Public Document Pack

Licensing (Hearings) Sub-Committee

Agenda

Date: Friday, 27 July 2018
Time: 10.00 am
Venue: City Hall College Green, BS1 5TR

Distribution:

Councillors: Steve Pearce, Steve Pearce and Chris Windows

Copies to: Nick Carter (Head of Regulatory Services), Sarah Flower (Licensing Policy Advisor), Abigail Holman (Licensing Policy Advisor), Carl Knights (Licensing Policy Advisor), Ashley Clark (Legal Advisor), Lynne Harvey (Legal Advisor), Shreena Parmar (Legal Advisor) and Allison Taylor (Democratic Services Officer)

Issued by: Allison Taylor, Democratic Services
City Hall, PO Box 3167, Bristol, BS3 9FS
Tel: 0117 922 2342
E-mail: democratic.services@bristol.gov.uk
Date: Thursday, 19 July 2018

Agenda

1. Welcome, Introductions and Safety Information

(Pages 4 - 5)

2. Apologies for Absence and Substitutions

3. Declarations of Interest

4. Public Forum

Up to 30 minutes is allowed for this item

Any member of the public or Councillor may participate in Public Forum. The detailed arrangements for so doing are set out in the Public Information Sheet at the back of this agenda. Public Forum items should be emailed to democratic.services@bristol.gov.uk and please note that the following deadlines will apply in relation to this meeting:-

Petitions and Statements - Petitions and statements must be received on the working day prior to the meeting. For this meeting this means that your submission must be received in this office at the latest by 12.00 noon on **26 July 2018.**

5. Procedure for a hearing

(Pages 6 - 17)

6. Application for grant of a premises licence in respect of Birkett Tap / Popworld,16 - 24 Baldwin Street, Bristol, BS1 1SE

To hold a hearing to consider relevant representations made on the application for a premises licence for Birkett Tap / Popworld made by Stonegate Pub Co Ltd and received on 17th May 2018.

(Pages 18 - 98)

Licensing Public Information Sheet

Inspection of Papers - Local Government (Access to Information) Act 1985

You can find papers for all our meetings on our website at www.bristol.gov.uk.

You can also inspect papers at the Brunel House Reception, St.George's Road, Bristol, BS1 5UY.

Other formats and languages and assistance For those with hearing impairment

You can get committee papers in other formats (e.g. large print, audio tape, braille etc) or in community languages by contacting the Democratic Services Officer. Please give as much notice as possible. We cannot guarantee re-formatting or translation of papers before the date of a particular meeting.

Committee rooms are fitted with induction loops to assist people with hearing impairment. If you require any assistance with this please speak to the Democratic Services Officer.

Public Forum

Residents who are affected by the business of the Committee, may present a petition of submit a statement at ordinary meetings of the Licensing Committee and at Licensing Sub-Committee meetings. Petitions, questions and statements presented to the Licensing Sub-Committee can be received only in respect of hearings already decided and licence applications not subject to a hearing.

The petition or statement must relate to the terms of reference and role and responsibilities of the Committee or Sub-Committee concerned.
Further information on representations is available from the Licensing Office (tel: 0117 9142500) or from Democratic Services.

Your submission will be sent to the Committee and statements, questions and answers will be available in the meeting room one hour before the meeting. Please submit it to democratic.services@bristol.gov.uk or Democratic Services Section, Brunel House St Georges Road Bristol BS1 5UY. The following requirements apply:

- The statement is received no later than **12.00 noon on the working day before the meeting** and is about a matter which is the responsibility of the committee concerned.
- The question is received no later than **three clear working days before the meeting**.

Please see www.bristol.gov.uk and the 'How to Have Your Say' pdf for the parameters of each individual Committee and what will happen to your submission.

Any statement submitted should be no longer than one side of A4 paper. If the statement is longer than this, then for reasons of cost, only the first sheet will be copied and made available at the meeting. For copyright reasons, we are unable to reproduce or publish newspaper or magazine articles that may be attached to statements.

By participating in public forum business, we will assume that you have consented to your name and the details of your submission being recorded and circulated. This information will also be made available at the meeting to which it relates and placed in the official minute book as a public record (available from Democratic Services).

We will try to remove personal information such as contact details. However, because of time constraints we cannot guarantee this, and you may therefore wish to consider if your statement contains information that you would prefer not to be in the public domain. Public Forum statements will not be posted on the council's website. Other committee papers may be placed on the council's website and information in them may be searchable on the internet.

Process during the meeting:

- Public Forum is normally one of the first items on the agenda, although statements and petitions that relate to specific items on the agenda may be taken just before the item concerned.
- There will be no debate on statements or petitions.
- The Chair will call each submission in turn. When you are invited to speak, please make sure that your presentation focuses on the key issues that you would like Members to consider. This will have the greatest impact.
- Your time allocation may have to be strictly limited if there are a lot of submissions.
- If there are a large number of submissions on one matter a representative may be requested to speak on the groups behalf.
- If you do not attend or speak at the meeting at which your public forum submission is being taken your statement will be noted by Members.

