

Report to **Licensing Sub-Committee**
Date of **19 August 2016**
meeting
Author Derek Seekings, Senior Licensing Officer



DECISION REQUIRED
Not exempt

Report Title: Application for a Premises Licence at London Road Recreation Ground, Grand Avenue, Camberley, Surrey, GU15 3QH submitted by Event By Event Limited.

SUMMARY

The report presents the application for a new Premises Licence relating to London Road Recreation Ground, Grand Avenue, Camberley, Surrey, GU15 3QH.

The applicant seeks to hold a single event for a 32 day period from 01 December 2016 to 01 January 2017 to be known as Camberley On Ice.

The Licensing authority is required to hold a hearing to determine this premises licence application because relevant representations have been received.

The purpose of the hearing is for the Licensing Sub-Committee to consider the Application, in relation to the Licensing Act 2003's Licensing Objectives. The Licensing objectives being in this Application:

- 1 The prevention of crime and disorder
- 2 Public safety
- 3 The prevention of public nuisance
- 4 The protection of children from harm

Copies of the application, relevant representations and other correspondence received to date are attached to this report.

RECOMMENDATION

The Sub-Committee is recommended:

- i) To determine the premises licence application.

REASONS FOR RECOMMENDATION

- i) The Sub Committee is required to make a decision under the Licensing Act 2003

BACKGROUND INFORMATION

1 INTRODUCTION

1.1 The purpose of this report

For the Sub-Committee to determine the application for a Premises Licence in respect of London Road Recreation Ground, Grand Avenue, Camberley, Surrey, GU15 3QH.

The application is submitted under Section 17 and determined under Section 18 of the Licensing Act 2003.

1.2 Background of the premises

Statutory Background

- 1.3 The Licensing Act 2003 and secondary legislation in the form of Regulations there under.

Relevant Government Policy

- 1.4 Guidance issued under section 182 of the Licensing Act 2003. (effective from March 2015)

Relevant Council Policy

- 1.5 Statement of Licensing Policy.

Current Licence

- 1.6 The venue does not currently have a premises licence.

2. DETAILS

2.1 Application

The application is made by Event By Event Ltd of Abbey House, 25 Claredon Road, Redhill, Surrey RH1 1QZ and relates to London Road Recreation Ground, Grand Avenue, Camberley, Surrey, GU15 3QH

A copy of the application is attached at Annex 1.

The application is for the provision of regulated entertainment in the form of live music, recorded music and the performance of dance both indoors and outdoors, from 1100 to 2100hrs daily.

Also, for the supply of alcohol for consumption both on and off the premises, from 1300 to until 2100hrs daily, but with a start time of 1130hrs on Saturday and Sunday.

Non-standard timings relating to New Year's Eve have been withdrawn by the applicant.

The applicant has also submitted a draft Event Management Plan. Although this is not part of the prescribed application form, it may be viewed at Annex 4.

2.2 Grounds for the Hearing

One of the Responsible Authorities in addition to 'Other Persons' contend that the carrying on of licensable activities at the premises could lead to the following licensing objectives being seriously undermined:

- i) The prevention of crime and disorder;
- ii) Protection of public safety;
- iii) Prevention of public nuisance;
- iv) Protection of children from harm;

Further evidence submitted regarding the Application

2.3 Details included in documents attached to this report.

Responsible Authority Representations/Comments

2.4 Details of Responsible Authority representations received:

2.4.1 Police

No representations.

2.4.2 Fire

No representations.

2.4.3 Local Planning Authority

No representations.

2.4.4 Environmental Health

A representation has been received from Environmental Health and attached at Annex 2.

2.4.5 Child Protection Agency

No representations.

2.4.6 Licensing Authority

The application was submitted on 01 July 2016. The application was completed correctly and advertised as required by the Licensing Act 2003.

2.4.7 Health and Safety Executive

No representations.

Any Other Person – Representations

- 2.5 Details of ‘any other person’. A total of 5 valid representations have been received from ‘other persons’, 4 against and 1 supporting the application.

Copies of these representations are attached at Annex 3. The representations are relevant and relate to the ‘prevention of crime and disorder’, ‘protection of public safety’, ‘prevention of public nuisance’ and ‘protection of children from harm’ licensing objectives.

2.6 Policy Considerations

Details of relevant policy considerations, including local policy statement:

- Paragraphs 1 – 89, and 95 – 146, and of the Council’s Licensing Policy Statement are applicable to the consideration of this application. The site lies just outside the area covered by the Cumulative Impact Policy, depicted between paragraphs 155 and 156.
- Paragraphs 53 – 84 make particular reference to premises where alcohol is supplied for consumption on the premises and the provision of regulated entertainment.

3. NEXT STEPS

The Sub-Committee is obliged to determine this application with a view to promoting the Licensing Objectives.

In making its decision, the Sub-Committee is also required to have regard to Guidance issued under Section 182 Licensing Act 2003, as amended, and the Council’s own Licensing Policy.

The Sub-Committee must have regard to all the representations made and the evidence it hears.

The Sub-Committee must take such of the following steps, if any, as it considers appropriate for the promotion of the Licensing Objectives:

- To grant the licence subject to conditions
- To exclude a licensable activity or amend timings to which the application relates
- To refuse to specify a person in the licence as the premises supervisor.
- To reject the application

The Sub-Committee is asked to note that it may not add conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be appropriate in order to promote the licensing objectives.

4. HOW THE PROPOSED COURSE OF ACTION WILL PROMOTE HUMAN RIGHTS AND EQUALITY

Human Rights and Equality issues will be taken into account on the determination of the Application by balancing the competing rights of the applicant, responsible authorities and ‘other persons’.

Attachments:

Annex 1: Application for a Premises Licence

Annex 2: Representation from Environmental Health

Annex 3: Representations from 'any other persons'

Annex 4: Event Management Plan