

**BROMSGROVE DISTRICT COUNCIL**

**LICENSING SUB-COMMITTEE**

**1<sup>ST</sup> NOVEMBER 2022**

**LICENSING ACT 2003**

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

**ALVECHURCH INN**

<b>PUBLIC HEARING</b>	
<b>Director:</b>	<b>Head of Worcestershire Regulatory Services</b>
<b>Contact Officer:</b>	<b>Tom Phelan Licensing Officer 01905 822799 Tom.phelan@worcsregservices.gov.uk</b>
<b>Ward(s) affected:</b>	<b>Alvechurch South</b>
<b>Appendices:</b>	<b>Appendix 1 – Application Form Appendix 2 – Club Premises Certificate Appendix 3 – Representations from RAs Appendix 4 – 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

**Alvechurch Inn  
Radford Road  
Alvechurch  
Worcestershire  
B48 7LD**

A copy of the application is attached at **Appendix 1**.

**2. BACKGROUND**

2.1. On 20 July 2022 an application was received from Westbourne Leisure Limited for grant of a premises licence in respect of

Alvechurch Inn  
Radford Road  
Alvechurch  
Worcestershire  
B48 7LD

- 2.2. The application contained all the requisite documentation including the fee and a plan of the premises.
- 2.3. It can be confirmed that the application has been advertised in accordance with the requirements of the Licensing Act 2003 and associated regulations and that the application has also been served on all responsible authorities.
- 2.4. The applicant is applying for the following licensable activities:-

<b>Activity</b>	<b>Days</b>	<b>From</b>	<b>To</b>	<b>Indoors/Outdoors</b>
Performance of Dance	Friday - Sunday	19:00	- 00:00	Indoors
Performance of Dance	Monday - Thursday	19:00	- 23:00	Indoors
Exhibition of Films	Friday - Sunday	19:00	- 00:00	Indoors
Exhibition of Films	Monday - Thursday	19:00	- 23:00	Indoors
Indoor Sporting Events	Friday - Sunday	19:00	- 00:00	Indoors
Indoor Sporting Events	Monday - Thursday	19:00	- 23:00	Indoors
Performance of Live Music	Friday - Sunday	19:00	- 00:00	Indoors
Performance of Live Music	Monday - Thursday	19:00	- 23:00	Indoors
Performance of Plays	Friday - Sunday	19:00	- 00:00	Indoors
Performance of Plays	Monday - Thursday	19:00	- 23:00	Indoors
Playing of Recorded Music	Friday - Sunday	19:00	- 00:00	Indoors
Playing of Recorded Music	Monday - Thursday	19:00	- 23:00	Indoors
Sale of Alcohol	Friday - Sunday	11:00	- 00:00	
Sale of Alcohol	Monday - Thursday	11:00	- 23:00	

- 2.5. The designated premises supervisor identified in the application is Sally Jane Winkless.
- 2.6. The premises currently holds a Club Premises Certificate. On the 8<sup>th</sup> February 2022 a copy of the licence was requested, and a premises licence was sent out in error. Officers made contact with the agent on 19<sup>th</sup> July 2022 to advise an error had taken place and the premises does not hold a premises licence.

### **3. REPRESENTATIONS**

#### **RESPONSIBLE AUTHORITIES**

- 3.1. An objection was received from PC Angeline Stanley from West Mercia Police asking for conditions to be attached to the licence. This representation has been attached to this report at **appendix 3**

#### **OTHER PERSONS**

- 3.2. We received 6 valid objections from members of the public that have been attached at to this report at **appendix 4**. The main focus of the objections are public nuisance and crime and disorder.

#### **LOCAL POLICY CONSIDERATIONS**

- 3.3. The Sub-Committee should have regard to the Council's Statement of Licensing Policy under the Licensing Act 2003.
- 3.4. 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@worcestersregservices.gov.uk](mailto:enquiries@worcestersregservices.gov.uk)

#### **4. LEGAL IMPLICATIONS**

- 4.1. 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.
- 4.2. 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.
- 4.3. The Sub-Committee must also have regard to the representations made and the evidence it hears.
- 4.4. 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.
- 4.5. 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.
- 4.6. 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.
- 4.7. 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.
- 4.8. The hearing should be conducted in accordance with the agreed procedure.

#### **5. FOR DECISION**

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