Webcasting/ Recording of meetings

Members of the public attending meetings or taking part in Public forum are advised that all Full Council and Cabinet meetings and some other committee meetings are now filmed for live or subsequent broadcast via the council's webcasting pages. The whole of the meeting is filmed (except where there are confidential or exempt items) and the footage will be available for two years. If you ask a question or make a representation, then you are likely to be filmed and will be deemed to have given your consent to this. If you do not wish to be filmed you need to make yourself known to the webcasting staff. However, the Openness of Local Government Bodies Regulations 2014 now means that persons attending meetings may take photographs, film and audio record the proceedings and report on the meeting (Oral commentary is not permitted during the meeting as it would be disruptive). Members of the public should therefore be aware that they may be filmed by others attending and that is not within the council's control.

PROCEDURE TO BE FOLLOWED AT HEARING

The procedure to be followed at hearing (information provided in accordance with regulation 7 (1)

In accordance with regulation 21 the following procedure has been determined for this hearing, subject to the provisions of the regulations and of the council's Licensing Procedure Rules:

General

The hearing will take place in public. The sub committee may exclude the public from all or part of the hearing but may only do so where it considers that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing, taking place in public. Any party considering that the greater public interest is served by the public (which can include another party or parties) being excluded from all or any part of the hearing should make this view known to the Licensing Authority (in writing to the Licensing Manager) as soon as possible and in any event not less than two working days before the hearing is due to commence. The party asserting this should provide in writing full reasons supporting the request.

The Authority will make a record of the hearing. The form of that record is a matter of choice for the Authority and may include the hearings being subject to digital or tape recording.

The hearing will take the form of a discussion led by the Authority. The Authority has taken steps to ensure it is well placed to lead the discussion, for example by seeking clarification on certain points and requesting that this clarification be provided in writing and in advance of the hearing. All parties are asked to give full co-operation in ensuring the hearing can proceed smoothly and as anticipated in the regulations and under the Council's procedure rules.

All parties are reminded that, whilst this hearing will be conducted fairly and the decision will be made by Councillors who are committed to acting judicially, these are not court proceedings and should not be treated as such. This is a meeting of the local authority; the sub committee will conduct the hearing in accordance with the governing legislation. Parties must bear in mind that the hearing is not intended to be adversarial and this is reinforced in the regulations, for example the general prohibition on cross-examination contained in regulation 23. The Authority can only permit cross-examination where that would be required for it to "consider the representations,

application or notice as the case may be". If at any stage of the hearing the Authority considers cross-examination to be necessary on this ground the Chair will so rule, give directions for the conduct of that part of the meeting and the procedure set out below will be varied accordingly. The Authority expects all parties and their representatives to fully co-operate in ensuring the discussion it is bound to lead proceeds in an appropriate manner; it is expected that the parties will deal with the sub committee and each other with mutual respect. The parties and their representatives are informed that any disruptive behaviour may result on the person responsible being required to leave the meeting.

Appointment of Chair
The sub committee will appoint one of its number to Chair the meeting;

Outlining the procedure
The chair will explain the procedure the sub committee proposes to follow at the hearing (as set out in detail in the following paragraphs).

Administrative announcements
The Chair will make necessary announcements (e.g. reference to the evacuation procedure, requiring all present to switch of any mobile telephones or other equipment which may disturb the meeting).

Identification of persons participating in the hearing
The chair will ensure that all members of the sub committee, the parties and their representatives identify themselves for the record and for the benefit of those present.

Withdrawal of Representations [Regulation 10.]
The Licensing Manager will inform the sub committee if any Party has given Notice under regulation 10 withdrawing the representations they have made (Regulation 10 permits a party to withdraw their representations by giving notice to the authority no later than 24 hours before the day the hearing is due to commence).
The Chair will then ascertain if any Party wishes to exercise their rights under regulation 10 (b) to withdraw any representations they have made and, if so, will permit the Party to do so at this stage of the hearing.

Non appearance of parties
If any party fails to attend or to be represented at the hearing the Licensing Manager will inform the sub committee whether or not the party had informed the authority in accordance with regulation 8 of his/her non-attendance. The sub committee will consider how to proceed in consequence of that non-attendance in accordance with the rules indicated above.

Appearance of other persons at the hearing
The Licensing Manager (or his representative) will advise the sub committee if any request has been made by any Party, in accordance with and within the time provided for in regulation 8, seeking permission for any other person (other than a person the party intends to represent him/her) to appear at the hearing. Where such a request has been made it will be considered in accordance with regulation 22.

