

## PLYMOUTH CITY COUNCIL

<b>Subject:</b>	Information regarding delegated decisions for applications for the grant / variation of premises licences
<b>Committee:</b>	Licensing Committee
<b>Date:</b>	04 December 2018
<b>Cabinet Member:</b>	Councillor Sally Haydon
<b>CMT Member:</b>	Dr Ruth Harrell (Office of the Director of Public Health))
<b>Author:</b>	Frederick Prout (Senior Licensing Officer)
<b>Contact:</b>	Tel: 01752 304792 E-mail: licensing@plymouth.gov.uk
<b>Ref:</b>	ERS/LIC/PREM
<b>Key Decision:</b>	None
<b>Part:</b>	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.

---

### **Corporate Plan:**

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

**A Growing City:** The Licensing Policy and system aims to provide a balance between the need to protect residents and to enable legitimate businesses to operate within a necessary and proportionate regulatory framework. This in turn makes a safer, more vibrant Plymouth to allow economic growth and opportunities for increased levels of employment.

**A Caring Council:** The Licensing Policy has put in place an appropriate framework to allow the effective control of alcohol supply and regulated entertainment to keep all members of society protected and feeling safe by focusing on prevention and early intervention. The licensing system 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**

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 of the Licensing Act 2003 - April 2018**

---

**Background papers:**

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

---

**Sign off:**

Fin		Leg	31578/ag/l 3.11.18	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 *Environmental Health*
- |                          |              |
|--------------------------|--------------|
| Plymouth Hoe & Promenade | Hoe          |
| A Taskinha               | Union Street |
| The Fabulous Burger Boyz | North Hill   |
| Hutong Café              | Stonehouse   |
| Honky Tonk Wine Library  | Barbican     |
| Daisy Tea Rooms          | Barbican     |
| Meze Grill               | Barbican     |
- 2.2 *Devon & Cornwall Police*
- |                         |                     |
|-------------------------|---------------------|
| Ravi Sol Limited        | Bretonside          |
| Rockfish                | Barbican            |
| Sound Bites Café        | Queen Annes Battery |
| Honky Tonk Wine Library | Barbican            |
| Daisy Tea Rooms         | Barbican            |
| Morrisons               | Plymstock           |
- 2.3 *Licensing Authority*
- |                                 |                |
|---------------------------------|----------------|
| Honky Tonk Wine Library         | Barbican       |
| Daisy Tea Rooms                 | Barbican       |
| Kings Tamerton Community Centre | Kings Tamerton |

## 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 08 May 2018 until 30 October 2018 and this report is submitted for the information of the committee.