

**BROMSGROVE DISTRICT COUNCIL**

**LICENSING SUB-COMMITTEE**

**5<sup>TH</sup> APRIL 2022**

**LICENSING ACT 2003**

**APPLICATION FOR THE GRANT OF A PREMISES LICENCE**

**SWITCH MUSIC GROUP LIMITED**

<b>PUBLIC HEARING</b>	
<b>Director:</b>	<b>Head of Worcestershire Regulatory Services</b>
<b>Contact Officer:</b>	<b>Paul Morrish Licensing Technical Officer 01905 822799 paul.morrish@worcsregservices.gov.uk</b>
<b>Ward(s) affected:</b>	<b>Belbroughton And Romsley</b>
<b>Appendices:</b>	<b>Appendix 1 – Application Form and plan of premises Appendix 2 – Additional maps of premises location Appendix 3 – Conditions agreed with West Mercia Police Appendix 4 – Conditions agreed with Fire Service Appendix 5 – Representations from other parties</b>

**1. PURPOSE OF REPORT**

- 1.1 To consider and determine an application for grant of a premises licence in respect of

**Switch Music Group Limited  
Bibbey's Farm  
Bromsgrove Road  
Romsley  
Worcestershire  
B62 0JN**

A copy of the application and plan of premises is attached at **Appendix 1**. The applicant has provided additional maps showing the premises location, car parking at the site and access to the Bromsgrove Road. These maps are attached at **Appendix 2**.

## 2. BACKGROUND

2.1 On 17 January 2022 an application was received from Mr Richard Ellis Ford for grant of a premises licence in respect of

Switch Music Group Limited  
Bibbey's Farm  
Bromsgrove Road  
Romsley  
Worcestershire  
B62 0JN

2.2 The application contained all the requisite documentation including the fee and a plan of the premises.

2.3 During the consultation period it was discovered that the applicant had not advertised the application in accordance with the regulations, so the statutory consultation period was re-started on 14<sup>th</sup> February. It can be now confirmed that the application has been advertised in accordance with the requirements of the Licensing Act 2003 and associated regulations and the applicant has now provided satisfactory evidence of the application being advertised. The application has also been served on all responsible authorities.

2.4 The applicant is applying for a 'time limited' premises licence to authorise the following licensable activities to take place on Friday 12<sup>th</sup> August, and Saturday 13<sup>th</sup> August 2022 only.

Activity	Days	From	To
Performance of Live Music	Friday 12th	12:00	23:00
Performance of Live Music	Saturday 13th	12:00	23:00
Sale of Alcohol	Friday 12th	12:00	22:40
Sale of Alcohol	Saturday 13th	14:00	22:40

2.5 The applicant has stated on the application that the event involves professional electronic dance music DJ's mixing music in their own sets throughout 12<sup>th</sup> and 13<sup>th</sup> August

2.6 The designated premises supervisor identified in the application is Mr Richard Ellis Ford.

### 3. REPRESENTATIONS

#### Responsible Authorities

#### 3.1 **West Mercia Police**

West Mercia Police have not objected to the application, but during the consultation period have agreed additional conditions with the applicant. Details of these conditions are attached as **Appendix 3**

#### 3.2 **Hereford and Worcester Fire Service**

Hereford and Worcester Fire service have not objected to the application, but during the consultation period have agreed additional conditions with the applicant. Details of these conditions are attached as **Appendix 4**

#### Other Persons

3.3 One valid representation has been received from other persons. This is attached at **Appendix 5**

### 4. LOCAL POLICY CONSIDERATIONS

4.1 The Sub-Committee should have regard to the Council's Statement of Licensing Policy under the Licensing Act 2003.

4.2 The Council's Statement of Licensing Policy is available to download from the Council's website or to request a hard copy, contact Worcestershire Regulatory Services on 01905 822799 or email [enquiries@worcsregservices.gov.uk](mailto:enquiries@worcsregservices.gov.uk)

### 5. LEGAL IMPLICATIONS

5.1 The Sub-Committee is obliged to determine this application with a view to the promotion of the licensing objectives which are:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance;
- the protection of children from harm.

5.2 In making its decision, the Sub-Committee is also obliged to have regard to the guidance issued by the Secretary of State under section 182 of the Licensing Act 2003 and the Council's own Statement of Licensing Policy.

5.3 The Sub-Committee must also have regard to the representations made and the evidence it hears.

- 5.4 The Sub-Committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:
- (a) Grant the application as requested
  - (b) Modify the conditions of the licence, by altering or omitting or adding to them.
  - (c) Reject the application in whole or in part.
- 5.5 The Sub-Committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be appropriate in order to promote the licensing objectives.
- 5.6 All parties to the hearing will be notified of the Sub-Committee's decision in writing within five working days of the conclusion of the hearing.
- 5.7 Any party aggrieved by a decision taken by the Sub-Committee may appeal against the decision to a Magistrates' Court within 21 days of being notified of the decision in writing.
- 5.8 The hearing should be conducted in accordance with the agreed procedure.

**6. FOR DECISION**

- 6.1 The Sub-Committee must consider and determine the application.