

# APPENDIX A

## WAVERLEY BOROUGH COUNCIL LICENSING SUB-COMMITTEE B 11 NOVEMBER 2013

### LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE – FARNCOMBE CRICKET CLUB, BROADWATER PARK, SUMMERS ROAD, GODALMING, SURREY, GU7 3BJ

[Wards Affected: Godalming & Catteshall]

#### **Summary and Purpose**

1. The purpose of the report is to enable the Sub-Committee to consider an application from Farncombe Cricket Club, for a new premises licence for Farncombe Cricket Club, Broadwater Park, Summers Road, Farncombe Godalming, Surrey, GU7 3BJ where 16 valid representations have been received.

#### **Background**

2. An application has been received for a new premises licence from Farncombe Cricket Club, an extract of the relevant pages from the application form is attached at Annexe 1, who currently hold a Club Premises Certificate, attached at Annexe 2.
3. As part of the application process the applicant is required to advertise on an A4 piece of pale blue paper at the premises where it can be conveniently read from the exterior of the premises along the external perimeter of the premises abutting any highway. Officers on checking this notice at the premises were not satisfied with the original positioning of the notice displayed and the original closing date for representations, 3 October 2013 was reset to 24 October 2013.
4. Farncombe Cricket Club is a typical single storey cricket pavilion constructed of brick. The premises consists of changing rooms and showers, toilets, kitchen, bar/cellar, garage for ground equipment and club room/lounge area. A plan of the premises is attached at Annexe 3.
5. The applicant proposes that the premises licence will allow the sale of alcohol for consumption both on and off the premises and for regulated entertainment indoors only.

#### **Activities Sought under this Licence Application**

6. The applicant seeks to license the premises as shown below. Attached to this document at Annexe 4 are some amendments to the application following discussions between the applicant and Surrey Police. Also attached at Annexe 5 is a plan showing the area of the premises and surrounding properties.
7. In brief summary, the applicant seeks the following activities in the new licence, if granted. Please see the application at Annexe 1 for activities in full.

- **Regulated Entertainment**

Live Music

Friday to Sunday 1900 to 2300

Recorded Music

Monday to Friday 1900 to 2300

Saturday 1100 to 2300

Sunday 1100 to 2200

- **Sale of Alcohol**

Monday to Saturday 1100 to 2400

Sunday 1200 to 2230

- **Opening hours**

Monday to Saturday 0900 to 0030

Sunday 0900 to 2330

### **Licensing Objectives**

8. The four Licensing Objectives of the Licensing Act 2003 are set out below. Legislation states that representations for consideration must relate to one or more of these objectives, and that representations must be from the responsible authorities and/or from other persons. Licensing objectives:

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

### **Representations received**

Responsible Authorities

9. There have been no representations from Responsible Authorities. However, Surrey Police have been in negotiation with the applicant and amendments to the application were submitted and are reproduced at Annexe 4.

'Other Persons'

10. Besides Responsible Authorities, "other persons" may make representations. There have been 16 valid representations from "other persons". The representations are attached at Annexe 6.

### **What the Sub-Committee may do**

11. The Sub-Committee, after hearing from the applicant and those making representations, must take one or more of the steps listed below (if any) as it considers appropriate for the promotion of the Licensing Objectives. 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 steps are:

- Grant the application subject to such conditions as are consistent with the operating schedule modified to such extent as the Sub-Committee considers appropriate for the promotion of the licensing objectives, and any mandatory conditions;
- Exclude from the scope of the licence any of the licensable activities to which the application relates;
- Refuse to specify a person as the premises supervisor;
- Reject the application.

12. Extracts from the Government Guidance to local authorities under Section 182 of the Licensing Act 2003 are attached in relation to:

- Hearings - paragraphs 9.27 to 9.40 - Annexe 7.
- Conditions - paragraphs 10.1 to 10.61, 1.16-1.17- Annexe 8.
- The Licensing Objectives – paragraphs 2.1–2.35 – Annexe 9

### **Recommendation**

The Sub-Committee is requested to consider the application for the grant of a premises licence on its merits.

Having regard to the representations made, the Sub-Committee must take such of the steps outlined below (if any) as it considers appropriate for the promotion of the Licensing Objectives. Those steps are:

- To grant the licence subject to such conditions as are consistent with the operating schedule modified to such extent as the Sub-Committee considers appropriate for the promotion of the licensing objectives, and any mandatory conditions;
- To exclude from the scope of the licence any of the licensable activities to which the application relates;
- To refuse to specify a person as the premises supervisor;
- To reject the application.

---

### **Background Papers**

Application referred to above, representations referred to above.

---

### **CONTACT OFFICER:**

**Name:** Paul Hughes

**Telephone :** 01483 523189

**E-mail:** [paul.hughes@waverley.gov.uk](mailto:paul.hughes@waverley.gov.uk)