

Meeting:	REGULATORY SUB-COMMITTEE
Meeting date:	22nd June 2016
Title of report:	REVIEW OF A PREMISES LICENCE IN RESPECT OF: 'QUEENS ARMS PUBLIC HOUSE, 4 BROAD STREET, HEREFORD, HR4 9AP' - LICENSING ACT 2003
Report by:	Fred Spriggs – Licensing Officer

Classification

Open

Key Decision

This is not an executive decision.

Wards Affected

Central

Purpose

To consider an application for a review of a premises licence in respect of 'Queens Arms Public House, 4 Broad Street, Hereford, HR4 9AP'.

Recommendation

THAT Sub-Committee determine the application with a view to promoting the licensing objectives in the overall interests of the local community. They should give appropriate weight to:

- The steps that are appropriate to promote the licensing objectives
- The Guidance issued to local authorities under Section 182 of the Licensing Act 2003
- The representations (including supporting information) presented by all parties, and
- The Herefordshire Council Licensing Policy.

Options

1. There are a number of option open to the committee:

- the modification of the conditions of the premises licence;
- the exclusion of the sale of alcohol by retail (or other licensable activities) from the scope of the licence;
- the removal of the designated premises supervisor from the licence;
- the suspension of the licence for a period not exceeding 3 months; and
- the revocation of the licence

Where the authority takes a step mentioned in subsection (a) or (b), it may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.

Reasons for Recommendations

2. Ensures compliance with the Licensing Act 2003.

Key Considerations

3. The licensing authority must take into account any relevant representations made. Relevant representations are those that:
 - relate to one or more of the licensing objectives;
 - have not been withdrawn; and
 - are made by the premises licence holder, a responsible authority or an interested party (who is not also a responsible authority).

Applicant	PS Duncan Reynolds – West Mercia Police	
Premise Licence Holder	Mr David Pope The Queens Arms, 4-5 Broad Street, Hereford. HR4 9AP.	
Solicitor	N/K	
Type of application: Review	Date received: 09/05/2106	End of 28 day period 06/06/2016

4. The grounds for the review are contained within the application (appendix 1) made by the police as is the supporting information.
5. **Current Licence**
The current licence authorises the following licensable activities during the hours shown: -

An exhibition of a film; An indoor sporting event; Any playing of recorded music

Monday-Thursday: 10:00 - 23:30

Friday-Sunday: 10:00 - 00:30

A performance of live music; Other regulated entertainment; Dancing

Sunday-Thursday: 17:00 - 23:00

Friday-Saturday: 17:00 - 23:30

Sale by retail of alcohol

Monday-Thursday: 10:00 - 23:00

Friday-Sunday: 10:00 - 00:00

Non standard timings:

Any playing of recorded music; An exhibition of a film; An indoor sporting event, Sale by retail of alcohol

10.00 New Years Eve - 04.00 New Years Day

10.00 - 00.00 on Friday, Saturday, Sunday & Monday on Bank Holiday

Weekends

6. The licensing authority has received representation from Trading Standards (Appendix 2) and the owners of the premises Enterprise Inns (appendix 3).

Community Impact

7. Any decision is unlikely to have any significant effect of the local community.

Equality duty

8. There are no equality or human rights issues in relation to the content of this report.

Financial implications

9. There are unlikely to be any financial implications for the authority at this time.

Legal Implications

10. An appeal may be made within 21 days of the licence holder being notified of the licensing authority's decision to a magistrates' court.
11. An appeal may be made by the premises licence holder, the chief officer of police and/or any other person who made relevant representations.
12. The decision of the licensing authority, following the review hearing, will not have effect until the end of the period allowed for appeal, or until the appeal is disposed of.

Risk Management

13. There is little risk associated with the decision as the legislation allows the decision to be appealed to the Magistrates Court.

Consultees

14. Copies of the application and certificate have been sent to the responsible authorities. A notice has been displayed at the premises, at the offices of the Licensing Authority and details have been shown on the council website.

Appendices

1. Review Application made by West Mercia Police

2. Trading Standards Representation
3. Representation made by the Premises Licence Holder

Background Papers

None