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To: All Members of Licensing Sub-Committee 'A'

Robin Pellow
Head of Democratic Services

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Date: 18 December 2008

Bureau

Dear Councillor

**LICENSING ACT 2003 – APPLICATION FOR REVIEW OF A CLUB PREMISES
CERTIFICATE – HALE AND HEATH END SOCIAL CLUB**

I refer to the agenda for the meeting of Licensing Sub-Committee 'A' which is due to take place on Monday 22 December 2008 and now enclose an addendum to Appendix A of the agenda report.

Yours sincerely



Maureen Brown
Democratic Services Officers

ADDENDUM TO APPENDIX A
WAVERLEY BOROUGH COUNCIL

LICENSING SUB-COMMITTEE 'A'
22 DECEMBER 2008

**LICENSING ACT 2003 - APPLICATION FOR REVIEW OF A CLUB PREMISES
CERTIFICATE - HALE AND HEATH END SOCIAL CLUB, 114 UPPER HALE
ROAD, FARNHAM**

[Wards Affected: Farnham Hale and Heath End ward]

ADDENDUM TO THE MAIN REPORT

Summary and Purpose

1. The purpose of the addendum is to enable the Sub-Committee to consider progress in an application from Surrey Police for a review of the Club Premises Certificate for the Hale and Heath End Social Club,.
2. Surrey Police, as the applicants for the review, and the representatives of the Club have been in discussion. They have reached an agreement which both sides feel will resolve the issues which caused the review.

Proposed Amendment to Condition 7 on the Licence

3. It has been agreed between the parties that a new condition will be added to the Club Premises Certificate as a replacement for existing Condition 7 (which currently reads "The smoking area shall not be used after 22.00 hours.") Letters confirming agreement to the change to Condition 7 are attached at Annexe 8 to this Addendum. Additionally, the Police have contacted the supporter to the review (letter 11 in the main agenda). The writer of that letter has also confirmed acceptance to this as a resolution of the situation provided that the revised condition is confirmed.
4. The new condition 7 as proposed would state as follows, if approved by the Sub-Committee:
 7. 'The outside areas at the rear and sides of the premises shall not be used for any purpose other than for means of fire escape and the delivery and storage of products relating to the trade, and any repair and maintenance work.'

Views of the Police and the Club Committee

5. Surrey Police and the Hale and Heath End Social Club have agreed that a full review hearing is not now needed (see correspondence at Annexe 8), provided that the agreed amendment to condition 7, as set out above, is attached to the Premises Licence. The review application has not been withdrawn by Surrey Police because to do so would remove the Council's discretion to add the agreed conditions to the Club Premises Certificate.

6. Accordingly, this addendum seeks the Sub-Committee's authority to attach the agreed condition 7 as set out above, in place of the existing Condition 7 to the Premises Licence.

Recommendation

It is recommended that the Application for Review of the Club Premises Certificate for the Hale and Heath End Social Club be determined by the Sub-Committee in light of and having regard to:

- the steps that are necessary to promote the Licensing Objectives;
- the representations made by all interested parties;
- the Guidance issued under Section 182 of the Licensing Act 2003; and
- the Council's Statement of Licensing Policy; and
- proposed revised condition 7 as set out at Paragraph 4 above.

Background Papers (DCS)

Application referred to above, representations referred to above.

CONTACT OFFICER:

Name: Mrs R Hughes **Telephone :** 01483 523225

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Our Ref: 10378 WVC
Your Ref:



■ SURREY ■
POLICE

Licensing Officer
Waverley Borough Council
Council Offices
The Burys
Godalming
Surrey
GU7 1HR

Pete Hathaway
Waverley Licensing Officer

16th December 2008

Dear Rosemary,

APPLICATION FOR REVIEW OF CLUB PREMISES CERTIFICATE – HALE AND
HEATH END SOCIAL CLUB

Further to my letter of 15th December 2008, I have now received a letter from the Club Secretary, Mrs. Marie Smith.

She states that the club agree to the condition 'The outside areas at the rear and sides of the premises shall not be used for any purpose other than for means of fire escape.' except that they would like to add 'and the delivery and storage of products relating to the trade, and any repair and maintenance work.'

The full condition would then read, 'The outside areas at the rear and sides of the premises shall not be used for any purpose other than for means of fire escape and the delivery and storage of products relating to the trade, and any repair and maintenance work.'

We have no objection to this revised condition.

Yours sincerely,

Peter Hathaway
Waverley Licensing Officer

**Hale & Heath End Social Club
114 Upper Hale Road
Upper Hale
Farnham
Surrey
GU9 0JH**

WAVERLEY B.C. CHIEF EXECUTIVE'S OFFICE	
PRM	
DATE	16 DEC 2008 REC'D
DATE ACK:	
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14th December 2008

Rosemary Hughes
Senior Licensing Officer
Waverley Borough Council

The Bury
Codalming
Surrey
GU7 1HR

Dear Rosemary

We have received an e-mail from Pete Hathaway confirming that Surrey Police seek only to impose one condition on our CPC. This condition being:

'The outside areas at the rear and sides of the premises shall not be used for any purpose other than means of fire escape'

We agree with this except we would like to add 'and the delivery and storage of products relating to the trade, and any repair and maintenance work' this hopefully is probably implied but by stating it avoids any confusion in the future. I have written to Pete Hathaway to inform of this.

We enclose our new rulebook, which we have finally managed to receive delivery of.

Thank you for all your help with this matter and we look forward to receiving your advice on how we shall proceed on Monday 22nd December.

Yours sincerely



Marie Smith
Secretary