

Waverley Borough Council Council Offices, The Burys, Godalming, Surrey GU7 1HR www.waverley.gov.uk

To: All Members of the LICENSING SUB-

COMMITTEE B

(Other Members for Information)

When calling please ask for:

Ema Dearsley, Democratic Services officer

Policy and Governance

E-mail: ema.dearsley@waverley.gov.uk

Direct line: 01483 523224

Calls may be recorded for training or monitoring

Date: 16 January 2019

Membership of the Licensing Sub-Committee B

Cllr Michael Goodridge Cllr Robert Knowles Cllr Bob Upton

Dear Councillors

A meeting of the LICENSING SUB-COMMITTEE B will be held as follows:

DATE: THURSDAY, 24 JANUARY 2019

TIME: 10.00 AM

PLACE: COUNCIL CHAMBER, COUNCIL OFFICES, THE BURYS,

GODALMING

The Agenda for the meeting is set out below.

Yours sincerely

ROBIN TAYLOR

Head of Policy and Governance

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NOTE FOR MEMBERS

Members are reminded that contact officers are shown at the end of each report and members are welcome to raise questions etc in advance of the meeting with the appropriate officer.

<u>AGENDA</u>

1. ELECTION OF CHAIRMAN

To elect a Chairman for the Sub-Committee B meeting.

2. MINUTES

To agree the Minutes of the Meeting held on [] which had been laid on the table half an hour before the start of the meeting.

3. <u>LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE -</u> BROWNS, 6 BANK BUILDINGS, 159 HIGH STREET, CRANLEIGH, SURREY GU6 8BB (Pages 5 - 24)

The purpose of the report is to enable the Sub-Committee to consider an application from Louis Henry Harley Richard for a new premises licence for Browns, 6 Bank Buildings, 159 High Street, Cranleigh Surrey GU6 8BB, where 1 relevant representation has been received.

Recommendation

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

Section 35(3) Licensing Act 2003 provides that the Sub-Committee, having regard to the relevant representations made, must take such of the following steps (if any) as it considers appropriate for the promotion of the licensing objectives:

- 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.

4. EXCLUSION OF PRESS AND PUBLIC

To consider the following recommendation on the motion of the Chairman:-

Recommendation

That pursuant to Procedure Rule 20 and in accordance with Section 100A(4) of

the Local Government Act 1972, the press and public be excluded from the meeting during consideration of the following items on the grounds that it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the public were present during the items, there would be disclosure to them of exempt information (as defined by Section 100I of the Act) of the description specified in paragraph 3 or the appropriate paragraph(s) of the revised Part 1 of Schedule 12A to the Act as follows:-

Information relating to the financial or business affairs of any particular person (including the authority holding that information) (paragraph 3)

5. LEGAL ADVICE

To consider any legal advice relating to any applications in the agenda.

[Note: Reports relating to confidential or exempt information may be excluded from those copies of the agenda provided for inspection by members of the public if they relate to matters during which the meeting is likely not to be open to the public.]

For further information or assistance, please telephone Ema Dearsley, Democratic Services officer, on 01483 523224 or by email at ema.dearsley@waverley.gov.uk



WAVERLEY BOROUGH COUNCIL

LICENSING SUB-COMMITTEE B - 24 JANUARY 2019

Title:

LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE – BROWNS, 6 BANK BUILDINGS, 159 HIGH STREET, CRANLEIGH, SURREY GU6 8BB.

[Wards Affected: All Cranleigh Wards]

Summary and Purpose

1. The purpose of the report is to enable the Sub-Committee to consider an application from Louis Henry Harley Richard for a new premises licence for Browns, 6 Bank Buildings, 159 High Street, Cranleigh Surrey GU6 8BB, where 1 relevant representation has been received.

Background

2. An application has been received for a new premises licence for Browns, described as a small tea room with approximately 10 tables seating two.

In brief, the new application proposes that the licence will authorise the Sale of Alcohol for consumption on the premises only.

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 <u>Annexe 1</u>. Also attached to this report at <u>Annexe 2</u> is a plan showing the surrounding properties.

In summary, the applicant seeks the following licensable activities in the new licence. Please see the application at <u>Annexe 1</u> for full details of the proposed licensable activities.