Additional material
The Licensing Manager (or his representative) will inform the sub committee if any documentary or other information has been produced by a party prior to the hearing in support of their application, representations or notice (applicable); if so, the sub committee will decide (in accordance with regulations 18 and 19) whether or not to take the material into account. Where such material has been provided at the hearing (rather than prior to it) the Chair will ascertain if all parties consent to the material being taken into account.

Identifying who will be addressing the sub committee
The Chair will ascertain which parties seek to exercise their right to address the sub- committee during the hearing and whether those party will personally exercise that right or will appear by their representative. Where a large number of interested parties are involved in a hearing, the Chair will inform all parties of their rights under regulation 24 and will ascertain if the interested parties are agreeable to the appointment of a spokesperson/spokespersons so as to avoid duplication and prevent the hearing becoming unnecessarily prolonged.

Exercise of other rights/other preliminary business
If there is a preliminary issue remaining to be determined (e.g. if the Authority considers a decision remains to be made concerning the relevance of any representations from interested parties) then the Chair will ensure the sub committee deals with the issue at this stage of the hearing.

The Chair will then ascertain if any party has any procedural point to raise before the hearing gets underway. It is anticipated the parties will have notified this in advance so that the sub committee can review the procedure if necessary prior to the beginning of the main part of the meeting. Parties are therefore discouraged from raising procedural points at this late stage and should only do so where they consider that they would otherwise not be likely to receive a fair hearing if the sub committee proceeded in the manner indicated here. When raising any point at this stage Parties will be asked to explain why they have not given prior notice to the sub committee.

Maximum time for parties to exercise their rights under section 16
The Chair will indicate the maximum time allowed for each party to exercise their rights under section 16 (set out in detail above in this Notice – in summary: provide clarification on points notified by the Authority, if permitted, question any other party and address the authority. See the Notice of hearing for the time provisionally directed by the sub committee).

Points of clarification
The Licensing manager (or his representative) will inform the meeting of any written responses received in response to any requests for clarification made by the Licensing Authority prior to the hearing. The Chair will indicate whether or not those written responses have been read by the members of the sub-committee. The Chair may adjourn the meeting for a sufficient period so as to enable those responses to be read where appropriate. The chair, assisted by the licensing manager (or his representative), will ensure that any responses which ought to have been provided to any other party have in fact been received by them. Where appropriate the Chair will ask the Licensing Manager (or his representative) to summarise the responses received for the benefit of the public hearing.

The Licensing Manager (or his representative) will inform the sub committee if any parties have not responded in writing to the points of clarification sought from them.

Where points of clarification remain outstanding the parties will be asked to give the further information at this stage of the hearing. The time taken to do so will be deducted from the maximum time allowed for that party to exercise its regulation 16 rights (and as this rule is binding on the sub committee parties are strongly urged to take the opportunity afforded to them to provide any points of clarification (as set out in the next section of this document) in writing prior to the meeting)

Opening address
The Chair will ascertain if the applicant (either in person or through a representative) wishes to utilise any of his/her maximum allocated time to make an opening address and if so how much of it is to be used in this manner. If the Applicant decides to make an opening speech the same facility will be afforded to the other parties should they wish to avail themselves of it, but otherwise the meeting will move directly to a discussion of the relevant issues.

Questions
Once any opening speeches are completed are completed the Chair will begin the discussion by posing any relevant questions which have been

brought forward by any of the Parties in response to the Authority's request for clarification.

The Chair will then ask any questions s/he wishes to pose to any of the parties. When questions concern matters of fact the sub committee requires the party (and not their representative, if any) to provide the response in person. Where the question focuses upon issues concerning law, statutory guidance or local policy, a party may either respond directly or through his/her representative but, particularly where some other parties are unrepresented, not both.

The other members of the sub committee will then each have an opportunity to put any further questions they may have to any of the parties present.

The Chair will then ask the Licensing Manager (or his representative) and the Committee's legal advisor if there are any further questions they consider the sub committee may need answers to in order to make their decision.

The Chair will ascertain if the parties agree that all areas which can be explored questioning of the parties have been dealt with; if the Chair is satisfied that some relevant questions have not been put then this will be done at this stage.

Closing speeches

The chair will then ask each of the parties in turn if they wish to make a closing speech to the sub committee. Any party making a closing speech must not exceed the maximum allocated time remaining to them. The order in which the closing speeches may be made shall be a matter for the chair to determine but where there are a large number of parties present s/he will indicate if asked why the particular order has been chosen (e.g. order of the date of receipt of the representations, or by reference to the particular points or licensing objectives they principally relate to). In any event the Chair will ensure that the Applicant, if using some or all of his/her maximum allocated time to make a closing speech, is the last party to make such an address and therefore has the final word.

