

APPENDIX A

WAVERLEY BOROUGH COUNCIL
LICENSING SUB-COMMITTEE A
15 AUGUST 2011

LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE –
RUSSETS, PETWORTH ROAD, CHIDDINGFOLD, SURREY

[Wards Affected: Chiddingfold and Dunsfold]

Summary and Purpose

1. The purpose of the report is to enable the Sub-Committee to consider an application from Timothy and Katrina Petherbridge for a new premises licence for Russets, Petworth Road, Chiddingfold, Surrey, where representations have been received from one Responsible Authority, Environmental Health, and two Interested Parties.

Background

2. An application has been received for a new premises licence from Mr and Mrs Petherbridge for this property, currently used for residential purposes and formerly Chiddingfold Golf Club House, who are proposing to use it as a venue for weddings and other private parties utilising designated parts of the premises including the grounds, where a marquee may be erected and regulated entertainment may take place.
3. The application proposes that the premises licence will authorise the sale of alcohol for consumption on the premises, regulated entertainment and late night refreshment.

Activities Sought under this Licence Application

4. The applicants seek to license the premises as shown below. An extract of the relevant pages from the application form is attached at Annexe 1. Attached to this document at Annexe 2 are some amendments made to the application by the applicants following discussions between them and Surrey Police. Also attached at Annexe 3 is a plan showing the area of the premises and surrounding properties. In brief summary, the applicants seek the following licensable activities in the new premises licence, if granted. Please see the application at Annexe 1 for full details of the proposed licensable activities and Operating Schedule.

- Regulated Entertainment (Films, Live & Recorded Music, Performance of Dance, Activities of similar description, Provision for making music, Provision of Facilities for Dancing and anything similar)

Monday to Saturday	0800 to 0100
Sunday	0800 to 2330

- Late Night Refreshment

Monday to Saturday	2300 to 1000
Sunday	2300 to 2330

- **Sale of Alcohol**

Monday to Saturday	0800 to 0100
Sunday	0800 to 2330

- **Opening hours**

Monday to Saturday	0800 to 0130
Sunday	0800 to 0000

Licensing Objectives

5. The four Licensing Objectives of the Licensing Act 2003 are set out below. Any representations for consideration must relate to one or more of these objectives, and representations must be from Interested Parties and/or from the Responsible Authorities under this legislation.

1. Prevention of Crime and Disorder
2. Public Safety
3. Prevention of Nuisance
4. Protection of Children from Harm

Representations received

Responsible Authorities

6. There has been one representation from a Responsible Authority, Environmental Health, which is reproduced at Annexe 4.

Interested Parties

7. There have been two representations from Interested Parties, and these are reproduced at Annexe 5.

What the Sub-Committee may do

8. The Sub-Committee, after hearing from the applicants and those making representations, may take one or more of the steps listed below in order to promote the Licensing Objectives which have given rise to the representations in this case. Reasons must be given by the Sub-Committee for any decision made, since there is an opportunity for any applicant or any objector to appeal to the Magistrates' Court against the Licensing Sub-Committee decision. The Sub-Committee may:

- Grant the application as submitted; or
- Refuse the application; or
- Reduce or refuse parts of the application submitted;
- Add conditions to promote the Licensing Objectives, if the Sub-Committee considers it necessary and proportionate in the light of the representations received.

9. An extract from the Government Guidance to local authorities under Section 182 of the Licensing Act 2003, relating to hearings - paragraphs 9.19 to 9.28 - is attached as Annexe 6.

Recommendation

1. The Sub-Committee is requested to consider the application for the grant of a premises licence on its merits.
2. Having regard to the representations made by the Interested Parties, the Sub-Committee must take such steps (if any) as it considers necessary for the promotion of the Licensing Objectives. Those steps are:
 - To impose additional conditions on the licence which are proportionate and necessary to promote the Licensing Objectives and which satisfy the concerns of those making representations;
 - To exclude any of the licensable activities from the scope of the licence;
 - To refuse to specify a person as the designated premises supervisor; or
 - To reject the application.
3. Subject to paragraph (2) above, the Sub-Committee must grant the application subject only to such conditions as are consistent with the operating schedule and any mandatory conditions.

Background Papers

Application referred to above, representations referred to above.

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