

WAVERLEY BOROUGH COUNCIL  
LICENSING SUB-COMMITTEE C  
22 SEPTEMBER 2014

LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE –  
GIRAFFE AND HOBBIT, 28 WEY ROAD, GODALMING, SURREY. GU7 1ND

[Wards Affected: Godalming Wards]

## **Summary and Purpose**

1. The purpose of this report is to enable the Sub-Committee to consider an application from Giraffe and Hobbit Limited for a new premises licence for the Giraffe and Hobbit, 28 Wey Road, Godalming Surrey GU7 1ND, where two valid representations have been received.

## **Background**

2. An application has been received for a new premises licence for this three bedroomed split-level maisonette in a residential area to sell alcohol for consumption off 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 Annexe 1. Also attached to this document 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. The application form refers to the activities in full.

- Sale of Alcohol for consumption off the premises only:

0800 to 2200 Monday to Sunday

- Opening hours: (operation only - not open to the public)  
As per the sale of alcohol

## **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 representations from any of the Responsible Authorities.

## Other Persons

6. Other than Responsible Authorities, “other persons” may make representations. There have been two valid representations from “other persons”. The representations are attached at Annexe 3.
7. Having received copies of the objections, the applicant has responded with an email, a copy of which is attached at Annexe 4.

## What the Sub-Committee may do

8. The Sub-Committee, after hearing from the applicant and those making representations, must, having regard to the representations, 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’s 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
9. 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 5.
  - Conditions - paragraphs 10.1 to 10.65, 1.16-1.17- and 15.20-15.37 - Annexe 6.
  - The Licensing Objectives – paragraphs 2.1–2.35 – Annexe 7.

## 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.

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Background Papers

Application and representations referred to above.

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