Once any closing addresses are completed the Chair will bring the hearing to a conclusion. The committee will then proceed to deliberate in accordance with Rule 20.3 of the Council's licensing procedure rules

APPENDIX A - RIGHTS OF PARTIES AT HEARING

Rights of a party at the hearing. [Regulation 15]

1. A party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified, subject to points 2. and 3. below.
2. The licensing authority may exclude the public from all or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing take place in public.
3. For the purposes of point 2 above a party and any person assisting or representing a party may be treated as a member of the public.
4. A party shall be entitled to:
   (a) In response to a point upon which the authority has given notice to a party that it will want clarification, give further information in support of their application, representations or notice.
   (b) If given permission by the authority, question any other party; and
   (c) Address the authority.

Representations and supporting information. [Regulation 16]

1. At the hearing a party shall be entitled to-
   (a) in response to a point upon which the authority has given notice to a party that it will want clarification under regulation 7(d), give further information in support of their application, representations or notice,
   (b) if given permission by the Authority, question any other party; and
   (c) address the Authority.

Consequences of not attending or not being represented. [Regulation 20]

1. If a party has informed the authority that he does not intend to attend or be represented at a hearing, the hearing may proceed in his absence
2. If a party who has not so indicated fails to attend or be represented at a hearing the authority may:
   (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
   (b) hold the hearing in the parties absence.
3. Where the authority holds the hearing in the absence of a party, the authority shall consider at the hearing the application, representations or notice made by that party.
4. Where the authority adjourns the hearing to a specified date it must notify the parties of the date, time and place to which the hearing has been adjourned.

Withdrawal of Representations [Regulation 10.]

A party may withdraw representations they have made either by giving notice

to the authority no later than 24 hours before the day on which the hearing is to be held or orally at he hearing

Behaviour during Hearing [Regulation 25]

The Authority may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may-

a) refuse to permit that person to return, or
b) permit him to return only on such conditions as the Authority may specify,

but such a person may, before the end of the hearing, submit to the Authority in writing any information which they would have been entitled to give orally had they not been required to leave.

APPENDIX B
POINTS FOR CLARIFICATION

Please note: All parties are asked to provide clarification on these points in advance of the hearing. Ideally the sub committee would wish to receive the response at the same time as you serve the Notice required under regulation 8, or as soon as possible thereafter. You are reminded that if you do not provide the response in writing and in advance then the time you take to exercise your regulation 16 rights will be reduced by the time you take to provide the clarification sought at the meeting. The sub committee is keen to narrow the issues as much as possible in advance of the hearing, in the interest of ensuring a properly focussed discussion and to ensure that the hearing itself is not unduly prolonged. Your co-operation is appreciated.

1. Points of clarification sought from all Parties

1(a) Guidance issued by the secretary of state

(i) Are there any parts of the Secretary of States Guidance that you consider to be relevant to your application/representations/notice as appropriate?
(ii) If so please specify the paragraph(s) of that Guidance and the relevance to the point(s) you are making.
(iii) If you are asking the Licensing Authority to depart from (that, is, not to apply) any of the guidance that you consider to be relevant, please clarify the reasons why you think it should do as you wish

1(b) Statement of Licensing Policy for the City of Bristol

(i) Are there any parts of the Council's policy that you consider to be relevant to your application/representations/notice as appropriate?
(ii) If so please specify the paragraph(s) of that policy and the relevance to the point(s) you are making. If you are asking the Licensing Authority to depart from (that, is, not to apply) any of the policy please clarify the reasons why you think it should do as you wish

1(c) Questions of other parties

(i) Having considered the application/representations/Notice of each of the other parties, are there any questions you consider should be answered by any one or more of them at the hearing? If so, please provide a list of such questions and identify the party you consider should answer them

1(d) Exclusion of the public

(i) Having first considered the procedure set out in Appendix B and the relevant regulation, do you consider the meeting or any part of it should be conducted in private? If so, please set out what part of the hearing should be held in private and why you consider that should be permitted under the

regulations (please note the sub committee cannot promise that any request for all or part of the hearing will be held in private will be conducted in private as each such request will have to be considered on its merits and in accordance with the regulations. The usual rule is that the hearing will be conducted in public)

2. Points of clarification sought from the applicant

2(a) Agreed/disputed matters of fact

In respect of each and every allegation made in the representations/notice as appropriate of the other Parties, please state

- whether you agree or disagree with the details contained in the representation
- whether you consider it affects your application
- whether there are any conditions you have offered, or would be willing to offer, in support of your application and which you consider should address any of the concerns raised by the other Parties.

Points of clarification sought from the Chief Officer of Police (where representations have been made)

- In respect of each part of your representations please provide particulars / evidence in support;
- State in each case your assessment of the impact on any / all of the licensing objectives (identifying those objectives you consider to be relevant) in each case state whether the matter(s) are such that you consider it necessary for the Licensing Authority to refuse the application for that reason, or whether you consider the particular matter could be addressed through an appropriate condition.
- Where you consider conditions may be appropriate and you have not already done so, please indicate the conditions you would suggest.

