

## LICENSING APPLICATIONS SUB-COMMITTEE 2 MINUTES - 7 JULY 2016

Present: Councillors Woodward (Chair), Dennis and Skeats.

### 9. MINUTES

The Minutes of the meetings of Licensing Applications Sub-Committee 2 held on 2 June 2016 and Licensing Applications Sub-Committee 1 held on 15 June 2016 were confirmed as correct records and signed by the Chair.

### 10. APPLICATION FOR THE VARIATION OF A PREMISES LICENCE - THREE GUINEAS, STATION APPROACH, READING

The Head of Planning, Development and Regulatory Services submitted a report on an application by Fuller, Smith & Turner PLC for the variation of the Premises Licence in respect of Three Guineas, Station Approach, Reading, RG1 1LY.

The Premises Licence indicated that the following licensable activities were permitted:

Hours for the Exhibition of Films, Performance of Live Music, Playing of Recorded Music, Performance of Dance, Anything Similar to Live Music, Recorded Music & Performance of Dance

Monday to Saturday	0900 hours until 2330 hours
Sunday	1000 hours until 2330 hours

Hours for the Provision of Late Night Refreshment

Monday to Sunday	2300 hours until 2330 hours
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Hours for the Sale by Retail of Alcohol

Monday to Saturday	0900 hours until 2330 hours
Sunday	1000 hours until 2330 hours

Hours the Premises are Open of the Public

Monday to Sunday	0700 hours until 0000 hours
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A copy of the Premises Licence was attached to the report at Appendix I.

The original application was seeking to vary the Premises Licence to allow licensable activities for regulated entertainment, provision of late night refreshment and sale of alcohol until 0200 hours every day of the week and for the start time of all activities to be 0900 hours Monday to Saturday and 1000 hours on Sunday and for the premises to be open to the public from 0600 hours to 0230 hours Monday to Saturday and 0600 hours until 0200 hours on Sunday. The applicant had since amended the application to request the following:

Hours for the Provision of Late Night Refreshment

Monday to Sunday	2300 hours until 0030 hours
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Hours for the Sale by Retail of Alcohol

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Monday to Saturday	0900 hours until 0000 hours
Sunday	1000 hours until 0000 hours

### Hours the Premises are Open of the Public

Monday to Sunday	0600 hours until 0030 hours
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The application also sought to vary the layout of the premises in accordance with the supplied plans; the changes included the refurbishment of the ground floor and outside areas and to develop the new basement area with entrance lobby and bar server. The application also requested that, as a consequence of the proposed variation, some conditions were removed from the licence, some conditions to be amended and for two conditions to be added to the licence.

A copy of the application form was attached to the report at Appendix II.

Representations against the application had been received from Thames Valley Police, which was attached to the report at Appendix III, British Transport Police, which was attached to the report at Appendix IV, Reading Borough Council Licensing Team, which was attached to the report at Appendix V, Reading Borough Council Environmental Protection (Noise) Team, which was attached to the report at Appendix VI and Councillor Tony Page, Abbey Ward Councillor, which was attached to the report at Appendix VII. A plan showing the location of the premises (identified in black) and surrounding area was attached at Appendix VIII.

The applicant had agreed conditions with the Environmental Protections (Noise) Team subject to "undue disturbance" being substituted by "public nuisance" in the condition which is headed "Noise Emanation", and "on the ground floor" be added at the end of the condition headed "Doors And Windows Closed During Amplified Speech/Music".

The report stated that in considering representations received, the Licensing Authority had a duty to carry out its functions with a view to promoting the four licensing objectives, as follows:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

The report set out paragraphs 8.1.1, 8.1.2, 8.1.9, 8.5.1 to 8.5.3 and 8.6.1, 8.6.4, 8.6.5 and 8.6.8 of the Council's Statement of Licensing Policy (October 2013). Paragraphs 8.5.1, 8.5.2 and 8.5.3, regarding the application of the Cumulative Impact Policy (CIP), stated that the policy applied to all applications for premises licences and club premises certificates for material variations for premises within the Reading Central CIP area. Material variations included an increase to the hours, capacity and all other variations likely to add to cumulative impact in the Reading Central CIP area. The policy would only be applied where there had been relevant representations. Where there were no relevant representations, it was the duty of the licensing authority to grant the application subject to the conditions in the operating schedule and the mandatory conditions imposed by law. The policy took a different approach to different types of premises. In the case of applications for hybrid premises that would fall into more than one type, the predominant use would be taken for the purposes of the policy.



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### Hours the Premises are Open of the Public

Monday to Sunday

0600 hours until 0030 hours

- (2) That the layout of the premises in accordance with plans supplied by the applicant be changed to permit:
  - i. Refurbishment of the ground floor and outside areas;
  - ii. Development of a new basement area with entrance lobby and bar servery;
- (3) That the following conditions be attached to the licence:
  - (a) Clearly legible and suitable notices shall be displayed at all exits requesting customers to respect the needs of local residents and to leave the premises area quietly. After 2300 hours staff shall be available to ensure that customers disperse quietly;
  - (b) The Licensee shall ensure that no noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to public nuisance to local residents;
  - (c) All external doors and windows must be kept closed, other than for access and egress, when events involving amplified music or speech are taking place on the ground floor;
  - (d) An adequate number of waste receptacles for use by patrons shall be provided in positions agreed with the licensing authority and it shall be the responsibility of the Premise Licence Holder to empty and dispose of the collected refuse at a frequency to be agreed with the licensing authority;
  - (e) An entry, closure and dispersal policy, as agreed with Thames Valley Police and the Licensing Authority, for controlling the opening and closing of the premises and the departure of customers at the conclusion of licensable activities must be put in place and must be actively operated. The Designated Premises Supervisor or duly nominated representative shall ensure that active dispersal is carried out so as not to cause undue disturbance to local residents.

(The meeting started at 9.30am and finished at 1.20pm)