- □ Sale of Alcohol: (On the premises only)
 1200 to 2200 Monday to Sunday
- Opening hours:0800 to 2300 Monday to Sunday

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 the responsible authorities under this legislation and/or any other persons.
 - 1. the prevention of crime and disorder
 - 2. public safety
 - 3. the prevention of public nuisance
 - 4. the protection of children from harm

Representations received

Responsible Authorities

5. There have been no relevant representations received from "Responsible Authorities", the bodies that must be notified of applications under the legislation

Other Persons

6. Besides Responsible Authorities, "other persons" may make representations. There has been 1 relevant representation from "other persons".

A copy of the representation is attached at Annexe 3.

The need for a hearing can be avoided only with the agreement of the licensing authority, the applicant and the people who made relevant representations.

What the Sub-Committee may do

7. 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.

In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the Sub-Committee must give appropriate weight to

- The steps that are appropriate to promote the licensing objectives;
- The representations (including supporting information) presented by all the parties;
- The Home Office guidance; and
- Waverley's statement of licensing policy

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's decision, within 21 days.

8. Revised Guidance issued under Section 182 of the Licensing Act 2003, available at:

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/702660/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_April_2018_.pdf

The Guidance will be available for reference purposes at the meeting.* Particular attention is drawn to:

- Conditions paragraphs 1.16-1.17 and 10.1 to 10.66
- The Licensing Objectives paragraphs 2.1–2.31
- Hearings paragraphs 9.31 to 9.44

Recommendation

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

Section 35(3) Licensing Act 2003 provides that the Sub-Committee, having regard to the relevant representations made, must take such of the following steps (if any) as it considers appropriate for the promotion of the licensing objectives:

- 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

^{*}Those without access to the Internet should contact Paul Hughes in order to access the Guidance



WK 20150871



Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that

your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records. (Insert name(s) of applicant) apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003 Part 1 - Premises details address of premises or, if none, ordnance survey map reference or description Post town Postcode 06 6 Telephone number at premises (if any) Non-domestic rateable value of £ premises Part 2 - Applicant details Please state whether you are applying for a premises licence as Please tick as appropriate please complete section (A) (a) an individual or individuals * b) a person other than an individual * as a limited company/limited liability please complete section (B) partnership as a partnership (other than limited please complete section (B) ii liability)

please complete section (B)

as an unincorporated association or

iii

on) 🗌 please complete section (E	3)					
please complete section (E	3)					
please complete section (E	3)					
the proprietor of an educational establishment please complete section						
please complete section (E	3)					
a person who is registered under Part 2 of the please complete section (B) Care Standards Act 2000 (c14) in respect of an independent hospital in Wales						
a person who is registered under Chapter 2 of Dease complete section (B) Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England						
please complete section (E	3)					
(b) please confirm (by ticking yes to c	ne					
s which involves the use of the						
	7					
y's prerogative [
Other Title (for example, Rev)						
tnames OUIS HENRY.						
Date of birth						
☐ Please tick yes						
Please tick yes						
Swit Lane.						
Sult Lane.						
Swt Lane. U685U	<u> </u>					
	please complete section (E please complete secti					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr	Ms Other Title (for example, Rev)					
Surname	First names					
Date of birth am 1	8 years old or Please tick yes					
Nationality						
Current postal address if different from premises address						
Post town	Postcode					
Daytime contact telephone number						
E-mail address (optional)						
(B) OTHER APPLICANTS Please provide name and registered addre please give any registered number. In the (other than a body corporate), please give concerned.	case of a partnership or other joint venture					
Name						
Address						
Registered number (where applicable)	Registered number (where applicable)					
Description of applicant (for example, partners	ship, company, unincorporated association etc.)					
Telephone number (if any)						
E-mail address (optional)						