Points of clarification sought from the Local Planning Authority (where representations have been made)

- In respect of the representation that the application is contrary to the provisions of the local plan, please provide details of the section it is said the application contravenes.
- State your assessment of the impact on any/all of the licensing objectives (identifying those objectives you consider to be relevant).
- Provide any specific evidence supporting that assessment and/or a general summary of the reasoning behind the planning policy insofar as it relates to the licensing objective(s) you have identified;
- State whether a planning consent would be required to enable the licence to be lawfully implemented;

  if so, state:

  (a) whether such an application has been made or indicated;

(b) if appropriate, whether a failure to secure consent could ultimately result in the commission of any criminal offences should the licence be granted and implemented in the terms sought in the application; and

(c) identify the offences, if any, referred to in your response to (b) above.

Points of clarification sought from the Child Protection Authority (where representations have been made)

- In respect of each part of your representations please provide particulars / evidence in support;
- State in each case your assessment of the impact on any / all of the licensing objectives (identifying those objectives you consider to be relevant) in each case state whether the matter(s) are such that you consider it necessary for the Licensing Authority to refuse the application for that reason, or whether you consider the particular matter could be addressed through an appropriate condition.
- Where you consider conditions may be appropriate and you have not already done so, please indicate the conditions you would suggest.

Points of clarification sought from the Pollution Control Authority (where representations have been made)

- In respect of each part of your representations please provide particulars / evidence in support;
- State in each case your assessment of the impact on any / all of the licensing objectives (identifying those objectives you consider to be relevant) in each case state whether the matter(s) are such that you consider it necessary for the Licensing Authority to refuse the application for that reason, or whether you consider the particular matter could be addressed through an appropriate condition.
- Where you consider conditions may be appropriate and you have not already done so, please indicate the conditions you would suggest.

Points of clarification sought from the Health and Safety Authority (where representations have been made)

- In respect of each part of your representations please provide particulars / evidence in support;
- State in each case your assessment of the impact on any / all of the licensing objectives (identifying those objectives you consider to be relevant) in each case state whether the matter(s) are such that you consider it necessary for the Licensing Authority to refuse the application for that reason, or whether you consider the particular matter could be addressed through an appropriate condition.

- Where you consider conditions may be appropriate and you have not already done so, please indicate the conditions you would suggest.

Points of clarification sought from the Trading Standards Authority (where representations have been made)

- In respect of each part of your representations please provide particulars / evidence in support;
- State in each case your assessment of the impact on any / all of the licensing objectives (identifying those objectives you consider to be relevant) in each case state whether the matter(s) are such that you consider it necessary for the Licensing Authority to refuse the application for that reason, or whether you consider the particular matter could be addressed through an appropriate condition.
- Where you consider conditions may be appropriate and you have not already done so, please indicate the conditions you would suggest.

Points of clarification sought from the Fire Authority (where representations have been made)

- In respect of each part of your representations please provide particulars / evidence in support;
- State in each case your assessment of the impact on any / all of the licensing objectives (identifying those objectives you consider to be relevant) in each case state whether the matter(s) are such that you consider it necessary for the Licensing Authority to refuse the application for that reason, or whether you consider the particular matter could be addressed through an appropriate condition.
- Where you consider conditions may be appropriate and you have not already done so, lease indicate the conditions you would suggest.

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BRISTOL CITY COUNCIL

LICENSING SUB-COMMITTEE

5 July 2018

Report of the Service Manager – Regulatory Services

Title: Licensing Act 2003
Application for grant of a premises licence in respect of Birkett Tap / Popworld,16 - 24 Baldwin Street, Bristol, BS1 1SE

Ward: Central

Officer Presenting Report: Sarah Flower

Contact Telephone Number: 0117 3574900

Purpose of the report

To hold a hearing to consider relevant representations made on the application for a premises licence for Birkett Tap / Popworld made by Stonegate Pub Co Ltd and received on 17th May 2018

Members have a pack containing the following documents:
(a) Copy of the application
(b) Copy of all relevant representations
(c) Points of clarification raised with the parties and their responses
(d) The Council's statement of licensing policy
(e) The Secretary of state's guidance
(f) The Council's Licensing procedure rules
(g) Regulations governing the conduct of hearings

Context

The detail of the application is as follows:

Licensable activities and times applied for:

Sale of Alcohol	Sunday 10:00 - 01:00
Sale of Alcohol	Monday to Wednesday 10:00 - 03:00
Sale of Alcohol	Thursday to Saturday 10:00 - 03:30
Films	Sunday 10:00 - 01:00
Films	Monday to Wednesday 10:00 - 03:00
Films	Thursday to Saturday 10:00 - 03:30
Indoor sporting events	Sunday 10:00 - 01:00
Indoor sporting events	Monday to Wednesday 10:00 - 03:00
Indoor sporting events	Thursday to Saturday 10:00 - 03:30
Live Music	Sunday 10:00 - 01:00
Live Music	Monday to Wednesday 10:00 - 03:00

