

## APPENDIX A

### WAVERLEY BOROUGH COUNCIL LICENSING SUB-COMMITTEE B – 19 JULY 2010

#### LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE – HEMMINGWAYS OF HASLEMERE, 48 HIGH STREET, HASLEMERE, SURREY, GU27 2LA.

[Wards Affected: Haslemere East and Grayswood]

#### Summary and Purpose

1. The purpose of the report is to enable the Sub-Committee to consider an application from Mr Stuart Dear for a new premises licence for Hemmingways of Haslemere, High Street, Haslemere, Surrey GU27 2LA.

#### Background

2. An application has been received for a new premises licence for this coffee shop/bar of approximately 1000 sq. ft. which is open plan with a serving bar, which is to be extended should the licence be granted. The building is single-storey with a partially enclosed outdoor seating area at the front of the premises. The application proposes that the licence will allow the premises to sell alcohol for consumption on the premises and to have occasional regulated entertainment.

#### Activities Sought under this Licence Application

3. The applicant seeks to license the premises as shown below. An extract of the relevant pages from the application form is attached at Annexe 1. Also attached to this document at Annexe 2 is a plan showing the area of the premises and surrounding properties. In brief summary, the applicant seeks a premises licence for the following licensable activities. Please see application for activities in full.
  - **Sale of Alcohol:**  
1100 to 0000 Monday to Sunday (Box M)
  - **Late Night Refreshment:**  
2300 to 0000 Monday to Sunday (Box L)
  - **Recorded Music and Facilities for Making Music:**  
0800 to 0000 Monday to Sunday (Box F and I)
  - **Live Music:**  
1830 to 2330 Monday to Friday (Box E)  
1100 to 1530 and 1830 to 2330 Saturday and Sunday  
(Approx twice a month, maximum 24 times per year)
  - **Facilities for dancing:**  
1830 to 0000 Monday to Friday (Box J)  
1100 to 1530 and 1830 to 0000 Saturday and Sunday  
(Approx two or three times a month – periodic 'Salsa, nights)
  - **Performance of dance:**  
1830 to 2330 Monday to Saturday (Box G)  
1100 to 1530 Sunday  
(Approx twice a month, maximum 24 times per year)

□ **Opening hours:**

0800 to 0030 Monday to Friday (Box O)

0900 to 0030 Saturday

1000 to 0030 Sunday

Box P to address the four licensing objectives is also reproduced.

**Licensing Objectives**

4. 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

5. There have been no representations from any of the Responsible Authorities.

Interested Parties

6. 13 representations have been submitted by a local residents (interested parties). These are reproduced at Annexe 3.

**What the Sub-Committee may do**

7. The Sub-Committee, after hearing from the applicant and those making representations, may take one or more of the steps listed below in order to promote the Licensing Objectives that 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 the applicant and the interested party to appeal to the Magistrates' Court against the Licensing Sub-Committee's 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 meet the Licensing Objectives if the Sub-Committee considers it necessary in the light of the representation received.
8. An extract from the Government Guidance to local authorities under Section 182 of the Licensing Act 2003, as it applies to this application - paragraphs 9.19 to 9.28 - is attached as Annexe 4.

**Subsequent Developments in this Application Procedure**

9. Any further amendment to the application would be submitted to the Licensing Officer, in a form which can be circulated prior to the meeting.

## **Recommendation**

It is recommended that the application for a premises licence for Hemingways of Haslemere, 48 High Street, Haslemere, Surrey, GU27 2LA be considered and determined having regard to the representations received, the statutory guidance and the Council's Statement of Licensing Policy 2008 - 2010. The Sub-Committee must take such steps (if any) as it considers necessary to promote the Licensing Objectives, having heard from the applicant and those making written representations.

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## **Background Papers**

Application referred to above, representations referred to above.

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