

# APPENDIX B

## WAVERLEY BOROUGH COUNCIL LICENSING SUB-COMMITTEE 'C' - 17 DECEMBER 2012

### LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE – , THE VILLAGERS, WOODSIDE ROAD , CHIDDINGFOLD, SURREY, GU8 4QD.

[Wards Affected: Chiddingfold & Dunsfold Ward]

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#### **Summary and Purpose**

1. The purpose of the report is to enable the Sub-Committee to consider an application from Chiddingfold Ex-Servicemens Club Committee, for a new premises licence for The Villagers, Woodside Road, Chiddingfold, Surrey GU8 4QD, where one valid representation has been received.

#### **Background**

2. An application, attached at Annexe 1, has been received for a new premises licence from Chiddingfold Ex-Servicemen's Club Committee, for a new detached single storey purpose built building located within a residential area. The Premises comprise of an entrance lobby, lounge area (can be divided into two rooms), Kitchen, toilets, utility room, 2 store rooms and an office. There is a patio area to the side of the premises, a car park immediately in front with a perimeter fence surrounding the premises. A floor plan is attached at Annexe 2.
3. A previous larger premises, Chiddingfold Ex-Serviceman's Club that operated under a Club Premises Certificate (which is still live) has been mostly demolished with the new premises and a number of surrounding houses having been built on the land previously occupied. The previous club certificate is attached at Annexe 3.
4. The application proposes that the licence will allow the premises to sell alcohol for consumption both on and off the premises, regulated entertainment and late night refreshment. The application is for a full Premises Licence rather than a Club Premises Certificate. An accompanying letter to the application states that the Club Committee intend to continue to use the premises as a club, and subject to club rules but will also make the facilities available to non-members, hence the application for a Premises Licence. A copy of the letter is attached at Annexe 4.

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

5. The applicant seeks to license the premises as shown below. Attached to this document at Annexe 5 are some amendments to the application following discussions between the applicant and Surrey Police. Also attached at Annexe 6 is a plan showing the area of the premises and surrounding properties.

6. 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, Films, Live & Recorded Music, Performance of Dance, Activities of similar description)

Monday to Sunday                      1200 to 2300

- **Late Night Refreshment**

Non Standard timings Only

- **Sale of Alcohol**

Monday to Sunday                      1100 to 2300

- **Opening hours**

Monday to Sunday                      0800 to 2330

### **Licensing Objectives**

7. 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 and/or from any persons 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**

8. There have been no representations from Responsible Authorities, however Surrey Police have been in negotiation with the applicant and an amendment to the application was submitted and is reproduced at Annexe 5.

#### **'Another Person'**

9. There has been 1 valid representation from 'another person'. The representation is attached at Annexe 7

### **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 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 8.
10. An extract from the Government Guidance to local authorities under Section 182 of the Licensing Act 2003, in relation conditions paragraphs 10.1 to 10.81 is attached as Annexe 9.

### **Recommendation**

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

1. Having regard to the representation 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:
- 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 objections 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 designated premises supervisor; or
  - To reject the application.

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### **Background Papers**

Application referred to above, representations referred to above.

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