Live Music	Thursday to Saturday 10:00 - 03:30
Recorded Music	Sunday 10:00 - 01:00
Recorded Music	Monday to Wednesday 10:00 - 03:00
Recorded Music	Thursday to Saturday 10:00 - 03:30
Performances of Dance	Sunday 10:00 - 01:00
Performances of Dance	Monday to Wednesday 10:00 - 03:00
Performances of Dance	Thursday to Saturday 10:00 - 03:30
Similar - live/recorded music or dance	Sunday 10:00 - 01:00
Similar - live/recorded music or dance	Monday to Wednesday 10:00 - 03:00
Similar - live/recorded music or dance	Thursday to Saturday 10:00 - 03:30
Late Night Refreshment	Sunday 23:00 - 01:30
Late Night Refreshment	Monday to Wednesday 23:00 - 03:30
Late Night Refreshment	Thursday to Saturday 23:00 - 04:00

Hours the premises will be open to the public:

Sunday	08:00 - 01:30
Monday to Wednesday	08:00 - 03:30
Thursday to Saturday	08:00 - 04:00

The application was accompanied by an operating schedule setting out the steps the applicant proposes to take to promote the four licensing objectives. If there had been no relevant representations (or if all relevant representations are withdrawn) the council would be bound to grant the application subject only to such conditions as are consistent with the operating schedule accompanying the application. The draft of a licence that could have been issued, having regard to guidance and policy and acting with a view to promoting the four licensing objectives, is appended to this report as Appendix A.

Policy

City Centre CIA

Reason for Policy

The Avon and Somerset Police produced evidence to support their request that the central area of Bristol be designated a cumulative impact area . It remains at saturation point and the Police produced evidence for extending the area to which the special policy should apply so as to include Stokes Croft and Cabot Circus. In particular the area, which has a significant concentration of alcohol led late night venues, witnesses a high number of assaults and other related crime and disorder including public nuisance and risk to public safety. The policy will apply to further applications for the grant of new licenses or significant variations of existing licenses in respect of premises that primarily sell alcohol for consumption on the premises, other late night uses, restaurants and take away outlets.

The main focus of the policy is likely to be on alcohol led establishments and premises that keep customers in the area at times when the promotion of the licensing objectives is most challenging (for example late night refreshment from “fast food” outlets)

Representations

1. Relevant representations have been received from the following parties, all of whom have been notified of this hearing and their rights:

Daniel Jefferies – Bristol City Council Health and Safety
Barry Swaisland – Relevant Person
A. Corbett, E,Mcgrath, D.Leal – Relevant Persons
Monica Hidalgo – Relevant Persons

Recommendations

IT IS RECOMMENDED THAT THE SUB COMMITTEE hold a hearing to consider the relevant representations (unless the subcommittee, the applicant and each person who has made such representations agree that a hearing is unnecessary) and, having regard to the representations, take such of the steps mentioned in paragraph 6 below, if any, as it considers appropriate for the promotion of the licensing objectives. In making this (and all licensing decisions) the subcommittee must have regard to the guidance and policy included in the subcommittee’s pack

2. The steps are –

(a) To grant the licence subject to conditions that are consistent with the operating schedule
(b) To exclude from the scope of the licence any of the licensable activities to which the application relates
(c) [To refuse to specify a person in the licence as the premises supervisor] delete where not applicable
(d) To reject the application
3. If a licence is granted any relevant mandatory conditions must be imposed in addition to any conditions the subcommittee decides to impose after the hearing. Mandatory conditions are standard conditions imposed by way of legislation and in respect of which there is no power to vary.
4. If the subcommittee decides to grant the application Notice in line with the statutory requirements must be given forthwith to that effect to the applicant, all of the people who made relevant representations and the Chief Constable for Avon and Somerset and must state the reasons for taking any of the steps set out in paragraph 6 of this report; the applicant must also be issued with the licence and a summary of it.

5. If the subcommittee decides to reject the application notice must be given forthwith to that effect to the applicant, all of the people who made relevant representations and the Chief Constable for Avon and Somerset and must state the reasons for the decision.

APPENDICES

Appendix A **Draft premises licence with proposed conditions (if applicable) which would be issued under Licensing Act 2003, if granted.**

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985
Background papers: Application and supporting documents.

