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## Application for a Premises Licence

Executive Member: Cllr Federica Smith-Roberts

Local Members and Division: Cllrs Suria Aujla and Mark Healey – Huntspill Division

Lead Officer: Alan Weldon, Licensing & Fraud Manager

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## Summary / Background

1. **The Hearing** is required to determine the application for a Premises licence in accordance with the Licensing Act 2003 following receipt of four relevant representations by way of objection received from Mr & Mrs O'Brien, Mr & Mrs Wall, Mr & Mrs Litton and Mr Dorothy.
2. The premises subject to the objection is: Bason Bridge Tap Room, Unit 3, 129, Church Road, Bason Bridge, Highbridge, Somerset, TA9 4RG.

## Recommendations

3. The **Licensing Sub-Committee** is required to determine the application in accordance with the Act and must resolve to do one of the following:
  - a. To grant the application as applied for
  - b. To grant the application with attached conditions.
  - c. To grant the application in part.
  - d. To grant the application in part with attached conditions.
  - e. To refuse the application.

## **Reasons for recommendations**

4. The **Licensing Sub-Committee** is to consider an application for a new Premises Licence under the Licensing Act 2003. It is therefore the duty of the **Licensing Sub-Committee** to determine the application with a view to promoting the licensing objectives which are: -
  - The prevention of crime and disorder
  - public safety
  - The prevention of public nuisance; and
  - The protection of children from harm.
5. The objections in this case refer to Crime & Disorder, Public Nuisance and Public safety Licensing Objectives.

## **Other options considered.**

6. Not applicable.

## **Links to Council Vision, Business Plan and Medium-Term Financial Strategy**

7. The Council must carry out its functions in accordance with the Act with a view to promoting the licensing objectives and this remains the prime consideration of this report.

## **Financial and Risk Implications**

8. There are no financial implications.
9. There are no significant risks identified providing the granting of a Premises Licence is determined correctly, in accordance with the legislation and having due regard to the Sedgemoor Licensing Policy.

## **Legal Implications**

10. The Licensing Officer has determined that the representations submitted by four objectors are relevant. It is, therefore, the duty of the **Sub-Committee** to determine the Premises Licence Application with regards to the licensing objectives.

11. The issue for the **Licensing Sub-Committee** is whether the application as submitted, sufficiently promotes the licensing objectives, whether the promotion of the licensing objectives requires the application to be granted subject to conditions, or whether the application requires it to be rejected because the licensing objectives cannot be met by the imposition of conditions.

The applicant and/or objector may appeal against any decision made by the Licensing Sub-Committee. Any appeal must be made to the Magistrate's Court.

### **HR Implications**

12. None

### **Equalities Implications**

13. None.

### **Community Safety Implications**

14. None.

### **Climate Change and Sustainability Implications**

15. None.

### **Health and Safety Implications**

16. None.

### **Health and Wellbeing Implications**

17. The **Licensing Sub-Committee** may consider any factors that would promote or, conversely, undermine the licensing objectives.

### **Social Value**

18. As the contents of this report do not relate to a procurement process, there are no social value implications.

## **Scrutiny comments / recommendations:**

19. This report relates to a statutory function of the Council, which is the responsibility of the Licensing & Regulatory Committee (delegated to a Sub-Committee), so there are no scrutiny comments or recommendations to make.

## **Background**

20. On 21<sup>st</sup> April 2023, a Premises Licence application was served on Somerset Council by way of the Council's online application process by Mr Tim Cullum trading as Cheddar Valley Pub Group Ltd, 1, New Street, Wells, Somerset, BA5 2LA.

The application seeks authorisation for the following licensable activities to take place: -

- Sale/supply of alcohol – from 12.00hrs to 23.00hrs (Mon to Sat) and 12.00hrs to 22.30hrs (Sun) – On the premises only. Seasonal variation - 12.00hrs to 01.00hrs New Years Eve
- Live music from 12.00hrs to 23.00hrs (Mon to Sat) and 12.00hrs to 22.30hrs (Sun)- Internal only
- Recorded music from 12.00hrs to 23.00hrs (Daily) – Internal & External.

A copy of the redacted Premises Licence Application is shown as **Appendix A**.

21. The Premises Licence Application requests that the internal area of the premises and an outside green space area are licensed for the sale/supply of alcohol on the premises and Live Music internally only and Recorded music internally and externally.
22. Objections to the application for a premises licence have been received within the permitted timeframe from four different objectors and are attached as **Appendices B, C, D and E**.
23. Police have agreed a set of conditions and is attached as **Appendix F**
24. Environmental Health have agreed conditions and is attached as **Appendix G**.
25. Plans of the Premises are attached as **Appendix H**.

26. Maps of the surrounding area attached as **Appendix I.**

27. Ariel View of the Premises attached as **Appendix J.**

### **Background Papers**

28. None.

### **Appendices**

- A.** Premises Licence Application - **Appendix A**
- B.** Representation by Mr & Mrs O'Brien - **Appendix B**
- C.** Representation by Mr & Mrs Wall - **Appendix C**
- D.** Representation Mr & Mrs Litton - **Appendix D**
- E.** Representation Mr Dorothy - **Appendix E**
- F.** Police have agreed a set of conditions - **Appendix F**
- G.** Environmental Health have agreed a set of conditions - **Appendix G**
- H.** Plans of the premises - **Appendix H**
- I.** Maps of the surrounding area - **Appendix I**
- J.** Ariel view of the Premises - **Appendix J**