# **Licensing Committee**



Date of meeting:	07 December 2021				
Title of Report:	Information regarding Delegated Decisions for Application for the Grant/Variation of Premises Licences				
Lead Member:	Councillor John Riley (Cabinet Member for Governance, HR, IT & Community Safety)				
Lead Strategic Director:	Ruth Harrell (Director of Public Health)				
Author:	Marie Price (Senior Licensing Officer)				
Contact Email:	Licensing@plymouth.gov.uk				
Your Reference:	Mediation Report				
Key Decision:	No				
Confidentiality:	Part I - Official				

### **Purpose of Report**

Applications have been received from various premises within Plymouth for the grant / variation of a premises licence under Sections 17 and 34 of the Licensing Act 2003.

#### **Recommendations and Reasons**

That Members consider this report.

#### Alternative options considered and rejected

None.

# Relevance to the Corporate Plan and/or the Plymouth Plan Our Plan – A City to be proud of.

This report links to the delivery of the City and Council objectives and outcomes within the plan.

#### I. Unlocking the City's Potential

Licensing systems aim to assist in the delivery of a safer, more vibrant Plymouth. This in turn should attract more visitors to the City and also support an increase in the numbers of citizens of Plymouth who will utilise the social, cultural and sporting offers available. Opportunities for increased levels of employment should follow.

# 2. Caring for People and Communities

The policy will allow for effective control of alcohol supply, which will assist in reducing alcohol harm and thereby reduce inequality. Whilst alcohol misuse affects individuals from all sections

of society, those from the most disadvantaged communities experience the highest burden of harm. See <u>Our Plan</u>

**Implications for the Medium Term Financial Plan and Resource Implications:** Not applicable.

#### **Financial Risks**

Not applicable.

#### **Carbon Footprint (Environmental) Implications:**

None,

#### Other Implications: e.g. Health and Safety, Risk Management, Child Poverty:

\* When considering these proposals members have a responsibility to ensure they give due regard to the Council's duty to promote equality of opportunity, eliminate unlawful discrimination and promote good relations between people who share protected characteristics under the Equalities Act and those who do not.

Members should be aware that Section 17 of the Crime and Disorder Act 1998 puts a statutory duty on every Local Authority to exercise its various functions with due regard to the need to do all that it reasonably can do to prevent crime and disorder in its area.

#### **Appendices**

\*Add rows as required to box below

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Α	Briefing report title							
В	Equalities Impact Assessment (if applicable)							

#### **Background papers:**

\*Add rows as required to box below

Please list all unpublished, background papers relevant to the decision in the table below. Background papers are <u>unpublished</u> works, relied on to a material extent in preparing the report, which disclose facts or matters on which the report or an important part of the work is based.

Title of any background paper(s)	<b>Exemption Paragraph Number</b> (if applicable) If some/all of the information is confidential, you must indicate why it is not for publication by virtue of Part 1 of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.							
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# OFFICIAL

#### PLYMOUTH CITY COUNCIL

# Sign off:

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Please	Originating Senior Leadership Team member: Rob Nelder Please confirm the Strategic Director(s) has agreed the report? Yes Ruth Harrell Date agreed: 23/11/2021										
Cabinet Member approval: Councillor Riley via email											
Date a	Date approved: 23/11/2021										

# **1.0 INTRODUCTION**

1.1 Since the introduction of the Licensing Act regime in 2005 applications have been received for the grant and variation of premises licences. Some of these applications have received representations from responsible authorities or other parties and have been mediated out by agreement with both the applicant and the respective responsible authority without the need to bring the applications before the committee for determination.

# 2.0 **RESPONSIBLE AUTHORITIES**

#### 2.1 Environmental Health

Hunger Fix & The Vault	72 Mutley Plain	Compton
Subham Takeaway	4-5 Ham Drive	Ham
The Egg Drop	43-45 The Broadway	Plymstock Radford
Steel Brew Company	3 & 4 Mills Bakery	St Peter and the Waterfront
Ocean City Coffee Shop	6 Hoe Road	St Peter and the Waterfront
Minerva Café	55a Bretonside	St Peter and the Waterfront
Leadworks	170 Rendle Street	St Peter and the Waterfront
Tilt	68 Ebrington Street	St Peter and the Waterfront
Mad Merchants	37 New Street	St Peter and the Waterfront
Stoke Traders and Res		
Assoc	Devonportt Road	Stoke

#### 2.2 Devon & Cornwall Police

Budshead Stores	669 Budhead Road	Budshead					
Hunger Fix & The Vault	72 Mutley Plain	Compton					
Morice Town Stores	34 Charlotte Street	Devonport					
Market Hall	86 Duke street	Devonport					
Spar Park Avenue	Unit 3 Park Avenue	Devonport					
Erne's	18 Hornchurch Road	Honicknowle					
UK Storage Company Ltd	181 Plymbridge Road	Moor View					
Treat Trendz	Safe Store, 12 St Modwen Road	Moor View					
Okoberfest	Central Park	Peverell					
Lace & Lattice	I Mayhew Gardens	Plympton St Mary					
Devon Cheese Bar	Shop I-5 The Market	St Peter and the Waterfront					
Hubbox	Royal William Yard	St Peter and the Waterfront					
Ocean City Coffee Shop	6 Hoe Road	St Peter and the Waterfront					
Minerva Café	55a Bretonside	St Peter and the Waterfront					
Leadworks	170 Rendle Street	St Peter and the Waterfront					
Tilt	68 Ebrington Street	St Peter and the Waterfront					
B & M	31 Cornwall Street	St Peter and the Waterfront					
Delta	28-30 Western Approach	St Peter and the Waterfront					

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Soulfood Vendor	18 - 20 Market Avenue	St Peter and the Waterfront
Farleys Food Co-op CIC	41 Bretonside	St Peter and the Waterfront
Cook Industries Ltd	Faraday Mill	Sutton and Mount Gould

# 2.3 Licensing Authority

Steel Brew Company	3 & 4 Mills Bakery	St Peter and the Waterfront
Ocean City Coffee Shop	6 Hoe Road	St Peter and the Waterfront

# 3.0 CONSIDERATIONS

- 3.1 Paragraph 9.31 of the Guidance issued under section 182 of the Licensing Act 2003 and section 18(3)(a) of the act states that a hearing does not have to take place if there are representations but all parties can reach an agreement through a mediation process. When written agreement has been made representations are then withdrawn and the agreed conditions are included within their operating schedule. In such cases officers can determine the application.
- 3.2 The premises listed above are ones that have been dealt with by way of mediation and written agreement for the period between 01 Nov 2020 until 31 October 2021 and this report is submitted for the information of the committee.