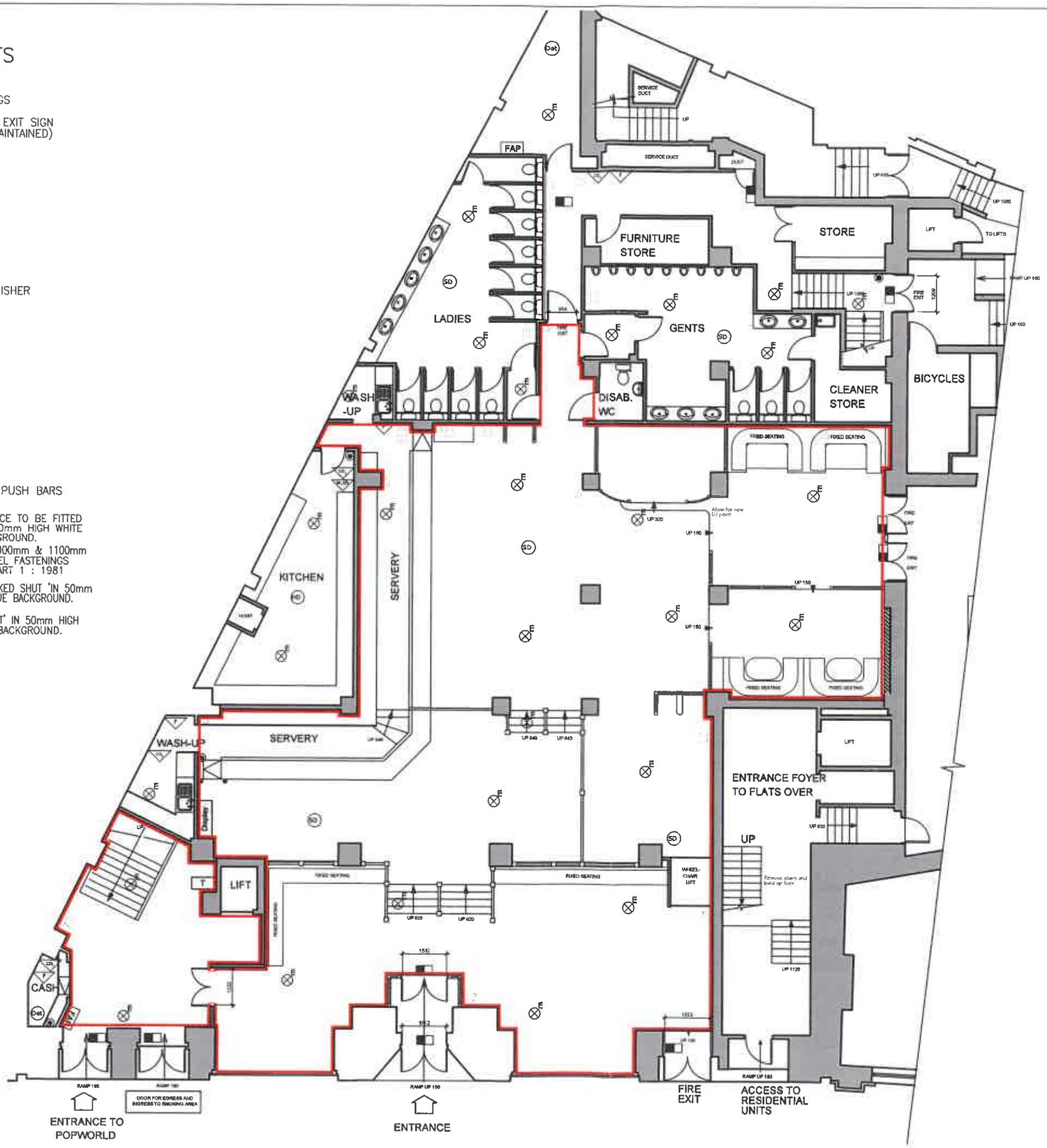
Contact Officer: **Emma Lake, Licensing Team Leader, Licensing, Neighbourhoods and City Development**
Telephone: 0117 3574900

By virtue of paragraph(s) 1, 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Document is Restricted

FIRE REQUIREMENTS

- E — EMERGENCY LIGHT FITTINGS
- ILLUMINATED EMERGENCY EXIT SIGN (MAINTAINED)
- SD — SMOKE DETECTOR
- HD — HEAT DETECTOR
- FIRE ALARM CALL POINT
- ALARM BELL/SOUNDER
- UP 160 — CO — CARBON DIOXIDE EXTINGUISHER
- F — FIRE BLANKET
- W — WATER EXTINGUISHER
- FM — FOAM EXTINGUISHER
- N1 — FIRE PROCEDURE NOTICE
- FB — FIRE BLANKET
- PB — EXIT DOORS FITTED WITH PUSH BARS AND PANIC BOLTS
  'PUSH BAR TO OPEN ' NOTICE TO BE FITTED ABOVE THE PUSH BAR IN 50mm HIGH WHITE LETTERING ON GREEN BACKGROUND.
  PUSH BARS FITTED BETWEEN 900mm & 1100mm ABOVE FINISHED FLOOR LEVEL FASTENINGS INSTALLED TO B.S.5725 : PART 1 : 1981
- N3 — NOTICE 'FIRE DOOR KEEP LOCKED SHUT 'IN 50mm HIGH WHITE LETTERING ON BLUE BACKGROUND.
- N6 — NOTICE 'FIRE DOOR KEEP SHUT' IN 50mm HIGH WHITE LETTERING ON BLUE BACKGROUND.



