

## PLYMOUTH CITY COUNCIL

**Subject:** Information regarding delegated decisions for applications for the grant / variation of premises licences and club premises certificates

**Committee:** Licensing Committee (Miscellaneous)

**Date:** 18 October 2011

**Cabinet Member:** Councillor Michael Leaves

**CMT Member:** Director for Community Services

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**Ref:** ERS/LIC/PREM

**Key Decision:** No

**Part:** 1

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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 2011 – 2014:

This report links to the delivery of the City and Council priorities. In particular:  
1. Delivering Growth

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### Implications for Medium Term Financial Plan and Resource Implications: Including finance, human, IT and land

Not applicable

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### Other Implications: e.g. Community Safety, Health and Safety, Risk Management and Equality, Diversity and Community Cohesion:

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 & 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:

Fin		Leg	AG/12957/ 3.10.11	HR		Corp Prop		IT		Strat Proc	
Originating SMT Member											

## 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 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*

G Casino	Derrys Cross
Commercial Wharf	The Barbican
Dial 4 Beers	Efford
8	Drake Circus
Commercial Wharf / West Pier	The Barbican
Aglioolio	New George St
Maritime Social Club	Keyham
Boomerangs	Mutley
Kitty O'Hanlons	City Centre
Souk	Sutton Harbour

### 2.2 *Devon and Cornwall Police*

Commercial Wharf	The Barbican
Dial 4 Beers	Efford
8	Drake Circus
Commercial Wharf / West Pier	The Barbican
Aglioolio	New George St
Boathouse Café	Commercial Wharf
Maritime Social Club	Keyham
Boomerangs	Mutley
Kitty O'Hanlons	City Centre
James Street Vaults	Sutton Harbour

### 2.3 *Trading Standards*

Jamaica House	The Barbican
Kitty O'Hanlons	City Centre

### 2.4 *Child Protection*

Kitty O'Hanlons	City Centre
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### 2.5 *Interested Parties*

Jamaica House	The Barbican
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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 January and September 2011 and this report is submitted for the information of the committee.