Part 3 Operating Schedule

Wh	en do you want the premises licence to start?	TO MM YYYY
	ou wish the licence to be valid only for a limited period, when you want it to end?	DD MM YYYY
Ple & VOLO	ase give a general description of the premises (please read guidance) It is a small tea -Room we are tables of 2 people. We are only of the Alcohor licence only dd person would like a start och Ithere leurch.	ce note 1) south about applying the no applying
	000 or more people are expected to attend the premises at one time, please state the number expected to attend.	refritely Not
Wh	at licensable activities do you intend to carry on from the premises?	•
(ple	ase see sections 1 and 14 and Schedules 1 and 2 to the Licensing	Act 2003)
Pro	vision of regulated entertainment (please read guidance note 2)	Please tick all that apply
a)	plays (if ticking yes, fill in box A)	
b)	films (if ticking yes, fill in box B)	
c)	indoor sporting events (if ticking yes, fill in box C)	
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	
e)	live music (if ticking yes, fill in box E)	
f)	recorded music (if ticking yes, fill in box F)	
g)	performances of dance (if ticking yes, fill in box G)	
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	
<u>Pro</u>	vision of late night refreshment (if ticking yes, fill in box I)	
Sup	oply of alcohol (if ticking yes, fill in box J)	
ln a	II cases complete boxes K, L and M	

Recorded music Standard days and timings (please read		and	Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
	ncë note 7		, , , , , , , , , , , , , , , , , , ,	Outdoors	
Day	Start	Finish		Both	
Mon	Splan	NAGEN	Please give further details here (please read of	juidance note	4) .
Tue	Spran	Volvin			
Wed	Speak	[About	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	Spring	Popo			-
Fri	DAMA	Mhr	Non standard timings. Where you intend to use the playing of recorded music at different listed in the column on the left, please list (please list)	times to thos	
Sat	2/15/2001	Nam	guidance note 6)		
Sun	Down	Wyrc			

Late night refreshment Standard days and		and	Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
timings	s (please ice note 7	read	please tick (please read guidance note o)	Outdoors	
Day	Start	Finish		Both	
Mon	App	Wpro	Please give further details here (please read g	juidance note	4)
Tue	Phon	Mps			2702711445
Wed	The	in	State any seasonal variations for the provision refreshment (please read guidance note 5)	on of late nigh	<u>it</u>
Thur	Aproan	Mora			
Fri	Mary	Wyon.	Non standard timings. Where you intend to use the provision of late night refreshment at to those listed in the column on the left, pleas	different time	es,
Sat	Sym	Throc	read guidance note 6)		
Sun	opm	Wps			



Supply of alcohol Standard days and timings (please read		and read	Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	V
guidan	ce note 7)		premises	
Day	Start	Finish		Both	
Mon	12pm	10pm	State any seasonal variations for the supply read guidance note 5)	of alcohol (ple	ease
Tue	12 pm	10 pm			
Wed	12pm	i Opn			
Thur	12pm	iOp	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri	12pn	100			
Sat	12pm	(Op~			
Sun	12/m	10 m			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Louis Henry Harley Richards.
Date of birth 25 - 7- 85
Address De Parellian Cont East Vens lane Cont East Vens lane Cont East Vens lane
9.
Postcode GU685U
Personal licence number (if known)
Issuing licensing authority (if known) what every beyongh Concil

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of **children** (please read guidance note 9).

HONE.



Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	B Am	Npm	
Tue	S Am	lipm	
Wed	5 pm	11/200	Non standard timings. Where you intend the premises to be
Thur	8 Am	Mpn.	open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)
Fri	18 Am	Upm	
Sat	S Am	1/2~	
Sun	8 Am	Non	



M Describe the steps you intend to take to promote the four licensing objectives:

 a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10) all for becoming abjectives shall be also into consideration by the hiconceE b) The prevention of crime and disorder The prevention of Crime + disorder well be parament to on bus nest shortcated or roudy people shoul not be served . Intopicated people with be 'askeding leave the price shall be called if for any reason the intoxiliated the premary represent to leave the premary represent to all an guestas to accompany water half be served to all an guestas to accompany the premary water half be served to all an guestas to accompany the premary water half be served to all an guestas to accompany the premary that half the premary that half the premary that half the premary that half the premary that the premary c) Public safety on the matter of Public Safety the premises will be maintaide In a Safe mander at all times. All epits will be kept clear of potential Hazerds. Customers + States will be expected tot behave regionsplay All health regulations! shall be concientionsly d) The prevention of public nuisance resentin of public vensance well be very portant to to cal Commu not house ladige m I therefore nouse nusance thefuse waste will be it that will be waste will be instructed to the stay will be instructed onen new to adher to this. Notices will be displayed will be instructed customers to leave the premises in a reflect of e) The protection of children from harm protecting children from harm, we an In the Case of Priendly environment to create at all aptions and a large Lange of soft druts are res en water hildren will only be sewed soft-dr be trained and hotrained every 12 m of customers ages by only accepting to 5 forms y there is a dangest passports, dr Staff will be trouned and ollowing 1.0' et and cityen Covod. Staff will not tolerate abhorrent language.

