

## PLYMOUTH CITY COUNCIL

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

**Committee:** Licensing Committee

**Date:** 07 June 2016

**Cabinet Member:** Councillor John Riley

**CMT Member:** Kelechi Nnoaham (Office of the Director of Public Health)

**Author:** Frederick Prout (Senior Licensing Officer)

**Contact:** Tel: 01752 304792  
e-mail: [licensing@plymouth.gov.uk](mailto:licensing@plymouth.gov.uk)

**Ref:** ERS/LIC/PREM

**Key Decision:** None

**Part:** I

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**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 of the Licensing Act 2003.

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**The Brilliant Co-operative Council Corporate Plan 2013/14 – 2016/17:**

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

**Growing:** The Licensing Policy provides a balance between the need to protect residents against enabling legitimate businesses to operate within a necessary and proportionate regulatory framework.

**Caring:** Reduce Inequalities as the Licensing Policy has put in place an appropriate framework that will allow decision-makers, when considering applications, to reduce the impact on safety, well-being and local amenity on the local community. The licensing system must minimise the burdens on business and to allow communities the opportunity to influence decisions.

See [Our Plan](#)

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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. 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.

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**Equality and Diversity:**

Has an Equality Impact Assessment been undertaken? No

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**Recommendations and Reasons for Recommended Action:**

To note the report.

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**Alternative options considered and rejected:**

None.

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**Published work / information:**

For more information please see the below links.

[Statement of Licensing Policy](#)

[Licensing Act 2003](#)

[Revised Guidance issued under Section 182 Licensing Act 2003 - Mar 2015](#)

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**Background papers:**

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

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**Sign off:**

Fin		Leg	25695/ag/1 9/5/16	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. 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***

George Street Community Centre	Mount Wise
Afro Caribbean Pot	City Centre
Le Petit Parisien	Barbican
Underground	Mutley
Nazareth Retirement Village	Stonehouse
Underground	Mutley
La Roux	City Centre
Charlie Franks	City Centre
Agaton Social Club	St Budeaux
Ker Street Social Club	Devonport
Kings Tamerton Community Centre	Kings Tamerton

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

Disco Volante (Vessel)	Millbay
SMN Stores	Keyham
Embassy Social Club	Milehouse
Leandras	City Centre
Blue Glazier Ice Cream Parlour	Barbican
Greedy Pig	City Centre
Foodie	City Centre
Woolway News	St Budeaux
Woodford Stop n' shop	Plympton
Piazza	City Centre
Off Licence Food and Wine	Union Street
Play	Barbican
Underground	Mutley
La Roux	City Centre
Charlie Franks	City Centre
Agaton Social Club	St Budeaux
Ker Street Social Club	Devonport
Real Food Kitchen	Derriford
Kings Tamerton Community Centre	Kings Tamerton
Whitleigh Post Office	Whitleigh

### 2.3 **Trading Standards**

Off Licence Food and Wine  
SMN Stores  
Woodford Stop n' shop  
Agaton Social Club

Union Street  
Keyham  
Plympton  
St Budeaux

### 3.0 **CONSIDERATIONS**

- 3.1 Paragraph 9.30 of the Guidance issued under section 182 of the Licensing Act 2003 and section 18(3)(a) of the Licensing Act 2003 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 31 May 2015 until 30 April 2016 and this report is submitted for the information of the committee.