

CHERWELL DISTRICT COUNCIL

LICENSING SUB COMMITTEE

1 FEBRUARY 2006

REPORT OF THE HEAD OF CORPORATE SERVICES

PREMISE LICENCE APPEAL HEARINGS

1 Introduction and Purpose of Report

- 1.1 The purpose of this report is to provide an outline of an application and details of representations received from the Head of Environmental Health and one interested party which have resulted in the necessity for a hearing.

2 Wards Affected

- 2.1 Wroxton.

3 Effect on Policy

- 3.1 None.

4 Contact Officers

- 4.1 Tina Poke (ext 1503);
Janet Smith (ext 1534).

5 Background

- 5.1 This report contains details of an application in respect of Wroxton Village Hall, Stratford Road, Wroxton that is to be considered by the Committee.
- 5.2 The application is for the grant of a premises licence issued under the Licensing Act 2003. Details are provided in respect of the proposed use of the premises.
- 5.3 Should any supplementary information be received from those making representations, it will be circulated in advance of the meeting of the Sub-Committee.

6 Application in respect of Wroxton Village Hall

- 6.1 The application was received on 6 December 2005, from Wroxton Village Hall Management Committee who are a registered charity and who operate the premises.

7 Details of application under the Licensing Act 2003

- 7.1 Wroxton Village Hall is described as is a single storey building used for village community activities. The main hall is the space used for the activities.

7.2 The application is for the provision of the following regulated entertainment and entertainment facilities:

- Provision for plays, films, indoor sporting events, live music, recorded music, and performances of dance and anything of a similar description.
- Facilities for making music and dancing and anything of a similar description.
- Provision of Late Night Refreshment.
- Standard days and timings for all activities Monday to Sunday 08:00 to 00:30.
- All activities indoors.
- Seasonal variation and non-standard timings apply to provision of live and recorded music, and provision of facilities for making music as follows: Christmas Eve, Christmas Day, Boxing Day, New Years Eve, Valentines Day and Bank Holidays– to close at 01.30

8 Promotion of the Four Licensing Objectives

8.1 *The Prevention of Public Nuisance*

8.2 The representations received have stated concerns in relation to potential issues in respect of public nuisance being caused by the grant of the premises licence. The applicant has stated the following measures to promote this licensing objective.

Double glazed window units which would be kept closed. Strict adherence to the letting conditions and music to be kept t a reasonable level. Notices to be displayed to ask people to leave the hall quietly.

9 Representations Received and Relevant Licensing Objectives

9.1 The Head of Environmental Services has no objections to the grant of the licence subject to the following conditions which will implement additional measures to control public nuisance from noise related issues.

PN12 All external doors and windows must be kept closed, other than for access and egress, in all rooms when events involving amplified music or speech are taking place.

9.2 The response from Environmental Services is attached as [Annex 1](#).

9.3 There is one interested party who has submitted representation. The representation from Mr T Pollock of The Hollies, Stratford Road, Wroxton is attached as [Annex 2](#).

10 Relevant sections of the Guidance and Licensing Authority Policy issued under the Licensing Act 2003

10.1 The relevant sections of the Guidance and Licensing Authority Policy issued under the Licensing Act 2003, which are applicable to the representations for all the cases are as follows:

Guidance:

Sections 7.38 – 7.46
Annex G

Page 85
Page 164

Conditions relating to the prevention of public nuisance.

Cherwell District Council Statement of Licensing Policy:

Page 22 LA5

Section 7.3.9

Page 22 LA6

Section 7.3.10

- 10.2 Members have been issued with copies of the Guidance, the Statement of Licensing Policy and the Council's pool of conditions and are asked to bring them with them to the meeting.

11 Options

- 11.1 There is no recommendation. In considering the representations received and what is appropriate for the promotion of the licensing objectives, the options open to the Sub-Committee are, in broad terms:

- (1) approve the application as submitted;
- (2) reject the application in whole or part;
- (3) place conditions on the premises licence and/or require changes to the details of the permissions sought.