

WAVERLEY BOROUGH COUNCIL

LICENSING SUB-COMMITTEE A – 03 JANUARY 2018

Title:

**LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE –
FARNHAM MEMORIAL HALL, WEST STREET, FARNHAM, SURREY
GU9 7EE**

[Wards Affected: All Farnham Wards]

Summary and Purpose

1. The purpose of the report is to enable the Sub-Committee to consider an application from Waverley Borough Council for a new premises licence for Farnham Memorial Hall, Farnham, Surrey GU9 7EE, where 16 relevant representations have been received. 4 of these were outside the 28 days but have been accepted by the applicant.

Background

2. An application has been received for a new premises licence for this community centre (with hireable space) following major alterations and extension. In brief, the application proposes that the licence will authorise specified ground floor areas for regulated entertainment, late night refreshment and the sale of alcohol for consumption both on and off the premises.

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 report at Annexe 2 is a plan showing the surrounding properties. The Memorial Hall (before the recent alterations) previously held a premises licence which they have now surrendered, and so a copy is attached at Annexe 3 for reference purposes. In summary, the applicant seeks the following activities in the new licence, if granted. Please see the application at Annexe 1 for full details of the proposed licensable activities.

- Regulated Entertainment: (Live & Recorded Music, Performance of dance and anything similar - Indoors only)
 - 0900 to 0000 Monday to Thursday
 - 0900 to 0100 Friday and Saturday
 - 1000 to 2330 Sunday
- Non Standard timing on New Years Eve Until 0130 for Live & Recorded Music, Performance of dance

- Regulated Entertainment: (Plays & Films - Indoors only)
 - 0900 to 2300 Monday to Thursday
 - 0900 to 2330 Friday and Saturday
 - 1000 to 2300 Sunday
 Non Standard timing on New Years Eve Until 0130 for Films

- Late Night Refreshment: (Indoors only)
 - 2300 to 0000 Sunday to Thursday
 - 2300 to 0100 Friday and Saturday
 Non Standard timing on New Years Eve Until 0200

- Sale of Alcohol: (On and off the premises)
 - 1200 to 2330 Monday to Thursday
 - 1200 to 0030 Friday and Saturday
 - 1200 to 2300 Sunday
 Non Standard timing on New Years Eve Until 0130

- Opening hours:
 - 0800 to 0000 Monday to Thursday
 - 0800 to 0100 Friday and Saturday
 - 0800 to 2330 Sunday
 Non Standard timing on New Years Eve Until 0200

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 any of the Responsible Authorities.

Other Persons

6. Besides Responsible Authorities, “other persons” may make representations. There have been sixteen (16) relevant representations from “other persons”. The representations are attached at Annexe 4.

What the Sub-Committee may do

7. In determining the application, with a view to promoting the licensing objectives in the overall interests of the community, the licensing authority must give appropriate weight to:-
- the steps that are appropriate to promote the licensing objectives;
 - the representations presented by the parties;
 - Guidance (referred to at paragraph 8 below); and
 - Waverley's statement of licensing policy.

After considering the relevant issues, the Sub-Committee may:-

- 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 (as required under the Licensing Act 2003);
- exclude from the scope of the licence any of the licensable activities to which the application relates;
- refuse to specify a person as the designated premises supervisor; or

Alternatively, the Sub-Committee may reject the application.

8. Revised Guidance referred to above and issued under Section 182 of the Licensing Act 2003, is available at:

https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/607237/182Guidance_05_04_17.pdf

A copy of 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. After determining the application in light of paragraphs 7 and 8 above, the Committee should give its decision and provide reasons in support.

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