

## AGENDA ITEM NO. 4

**REPORT:** Regulatory Committee

**DATE:** 7 September 2005

**REPORTING OFFICER:** Chief Executive

**SUBJECT:** Application to vary premises licence –The Castle Hotel Halton View Widnes

**WARDS:** Halton View

### 1. PURPOSE OF REPORT

To hold a hearing to assess relevant representations made in response to an application in respect of the Castle Hotel Halton View 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  
The premises are located 46 metres from the nearest residential property and the applicant has requested an hours extension to activities Thursday – Sunday. Based on these facts Environmental

Health would not object to the application in principle subject to the following conditions:-

- All doors and windows must be kept closed when any amplified music or voices are being played within the premises.
- 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 external speakers shall be used outside the building this will include any beer garden or outside drinking area or car park.
- The use of any outside area will cease at 23.00 hrs
- No further extension of hours shall be permitted on Friday, Saturday and Monday of a bank holiday (except New Years Eve Boxing Day Christmas Eve the Thursday and Sunday of the Easter weekend and the Sunday of the Bank Holidays where extensions will be permitted in line with the hours requested within the application)
- No further extensions shall be permitted on the Friday Saturday and Monday of a bank holiday weekend (except New Years Day Boxing Day Christmas Eve and the Thursday of the Easter weekend)

#### **4.2 INTERESTED PARTIES**

- The following interested parties have made relevant representations  
N/A

#### **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**

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