

PLYMOUTH CITY COUNCIL

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

Committee: Licensing Committee

Date: 28 May 2013

Cabinet Member: Councillor Brian Vincent

CMT Member: Director of Place

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Ref: ERS/LIC/PREM

Key Decision: None

Part: I

Purpose of the report:

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.

Corporate Plan 2012 – 2015:

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

- I. Delivering Growth.

See <http://www.plymouth.gov.uk/corporateplan.htm>

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

Not applicable

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

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.

Equality and Diversity:

Has an Equality Impact Assessment been undertaken? No

Alternative options considered and rejected:

None.

Published work / information:

For more information please see the below links.

Licensing Policy http://www.plymouth.gov.uk/statement_of_licensing_policy.pdf

Licensing Act <http://www.legislation.gov.uk/ukpga/2003/17/contents>

Licensing Act Guidance

<http://www.homeoffice.gov.uk/publications/alcohol-drugs/alcohol/guidance-section-182-licensing/guidance-s182?view=Binary>

Background papers:

Title	Part I	Part II	Exemption Paragraph Number						
			1	2	3	4	5	6	7
Applications									

Sign off:

Fin		Leg	17524 /AG/1 5.5.13	Mon Off		HR		Assets		IT		Strat Proc	
Originating SMT Member													
Has the Cabinet Member(s) agreed the content of the report? No													

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*

JD's Grill	City Centre
Prince Albert	Devonport
Barcelona	City Centre
Tiki Bar	City Centre
Le Vignoble	Stonehouse
Sizzall	City Centre
Le Bistrot Pierre	Stonehouse
Wagamama	Stonehouse
Wetherspoons	Plympton

2.2 *Devon and Cornwall Police*

Ron Dewdney's	Devonport
Prince Albert	Devonport
Indian Restaurant	Bretonside
TR2	Cattedown
Polski Smak	Mutley
Barcelona	City Centre
IL Capriccio	City Centre
Tiki Bar	City Centre
Sizzall	City Centre
Le Bistrot Pierre	Stonehouse
Royal William Bakery	Stonehouse
Wagamama	Stonehouse
Wetherspoons	Plympton
Rockfish	Barbican
Reel Cinema	City Centre

2.3 *Trading Standards*

Prince Albert	Devonport
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2.4 *Child Protection*

Reel Cinema	City Centre
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3.0 CONSIDERATIONS

- 3.1 Section (9.27) 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 1 June 2012 until 15 May 2013 and this report is submitted for the information of the committee.