

LICENSING ACT 2003
APPLICATION FOR A NEW PREMISES LICENCE
EVENT FIELD TO THE REAR OF THREE HORSESHOES, 179 MAIN STREET,
YAXLEY, PE7 3LD
(Report by Head of Community)

1. INTRODUCTION

1.1 To consider and determine this application for a new premises licence for the Event Field to the rear of Three Horseshoes, 179 Main Street Yaxley, PE7 3LD, taking into account the policy considerations detailed in paragraph 2 of the report and the representations detailed in paragraph 5.

1.2 Mr Simon Stanford the premises Licence Holder, is seeking a new premises licence to permit:

- A. Provision of plays (indoors & outdoors)
Thursdays to Sundays 11:00 – 23:00
- B. Provision of Films (indoors & outdoors)
Thursdays to Sundays 18:00 – 23:00
- C. Provision of Live Music (indoors & outdoors)
Thursdays to Sundays 11:00 – 23:00
- D. Provision of Recorded Music (indoors & outdoors)
Thursdays to Sundays 11:00 – 23:00
- E. Provision of Performance of Dance (indoors & outdoors)
Thursdays to Sundays 11:00 – 23:00
- F. Provision of anything of a similar description to C, D or E above
Thursdays to Sundays 11:00 – 23:00
- G. Supply of alcohol (on & off the premises)
Thursdays to Sundays 11:00 – 23:00
- H. Hours premises are open to the public
Thursdays to Sundays 11:00 – 23:00

Note: 'Indoors' is also considered as 'a moveable structure' such as a marquee.

1.3 A copy of the application and plan are attached as Appendix A.

2. GENERAL DUTY/ POLICY CONSIDERATIONS

2.1 The Sub-Committee is reminded that the licensing authority must carry out its functions under the Act with a view to promoting the licensing objectives which are –

- (a) the prevention of crime and disorder,
- (b) public safety,
- (c) the prevention of public nuisance, and
- (d) the protection of children from harm.

2.2 The licensing authority must also have regard to –

- (a) its statement of licensing policy, and
- (b) any statutory guidance issued under Section 182 of the Licensing Act 2003.

3. BACKGROUND

3.1 The Premises has previously been used under the authority of Temporary Events Notices or for non-licensable events, such as firework displays, but has not had the benefit of a full Premises Licence.

4. LICENSING OBJECTIVES ADDRESSED BY THE APPLICANT

4.1 The operating schedule submitted by the applicant in Section 18 of the application addresses the four licensing objectives. Paragraphs 8.38-8.46 and Section 10 of the government guidance refer to the operating schedule and licence conditions. Any proposals made in this section are normally translated directly into conditions that will be attached to the premises licence. The applicant has not proposed any measures in support of the licensing objectives.

4.2 The applicant has agreed to conditions suggested by Environmental Health Officers and the Police. These can be seen at Appendix B

5. REPRESENTATIONS

5.1 During the period for the receipt of representations, no representations were received from the Responsible Authorities. One representation was received by the licensing authority from 'other persons'. The representation has been attached in its entirety as Appendix C. Not all matters raised within the representation may be relevant matters for consideration under the Licensing Act 2003.

5.2 A person who has submitted a relevant representation is entitled to address the Licensing Sub-Committee at the hearing and ask questions of any other party appearing at the hearing.

6. ACTION BY THE LICENSING AUTHORITY

6.1 The Licensing Authority has a duty under the Licensing Act 2003 by promoting the Licensing Objectives. Each objective has equal importance. In carrying out its licensing functions, the Licensing Authority must also have regard to its Statement of Licensing Policy, any Statutory Guidance under the Licensing Act 2003 and is bound by the Human Rights Act 1988. The Council must also fulfil its obligations under Section 17 of the Crime and Disorder Act 1998 to do all that it reasonably can to prevent crime and disorder in its district.

7. OPTIONS

- 7.1 Having regard to the representations and supporting documentation contained and attached to this report and any other information presented at the hearing, the Licensing Sub-Committee must take such steps as it considers appropriate for the promotion of the licensing objectives. The steps are to grant the licence subject to conditions, modified as necessary, to exclude a licensable activity, or to reject the application. Conditions are modified if they are altered, omitted or any new condition added (Licensing Act 2003 section 18(4) & (5)).

8. RECOMMENDATION

- 8.1 That Members determine the application on its individual merits.

BACKGROUND INFORMATION

Licensing Act 2003.

Guidance issued under section 182 of the Licensing Act 2003.

The Council's Statement of Licensing Policy.

Contact Officer: Sarah Mardon, Licensing Officer
☎ 01480 387075