Checklist:

Please tick to indicate agreement

0	I have made or enclosed payment of the fee.	
8	I have enclosed the plan of the premises.	
₩	I have sent copies of this application and the plan to responsible authorities and others where applicable.	
	I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	
39	I understand that I must now advertise my application.	
2	I understand that if I do not comply with the above requirements my application will be rejected.	
3		
	[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15)	

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

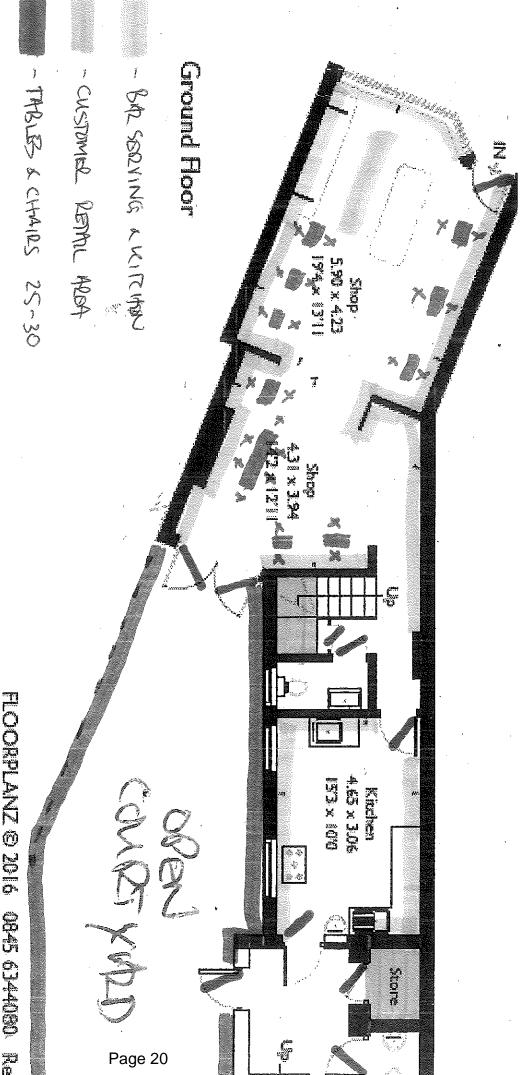
IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	 [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licesable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15) 				
Signature					
Date	31/8/2018				
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Capacity For joint applications, signature of 2 nd applicant or 2 nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.						
Signature		***************************************				
Date						
Capacity						
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)						
Post town			Postcoo	de		
Telephone number (if any)						
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)						



