

## CITY OF PLYMOUTH

**Subject:** Information regarding delegated decisions for applications for the Grant / Variation of Premises Licences and Club Premises Certificates.

**Committee:** Licensing Committee (Miscellaneous)

**Date:** 22 February 2011

**Cabinet Member:** Councillor Michael Leaves

**CMT Member:** Director for Community Services

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**Ref:** ERS/LIC/PREM

**Part:** I

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### **Executive Summary:**

Applications have been received from various premises within Plymouth for the Grant / Variation of a premises licence under Sections 17 and 34 or the Grant / Variation of a Club Premises Certificate under Schedule 8 and Section 84 of the Licensing Act 2003.

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### **Corporate Plan 2010- 2013:**

This report links to the delivery of the city and council priorities. In particular:

1. Delivering Growth  
[www.plymouth.gov.uk/corporateplan.htm](http://www.plymouth.gov.uk/corporateplan.htm)
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### **Implications for Medium Term Financial Plan and Resource Implications: Including finance, human, IT and land**

Not applicable.

### **Other Implications: e.g. Section 17 - Community Safety, Health and Safety, Equalities Impact Assessment etc.**

Members should be aware that Section 17 of the Crime 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.

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**Recommendations and Reasons for recommended action:**

That Members consider this report.

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**Alternative options considered and reasons for recommended action:**

None.

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**Background papers:**

Applications.  
Licensing Act 2003.  
Guidance issued under Section 182 Licensing Act 2003.  
Council's Licensing Policy.

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**Sign off:**

Head of Fin		Head of Leg	AG/10815/2.2.11	Head of HR		Head of AM		Head of IT		Head of Strat Proc	
Originating CMF Member											

## **1.0 BACKGROUND**

- 1.1 Since the introduction of the Licensing Act regime in 2005 applications have been received for the grant and variation of premises licences and club premises certificates. Some of these applications have received representations from responsible authorities or interested 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***

Cherry Tree	Ham Drive
Plymouth Cricket Club	Mount Wise
Stuart Social Club	Pennycomequick
The Magnet Pub	Albany Street
Voodoo Lounge	Drake Circus

### **2.2 *Devon and Cornwall Police***

Tesco	Cobourg Street
The Magnet Pub	Albany Street

### **2.3 *Trading Standards***

### **2.4 *Interested Parties***

BBC	Seymour Road
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## **3.0 CONSIDERATIONS**

- 3.1 Section (9.19) 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 Jun 2010 and Dec 2010 and this report is submitted for the information of the committee.