

PLYMOUTH CITY COUNCIL

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

Committee: Licensing Committee

Date: 05 December 2017

Cabinet Member: Councillor John Riley

CMT Member: Dr Ruth Harrell (Office of the Director of Public Health))

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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 of the Licensing Act 2003.

Our Plan - One City Council 2016 to 2019:

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](#)

**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

Recommendations and Reasons for recommended action

That Members consider this report and note its contents

Alternative options considered and rejected:

None.

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 - April 2017](#)

Background papers:

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

Sign off:

Fin		Leg	29455/ag/2 2.11.17	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

Off Licence	Keyham
Weston Mill Oak Villa	Weston Mill
The Old Morgue	Stonehouse
Fresher & Professor	Greenbank
Royal William Yard	Stonehouse
Mainstone Community Association	Mainstone
Turtle Bay Restaurant	City Centre
Blues Bar & Grill	Barbican
Bills	City Centre
Tasty Food Express	Bretonside
Fastnet Tented village	Mount Batten
Terra Nova	Devonport
Lill's Kitchen	City Centre

2.2 Devon & Cornwall Police

Rockets and Rascals	Barbican
Beckay Stores	Devonport
Intrinity	Burrington
Red Lantern	North Hill
Home Park Stores	Milehouse
Central Stores	Union Street
Weston Mill Oak Villa	Weston Mill
The Old Morgue	Stonehouse
Vertical Plus Ltd	Plympton
Shop and Go	Ford
Mainstone Community Association	Mainstone
Dinky Diner	Devonport
The Vegan Deli	City Centre
Bills	City Centre

Plymouth Guildhall
Tasty Food Express
Terra Nova
Rust and Royal
Lill's Kitchen

City Centre
Bretonside
Devonport
Barbican
City Centre

2.3 *Trading Standards*

Dinky Diner
The Vegan Deli
Terra Nova
Toot

Devonport
City Centre
Devonport
City Centre

2.4 *Licensing Authority*

Popworld
Greedy Pig
Fred's Kitchen
Terra Nova

City Centre
City Centre
Bretonside
Devonport

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 May 2016 until 31 October 2017 and this report is submitted for the information of the committee.