

REDDITCH BOROUGH COUNCIL

LICENSING SUB-COMMITTEE

THURSDAY 9TH JULY 2015 - 10:00AM

LICENSING ACT 2003 - APPLICATION FOR GRANT OF A PREMISES LICENCE

**TRADERS ARMS LIMITED – TRADERS ARMS, 38 BROMSGROVE ROAD,
REDDITCH, B97 4RJ**

PUBLIC HEARING	
Director:	Acting Head of Worcestershire Regulatory Services
Contact Officer:	Sayful Alom Tel: 01562 738010 Email: Sayful.alom@worcsregservices.gov.uk
Ward(s) affected:	Central Ward
Appendices:	Appendix 1 – Application Form and Plan Appendix 2 – Representations from RAs Appendix 3 – Representations from other parties

1. PURPOSE OF REPORT

- 1.1 To consider and determine an application for the grant of a premises licence made by Traders Arms Limited in respect of Traders Arms, 38 Bromsgrove Road, Redditch, B97 4RJ. A copy of the application is attached at **Appendix 1**.

2. BACKGROUND

- 2.1 On 15th May 2015 an application was received from Traders Arms Limited for grant of a premises licence in respect of Traders Arms, 38 Bromsgrove Road, Redditch, B97 4RJ
- 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:-

**Indoor Sporting Events, Live Music, Recorded Music, Sale of Alcohol
Indoors - Monday to Sunday 10:00 – 00:00
Late Night Refreshments (indoors) Monday to Sunday 23:00 – 00:00.**

2.5 The designated premises supervisor identified in the application is Joe Lawless.

2.6 The premises previously operated under a Club Premises Certificate.

3. REPRESENTATIONS

Responsible Authorities

3.1 On the 10th June 2015 Worcestershire Regulatory services received an email from Inspector Darren Webster of West Mercia Police, objecting to the grant of the application on the grounds of Crime & Disorder. That representation has been attached at **Appendix 2**.

3.2 Worcestershire Regulatory Services have received responses from Hereford & Worcester Fire Authority and Child Services advising that they do not have any representations to the grant of the application. Copies of the responses are attached at **Appendix 2**.

Other Persons

3.3 The Licensing Authority has received 3 relevant representations to the application, from interested parties, relating to the licensing objectives of **Crime & Disorder, Public Safety and Public Nuisance**. Copies of the representations are attached at **Appendix 3**.

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 wrsenquiries@worcsregservices.gov.uk

5. LEGAL IMPLICATIONS

5.1 The 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 When undertaking its licensing function the Sub-Committee must exercise that function with due regard to the general duty placed upon local authorities under s.17 of the Crime and Disorder Act 1998 (as amended) which reads as follows:

(1) Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent -

- (a) crime and disorder in its area (including anti-social and other behaviour adversely affecting the local environment); and*
- (b) the misuse of drugs, alcohol and other substances in its area; and*
- (c) re-offending in its area.*

5.5 The 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.

5.6 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.

- 5.7 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.
- 5.8 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.

6. FOR DECISION

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