

WAVERLEY BOROUGH COUNCIL
LICENSING SUB-COMMITTEE C
28 SEPTEMBER 2015

LICENSING ACT 2003 - APPLICATION FOR A NEW PREMISES LICENCE – THE
CLOCKHOUSE, CHAPEL LANE, MILFORD, SURREY, GU8 5EZ

[Wards Affected: Milford Ward]

Summary and Purpose

1. The purpose of the report is to enable the Sub-Committee to consider an application from The Clockhouse for a new premises licence for The Clockhouse, Chapel Lane, Milford, Surrey GU8 5EZ, where five valid representations have been received.

Background

2. An application has been received for a new premises licence for this purpose-built Day Centre for older people with five offices, a reception area, lounge, dining room and fully-equipped kitchen. In brief the application proposes that the licence will authorise the premises for the provision of regulated entertainment (indoors only) and to sell 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 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. Please see application for activities in full.

- Regulated Entertainment (Plays, Films, Performance of Dance, Live & Recorded Music):
0900 to 0000 Monday to Sunday (Box's A,B,E,F,G & H)
- Sale of Alcohol:
0900 to 2300 Monday to Sunday (Box J)
- Opening hours:
0900 to 0000 Monday to Sunday (Box L)
- Box M to address the four licensing objectives is also reproduced.

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. Besides Responsible Authorities, “other persons” may make representations. There have been five valid representations from “other persons”. The representations are attached at Annexe 3.

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. 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 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;
 - 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.
8. Relevant Government Guidance to local authorities under Section 182 of the Licensing Act 2003 will be available for reference purposes at the meeting, in relation to:
 - Hearings - paragraphs 9.30 to 9.43
 - Conditions - paragraphs 10.1 to 10.61, 1.16-1.17- and 15.20-15.37
 - The Licensing Objectives – paragraphs 2.1–2.35.

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.

Background Papers

Application referred to above, representations referred to above.

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