

PLYMOUTH CITY COUNCIL

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

Committee: Licensing Committee

Date: 19 June 2018

Cabinet Member: Councillor Sally Bowie

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.

The Corporate Plan:

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

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 | 30627/ag/8 .6.18 | 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 | <i>Environmental Health</i> | |
| | Rock Bottom Bar | North Hill |
| | Plymouth Argyle Green Taverners | Milehouse |
| | Saltram Club | Mount Gould |
| | The Custom House | Barbican |
| 2.2 | <i>Devon & Cornwall Police</i> | |
| | Rock Bottom Bar | North Hill |
| | Citiclient | Derrys Cross |
| | Skiving Scholar | North Hill |
| | Central Stores | Chaucer |
| | Morley Arms | Plymstock |
| | KW Brothers (UK) Ltd | Stonehouse |
| | The Custom House | Barbican |
| | International Supermarket | Union street |
| 2.3 | <i>Trading Standards</i> | |
| | Rock Bottom Bar | North Hill |
| | Kuet Wong Foods Ltd | Cattedown |
| 2.4 | <i>Licensing Authority</i> | |
| | Saltram Club | Mount Gould |

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 November 2017 until 08 May 2018 and this report is submitted for the information of the committee.