.

Data Protection Implications: Personal data within the report appendices has been redacted where relevant.

Climate Related Risks and Opportunities: N/A

Section 17 Crime and Disorder Considerations:

(S.17 Crime and Disorder Act 1998) - (1) Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area.

Health Implications: N/A

Title and Location of any Background Papers used in the preparation of this report:

Licensing Act 2003

WLDC Statement of Licensing Policy

Guidance made under section 182 of the Licensing Act 2003

<https://www.west-lindsey.gov.uk/licensing/licensing-gambling-policies/licensing-policy>

Risk Assessment:

Call in and Urgency:

Is the decision one which Rule 14.7 of the Scrutiny Procedure Rules apply?

i.e. is the report exempt from being called in due to urgency (in consultation with C&I chairman)

Yes

☐

No

☐

Key Decision:

A matter which affects two or more wards, or has significant financial implications

Yes

☐

No

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WEST LINDSEY DISTRICT COUNCIL

LICENSING ACT 2003

Licence Number: 32UHB50224.

Hearing Type: Review of a Premises Licence.

Applicant: Lincolnshire Police.

Premises: Today's Extra, 2 Horsemarket, Caistor, Market Rasen, LN7 6UP.

Premises Licence Holder: Grantham Curry Pot Ltd.

Hearing Date: 10 October 2025

1 The Application for Review

- 1.1.1 An application for review of the Premises Licence for Today's Extra, 2 Horsemarket, Caistor, Lincolnshire LN7 6UP has been made by Lincolnshire Police which was received on 23rd July 2025. Lincolnshire Police are a Responsible Authority, as defined by Section 13(4) of the Licensing Act 2003 and are therefore entitled to apply for a review of a licence when of the opinion a premises is failing to operate with a view to promoting one or more of the licensing objectives. A copy of the application, outlining the grounds for review is attached at Appendix 1.
- 1.1.2 From the information detailed in the review application, Lincolnshire Police have concluded that there is evidence to show the licensing objective for the prevention of crime and disorder is being undermined.
- 1.1.3 Lincolnshire Police initially visited the premises on 27th September 2024 where a member of staff was found to have no status in the UK and no right to work. Alongside this they identified non-compliance with conditions of the premises licence. They revisited the premises on 7th November 2024 discovering that non-compliance issues still remained. The final visit made by Lincolnshire Police was on 17th June 2025, the male encountered on the first visit was again encountered in the store, attempted to make off from officers, was detained and admitted to working at the premises despite still having no right to work in the UK. Full details of these visits can be found within the review application submitted by Lincolnshire Police
- 1.2 Additional supporting information in the form of statements, interview notes and pocket note book entries from Lincolnshire Police, are made available for Members of the Licensing Sub-Committee. This information can be found within appendices A,B,C,D,E,F,G,and H. All sensitive or restricted information has been reacted by Lincolnshire Police prior to submission of their review application.

- 1.4.1 Section 51(3)(a)(b) of the Licensing Act 2003 requires the applicant of a premises review, to notify each Responsible Authority by way of a Notice containing details of the review application. The Licensing Authority must also advertise the review application and invite representations to be made by Other Persons and Responsible Authorities.

2 The Premises

- 2.1 Grantham Curry Pot Ltd holds the premises licence (32UHB50224) authorising the provision of late-night refreshment and the sale by retail of alcohol for consumption off the premises only. A premises licence was originally issued in September 2005 and the latest change made to this licence was an application for the variation to the person holding the position of DPS. This application was made on 31st October 2024 (requesting immediate effect). A copy of the premises licence including any attached conditions can be found at Appendix 2.

3 Representations – Responsible Authorities

- 3.1 There have been no representations from other Responsible Authorities within the statutory timescale.

4 Representations – Other persons

- 4.1 There have been no representations received from any Other Persons within the statutory timescale.

5 Considerations

- 5.1 With respect to the review application, Members of the Licensing Sub-Committee must satisfy themselves whether or not the licence holder is satisfactorily promoting the licensing objective in relation to the prevention of crime and disorder.
- 5.2 The authority may only interfere with the licence if it considers it appropriate in order to promote the licensing objectives and if it does interfere, then it must do so proportionately.
- 5.3 In considering the application for review and making its decision the Licensing Sub-Committee must do so in line with:
- The Licensing Act 2003
 - The Section 182 Guidance made under the Act
 - The Licensing Authority's Statement of Licensing Policy
- 5.4 When considering the application and any representations received, attention is drawn to the Licensing Authority's Policy which can be found at the link below by clicking on the Download Tab, then downloading the Policy:
<http://www.west-lindsey.gov.uk/businesses/licensing/licensing-and-gambling-policies/licensing-policy/104810.article>
- 5.5 Attention is also drawn to the contents of the section 182 statutory guidance which can be found at the link below:

<https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>

6 Options

- 6.1 The Licensing Sub-Committee must, having regard to the application for review, take such steps, if any, it considers appropriate and proportionate for the promotion of the licensing objectives.
- 6.2 The steps available are:
- to modify the conditions of the licence
 - to exclude a licensable activity from the scope of the licence
 - to remove the designated premises supervisor from the licence
 - to suspend the licence for a period not exceeding 3 months
 - to revoke the licence

For the avoidance of doubt the conditions of a licence are modified if any of them is altered or omitted or any new condition is added.

Alternatively, the Sub-Committee may consider that no action is required or that a warning should be issued and/or recommend improvement within a particular period of time. Such informal warnings, in writing, are an important mechanism for ensuring the licensing objectives are effectively promoted.

- 6.3 Any action the Licensing Sub-Committee resolve to implement must be appropriate and proportionate to the promotion of the licensing objectives in the circumstances that gave rise to the application for review.
- 6.4 **N.B.** Whatever decision the Members of the Licensing Sub-Committee arrive at, they are reminded about the comments made in a court case, known as Hope and Glory, in relation to reasons for their decision making. The comments noted from this case stated: “*The fuller and clearer the reasons, the more force they are likely to carry*”. Therefore taking these comments into account, Members are strongly advised to give good, clear, justifiable reasons in relation to their decision, which will have more chance of being upheld, should the decision be appealed against.
- 6.5 If the Licensing Sub-Committee resolve to implement any of the steps set out at 6.2 above, the action will not take effect until the end of the period for appeal (21 days) or if the decision is appealed against, until the appeal is disposed of.

7 List of Associated Papers

Appendix 1 - Application for Review.

Appendix 2 - Premises Licence – Today’s Extra, Caistor.

Appendices - A, B, C, D, E,F,G,H. Statements, interview notes and pocket note book entries from Lincolnshire Police.

8 Background Papers

Licensing Act 2003
Section 182 Government Guidance
WLDC Statement of Licensing Policy