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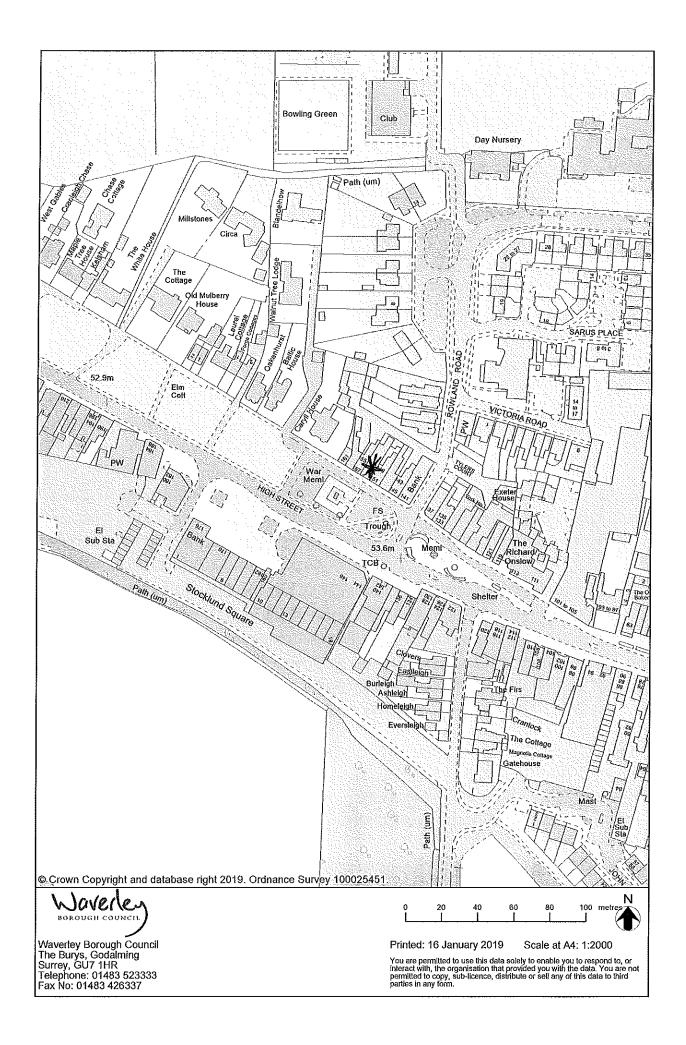
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TOLET PRIMITES

I ODENING DOCKS EXTERNAL COCKASUS

BOLLEST LOOM HEMING-/HOT WATER

ANNEXE 2





ANNEXE 3

Kate Halsall

From:

Clerk <clerk@cranleigh-pc.gov.uk>

Sent:

Friday 14 December 2018 12:34

To:

Licensing Policy

Cc:

Adminclerk

Subject:

RE: Licensing Act 2003 - Application

Follow Up Flag:

Follow up

Flag Status:

Flagged



Cranleigh Parish Council

Village Way Cranleigh Surrey, GU<u>6 9AF</u>

Contact

Clerk Reverley Bell FSLCC MIET lang

Tel no. 01483 272311

Fax no. 01483 277573

Good Afternoon

The Parish Council discussed this application and wish to OBJECT:

Members highlighted that the times of opening are that of a late-night bar not a small tea room. The opening times would cause noise disturbance and bring anti-social behaviour to a mainly residential area. There is also little parking nearby. Members would like to see the times for alcohol being supplied reduced from 10pm to 2pm, to be in line with the description of the premises on the application.

Kind Regards

Beverley Bell FSLCC

Parish Clerk

Please think of the environment. Don't print this email unless really necessary.

This e-mail message neither creates nor is intended to create a contract between Cranleigh Parish Council and the addressee or the addressee's organisation. It is confidential to the Council and the addressee. If you receive this e-mail message in error, please destroy it and delete it from your machine. Please note that any views or opinions expressed in this e-mail are solely those of the author, and do not necessarily represent those of Cranleigh Parish Council. If this e-mail message or any attachments are incomplete or unreadable, please telephone 01483-272311 or e-mail clerk@cranleighpc.org

From: Kate Halsall < Kate. Halsall@waverley.gov.uk > On Behalf Of Licensing Policy

Sent: 21 November 2018 12:52

To: All Councillors Email Group < AllCouncillors EmailGroup@waverley.gov.uk >

Cc: Clerk < clerk@cranleigh-pc.gov.uk > **Subject:** Licensing Act 2003 - Application

Dear Sir/Madam

An application has been received for a new premises licence. The application is for On sales of alcohol 12:00-22:00 Monday to Sunday and Opening hours 08:00-23:00 Monday to Sunday. If you would like to make comment or representation on this application, the last date for representations is **19th December 2018.** All correspondence in relation to this application or if you have any queries in respect of this application, please do not hesitate to contact this office via email to licensing@waverley.gov.uk.

Premises

Application Type Address

Applicant

Browns

New

6 Bank Buildings, 159 High Street, Cranleigh,

GU6 8BB Mr L H Harley-Richards

Regards

Kate Halsall Licensing Administrator Waverley Borough Council

