

WAVERLEY BOROUGH COUNCIL
LICENSING SUB-COMMITTEE C - 21 MAY 2012

LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE – ST CATHERINE’S SCHOOL, STATION ROAD, BRAMLEY, GUILDFORD GU5 0DF

[Wards Affected: Bramley, Busbridge & Hascombe Wards]

Summary and Purpose

1. The purpose of the report is to enable the Sub-Committee to consider an application from St Catherine’s School, for a new Premises Licence at St Catherine’s School, Bramley where a representation has been received.

Background

2. An application has been received for a new premises licence from St Catherine’s School for the Dining Hall, Auditorium, Bar Café, Sports Hall and Surrounding Terraces. The buildings are set within the grounds of St Catherine’s School, an independent girl’s day and boarding school.
3. The application proposes to licence the whole school but with the Dining Hall, Auditorium, Bar Café, Sports Hall and Surrounding Terraces being the only areas for licensable activity to take place.

Activities Sought under this Licence Application

4. 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. Attached at Annexe 2 is a plan showing the area of the premises and surrounding properties. In brief summary, the applicant seeks the following activities in the new licence, if granted. Please see application for activities in full.

- **Regulated Entertainment (Plays)**

Monday to Sunday 1830 to 2300

- **Regulated Entertainment (Films)**

Monday to Sunday 1800 to 2300

- **Regulated Entertainment (Indoor Sporting Events)**

Monday to Sunday 0900 to 2100

- **Regulated Entertainment (Live & Recorded Music, Performance of Dance, Facilities for Making Music and Dancing)**

Monday to Sunday 0900 to 2230

- **Regulated Entertainment** (Anything similar to Live & Recorded Music, Performance of Dance)

Monday to Sunday 1900 to 2230

- **Sale of Alcohol**

Monday to Sunday 1200 to 1400
and 1800 to 2300

- **Opening hours (Operating Hours – not open to the public)**

Monday to Sunday 0900 to 2330

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 the responsible authorities listed under this legislation, or any other person.

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 no representations from Responsible Authorities, however Environmental Health have been in negotiations with the applicant and an amendment to the application was submitted, reproduced at Annexe 3.

Interested Parties

7. There has been 1 representation from 'any other person' (Interested Party when submitted), and this is reproduced at Annexe 4.

What the Sub-Committee may do

8. 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 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 appropriate and proportionate in the light of the representations received.
9. An extract from the recently amended Government Guidance to local authorities under Section 182 of the Licensing Act 2003, relating to hearings - paragraphs 9.27 to 9.37 - is attached as Annexe 5.

Recommendation

1. The Sub-Committee is requested to consider the application for the grant of a premises licence on its merits.
2. Subject to paragraph (3) below, the Sub-Committee must grant the application subject only to such conditions as are consistent with the operating schedule and any mandatory conditions.
3. Having regard to the representations the Sub-Committee must take such steps (if any) as it considers appropriate for the promotion of the Licensing Objectives. Those steps are:
 - 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 in the premises licence as the designated premises supervisor; or
 - 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