

AGENDA ITEM NO. 3

REPORT: Regulatory Committee

DATE: 7 September 2005

REPORTING OFFICER: Chief Executive

SUBJECT: Application to vary premises licence –The Majors Arms

WARDS: Appleton

1. PURPOSE OF REPORT

To hold a hearing to assess relevant representations made in response to an application in respect of the Majors Arms 28 Millfield Road Widnes.

2. RECOMMENDATION: That the Committee considers the relevant representations.

3. SUPPORTING INFORMATION

- 3.1 An application has 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.
- 3.2 This hearing is held in accordance with the 2003 Act and the Licensing Act 2003 (Hearings) Regulations 2005.
- 3.3 The procedure to be followed has been circulated to all parties and will be repeated at the beginning of the hearing.
- 3.4 The hearing is solely concerned with those aspects of the application which have been the subject of relevant representations as defined in the 2003 Act.

4. RELEVANT REPRESENTATIONS

4.1 RESPONSIBLE AUTHORITIES

- The following responsible authorities have made relevant representations
Environmental Health
- The relevant representations relate to
Environmental Health
 - All doors and windows must be kept closed when amplified music or voices are being played.
 - Any live music played at the premises shall be played through a noise limiting device. The activation level of this device must

be set and sealed by an officer of the Local Authority's Environmental Health division

- No speakers shall be used outside the building this will include any beer gardens or outside drinking area or car park.
- The activities specified in Sections E (Live Music) the application shall cease at 23:00 hrs on every occasion.
- The activities specified in F of the application shall cease at 23:30 hrs on every occasion.
- Drinking outside shall cease at 22:00 hrs and the patrons shall return inside the pub.
- Sale of alcohol shall be permitted until 00:30 hrs and the premises shall close at 01:00 hrs on Christmas Eve and Boxing Day
- On the Friday and Saturday of a bank holiday weekend the hours of operation and licensing shall correspond with those agreed at all other times (except New Years Day, Boxing Day and Christmas Eve when the hours shall be permitted to the time specified in the application in sections M & O)

4.2 INTERESTED PARTIES

- The following interested parties have made relevant representations
1 Letter of objection from a neighbour in the vicinity of the premises namely
Mr & Mrs Halliwell 23 Millfield Road Widnes
- The relevant representations relate to
 - Proposed extension of licensing hours will cause unacceptable noise and behaviour.
 - Currently disturbed by patrons leaving the premises who are shouting arguing swearing fighting and banging car doors which would be unbearable if present hours are increased
 - Unable to sell property due to premises

5. OPTIONS

5.1 The Committee has the following options:

- Grant subject to conditions
- Reject the application.

6. POLICY IMPLICATIONS

None.

7. OTHER IMPLICATIONS

None.

8. LIST OF BACKGROUND PAPERS UNDER SECTION 100D OF THE LOCAL GOVERNMENT ACT 1972

Document	Place of Inspection	Contact Officer
Application Documents	Legal Services	John Tully/Kay Cleary

