

REGULATORY COMMITTEE

At a meeting of the Regulatory Committee held at the Town Hall, Runcorn on 25th July 2005.

Present: Councillors Philbin (Chairman), Cole, Cross, Drakeley, Gilligan, D. Inch, Lowe, Pearsall, E. Ratcliffe and Tyrrell.

Apologies for absence: Councillor Wainwright.

Absence declared on Council business: None.

Officers present: John Tully, Kay Cleary, Alan Evans and Stuart Baxter.

ITEMS DEALT WITH UNDER POWERS AND DUTIES EXERCISABLE BY THE COMMITTEE

Note: The jurisdiction of the Regulatory Committee, when acting as Licensing Committee, under the Licensing Act 2003.

Action

REG12 APPLICATION TO VARY PREMISES LICENCE - BEECHWOOD HOTEL, RUNCORN

The Sub-Committee considered an application which had been made under Section 34 Licensing Act 2003 (the 2003 Act) as applied by Schedule 8 paragraph 7 for the variation of the premises licence in relation to the above property. The hearing was held in accordance with the 2003 Act and the Licensing Act 2003 (Hearings) Regulations 2005. The applicant attended the meeting and addressed the Committee in support of the application.

117 letters of objection were received from residents in the vicinity of the premises and details of the relevant representations were outlined in the report.

Environmental Health reported that due to the complaints history and the premises being located in a residential area they recommended that the extension of hours was limited to 12 midnight.

In accordance with the procedure for licence applications with objections, both the applicant and the objectors' representative were allowed to put their case.

In accordance with the procedure for licence applications, Members of the Board and Council legal representatives left the room to consider the application.

Following consideration of the objections and the application put forward, the Committee returned and a decision was provided to the applicant and members of the public present.

RESOLVED: That having considered the application in accordance with Section 4 Licensing Act 2003 and all other relevant considerations, it was decided that the application be granted subject to the conditions set out below.

Chief Executive

Conditions not consistent with the applicant's Operating Schedule have been imposed because they are required to meet the licensing objectives set out below.

CONDITION NO. 1

Nature of condition: Hours for all licensable activities

Extent of condition: 10.00 to 23.00 on Mondays to Wednesdays
10.00 to 00.00 on Thursdays to Sundays
On Bank and Public Holidays and
New Years Eve hours for all licensable
activities shall be extended to 01.00

Reason for Condition: Prevention of crime and disorder and public nuisance

CONDITION NO. 2

Nature of condition: Hours for premises to be open to the public

Extent of condition: 10.00 to 23.30 on Mondays to Wednesdays
10.00 to 00.30 on Thursdays to Sundays
On Bank and Public Holidays and New Years
Eve hours for the premises to be open to the
public shall be extended to 01.30.

Reason for Condition: Prevention of crime and disorder and public nuisance

REG13 APPLICATION TO VARY PREMISES LICENCE – MOORFIELD ARMS, MOORFIELD ROAD, WIDNES

The Committee considered an application which had been made under Section 34 Licensing Act 2003 (the 2003 Act) as applied by Schedule 8 paragraph 7 for the variation of the premises licence in relation to the above property. The hearing was held in accordance with the 2003 Act and the Licensing Act 2003 (Hearings) Regulations 2005. The applicant attended the meeting and addressed the Committee in support of the application.

One letter of objection to the application had been received from a resident in the vicinity of the premises on the grounds of if opening hours were extended then at the weekend the music would be playing longer and the music from the premises could be heard inside the property at the weekend.

Cheshire Constabulary had requested various conditions to be attached to the licence which had been agreed with the applicant. Therefore the representation had been withdrawn.

In accordance with the procedure for licence applications with objections, both the applicant and objector were allowed to put their case.

In accordance with the procedure for licence applications, members of the Board and Council legal representatives left the room to consider the application.

Following consideration of the objections on the application put forward, the Committee returned and their decision was provided to the applicant and members of the public present.

RESOLVED: That

Having considered the application in accordance with section 4 Licensing Act 2003 and all other relevant considerations it is decided that the application be granted.

(Mandatory conditions and conditions consistent with the applicant's Operating Schedule are not the subject of this determination).

Reason: It is considered that the application is consistent with the licensing objectives.

REG14 APPLICATION TO VARY PREMISES LICENCE – ST. BASILS AND ALL SAINTS PARISH CENTRE, HOUGH GREEN ROAD, WIDNES

Representation to the application was withdrawn and the applicant amended their Operating Schedule consequently the hearing was cancelled.

Meeting ended at 10.10 pm

Chief Executive

