
Consideration of an application for a Premises Licence in respect of Street Football Club

Author: Phil Wake

Email: phil.wake@somerset.gov.uk

Telephone: 01749 341346

Applicant: Street Football Club Committee

Premises Name: Street Football Club

Premises Address: Street Football Club, Tannery Ground, Middle Brooks, Street,
Somerset, BA16 0TA

Introduction

1. An application was submitted for the grant of a premises licence by Street Football Club Committee, on 09th February 2024. Due to errors with the site notice, the application period restarted on 15th February 2024. The application can be found at **Appendix 1**, the plan can be found at **Appendix 2** and proposed conditions from the operating schedule can be found at **Appendix 3**. The application is for the sale by retail of alcohol, the provision of regulated entertainment and the provision of late-night refreshment.
2. The football club holds a current club certificate, but the applicant wishes to obtain a premises licence, to allow for greater flexibility with the premises. A comparison between the current certificate and the new application can be seen below. The current licence can be found at **Appendix 4**.
3. Street Football Club was established in 1880, there is one full size football pitch with flood lights and stands for supporters. There is a club house with changing rooms, two function rooms and a skittle alley. The club has teams ranging from youth teams up to veterans, with the men's first team competing in the Toolstation Western League Premier Division.

Proposed Licensable Activities – Premises Licence

Licensable Activity	Days	Start Time	Finish Time	
Supply of Alcohol	Monday – Thursday	09:00	00:00	On and off sales
	Friday and Saturday	09:00	02:00	
	Sunday	09:00	01:00	
Regulated Entertainment Films Live Music Recorded Music	Monday – Sunday	12:00	23:00	Indoors and outdoors
	Monday – Sunday	11:00	01:00	
	Monday – Sunday	10:00	01:00	
Late Night Refreshment	Monday – Thursday	23:00	01:00	Indoors and outdoors
	Friday and Saturday	23:00	02:00	
	Sunday	23:00	01:00	

Current Licensable Activities – Club Certificate

Licensable Activity	Days	Start Time	Finish Time	
Supply of Alcohol	Monday – Thursday	11:00	23:59	On and off sales
	Friday	11:00	02:30	
	Saturday	12:00	02:30	
	Sunday	09:00	01:00	
Regulated Entertainment Films Live Music Recorded Music	Monday – Thursday	11:00	23:59	Indoors and outdoors
	Friday and Saturday	11:00	02:30	
	Sunday	12:00	23:30	
Late Night Refreshment	N/A	N/A	N/A	N/A

Reason for referral to Licensing Sub-Committee

1. A total of 8 representations have been received from “Other Persons” against this application.
2. An overview of representations can be found at **Appendix 5** and the representations can be found at **Appendix 6 – 13**
3. The representations raise concerns in relation to all 4 of the Licensing Objectives.

Relevant Observations

1. No representations have been made by any Responsible Authority.

Legal Implications

The Live Music Act 2013 and the Legislative Reform (entertainment licensing) order 2014

Live and Recorded Music is deregulated between 08:00 and 23:00 on premises authorised to sale alcohol on the premises, subject to a maximum audience of 500 persons.

The Licensing Authority has the power to remove the exemptions but only if and when it carries out a formal Review of the Premises Licence.

Decision Making Process

The Sub-Committee must consider this application on its own merits and from the information contained within the application and this report.

Members are reminded that the duty of the Licensing Authority is to take steps necessary to promote the licensing objectives in the interests of the wider community, the Licensing Objectives, as follows:

- Prevention of Crime and Disorder
- Public Safety
- Prevention of Public Nuisance
- Protection of Children from Harm

In its decision-making process, the Licensing Sub-Committee must have regard to:

- Licensing Act 2003, and subsequent amendments
- The Statutory Guidance issued under Section 182 of the Licensing Act 2003.
- Somerset Council's Statement of Licensing Policy. The policy is available on request and from the Somerset Council website [Licensing Policies and Policy Consultations \(somerset.gov.uk\)](http://www.somerset.gov.uk)

The options available to the committee are as follows: -

- Grant the application with no modifications, and only attach conditions as required by the 2003 Act. These shall include mandatory conditions and conditions consistent with the operating schedule.
- Grant the application, modified to such an extent as the Licensing Authority considers appropriate for the promotion of the Licensing Objectives
- Refuse the application, giving reasons for its decision.

Should the Committee be mindful to attach conditions to the licence, they must only do so if they are:

- Appropriate, necessary, and proportionate
- Precise, clear, and unambiguous
- Practical, realistic, and enforceable

- Non-duplicative of existing statutory requirements or offences
- Modern and fit for purpose.
- Consideration must also be given the number of conditions being attached.

The Licensing Authority recognises that most Licence Holders seek to follow the law and any enforcement action will normally follow a graduated approach and in the first instance will include education and support. Where licence holders continue to flout the law or act irresponsibly firm action will be taken.

Right of Appeal

All relevant parties to the decision of the Licensing Authority have the right of appeal to Magistrates Court, in connection with this matter. This must be done within 21 days of being notified in writing of the relevant decision.

Appendices

Appendix 1 – Application

Appendix 2 – Plan of Premises

Appendix 3 – Proposed Conditions

Appendix 4 – Current Licence

Appendix 5 – Overview of Representations

Appendix 6 – Representation Williams

Appendix 7 – Representation Wyatt

Appendix 8 – Representation Johnson

Appendix 9 – Representation Allen

Appendix 10 – Representation Bawdon

Appendix 11 – Representation Foster

Appendix 12 – Representation Perry

Appendix 13 – Representation Hill

END OF REPORT