LICENSABLE ACTIVITIES

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C	Door to smoking area revised	GT	30.04.18
B	Door to smoking area identified	GT	30.04.18
A	Additional section of fixed seating	GT	05.04.18

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Website: www.pembrook.co.uk

Client: Stonegate Pub Co

Project:
Molloy's
16-24 Baldwin Street
Bristol BS1 1SE

Drawing Title:
Proposed layout plan
(Licensing plan)

Drawing No: 3154-80
Scale: 1:100 @ A2
Date: March 2018
Drawn By: G Thornton

Revision: ABC

Drawing not to be scaled. Dimensions indicated must be checked on site before manufacture by contractor, any discrepancy should be reported immediately.

STRUCTURE

1HR FIRE RESISTING WALL K10/33
Partition to extend full height and be fire stopped to u/s of structural soffit

1/2 HOUR FIRE RESISTING WALL K10/32
Partition to extend full height and be fire stopped to u/s of structural soffit

STUD PARTITION (NON-FR) K10/30

FD60S 1 HOUR FIRE RESISTING SELF-CLOSING DOOR WITH INTUMESCENT STRIPS AND SMOKE SEALS.

FD30S 1/2 HOUR FIRE RESISTING SELF-CLOSING DOOR WITH INTUMESCENT STRIPS AND SMOKE SEALS.

FD30 1/2 HOUR FIRE RESISTING SELF-CLOSING DOOR WITH INTUMESCENT STRIPS

VP VISION PANEL IN FIRE RESISTING SELF-CLOSING DOOR. FIRE RESISTANCE AS NOTED

FR specification of existing structure retained. Only new or upgraded structural elements required where relating to new works

FIRE SAFETY SIGNAGE IN ACCORDANCE WITH B.S. 5499 pt1 1990

B33 'FIRE DOOR KEEP SHUT' NOTICE,ref B.3.3 FITTED TO BOTH SIDES OF ALL FIRE DOORS.

'FIRE DOOR KEEP LOCKED' SIGN, ref B.3.4

FIRE ROUTINE NOTICE.

'FIRE ESCAPE KEEP CLEAR' SIGN, ref B.3.10

PUSH BAR DEVICE OR SIMILAR EMERGENCY OPENING DEVICE WITH NOTICE 'PUSH BAR TO OPEN' B.4.4

Existing fire safety signage retained. Only new or upgraded where required due to new works

EMERGENCY LIGHTING INSTALLATION TO B.S. 5266 pt1 :1999 & BS EN 1838 : 1999

SYSTEM TO BE COMPATIBLE WITH AND INTER LINKED WITH MAIN DEVELOPMENT ALARM SYSTEM

AREA COVERED BY EMERGENCY LIGHT, 3 HOUR (MAINTAINED)

AREA COVERED BY EMERGENCY LIGHT , 3 HOUR (NON-MAINTAINED)

EMERGENCY LIGHT SPOTLIGHT, 3 HOUR (NON-MAINTAINED)

ILLUMINATED BULKHEAD 'EXIT' SIGN, ref B.5.1 (MAINTAINED)

'EXIT' NOTICE WITH DIRECTION ARROW,ref B.5.2 (MAINTAINED)

Existing emergency lighting installation retained. Only altered to suit new works where required.

FIRE ALARM INSTALLATION TO B.S.5839 pt1 Protection type L1

RI FIRE ALARM RELAY INTERFACE

FIRE ALARM PANEL

DH AREA COVERED BY HEAT DETECTOR TO BS 5839, WITH INTEGRAL SOUNDER

AREA COVERED BY SMOKE DETECTOR TO BS 5839 (OPTICAL), WITH INTEGRAL SOUNDER

AREA COVERED BY SMOKE DETECTOR TO CEILING VOID WITH INTEGRAL SOUNDER

AREA COVERED BY AUDIBLE FIRE ALARM WARNING DEVICE (SUBJECT TO AUDIBILITY TEST).

MANUAL CALL POINT

DOOR FITTED WITH AUTOMATIC DOOR DETANT LINKED TO FIRE ALARM INSTALLATION

ZEON BEACON (LOCATION TO BE AGREED WITH FPO)

INPUT / OUTPUT UNIT

The system shall provide automatic shutdown of all ventilation, high voltage systems, public address and music systems

Fire alarm system to be compatible with and interface to landlords fire alarm installation

Existing fire alarm system retained. To be checked and altered where required to suit new works

FIRE FIGHTING EQUIPMENT TO COMPLY WITH BS EN3, BS 7863 : 1996, BS 5306 - 3 : 2000 and BS 5306-8 : 2000

WC/6 WET CHEMICAL (6ltr) WALL MOUNTED @ 1m

F/6 FOAM SPRAY (6ltr) WALL MOUNTED @ 1m

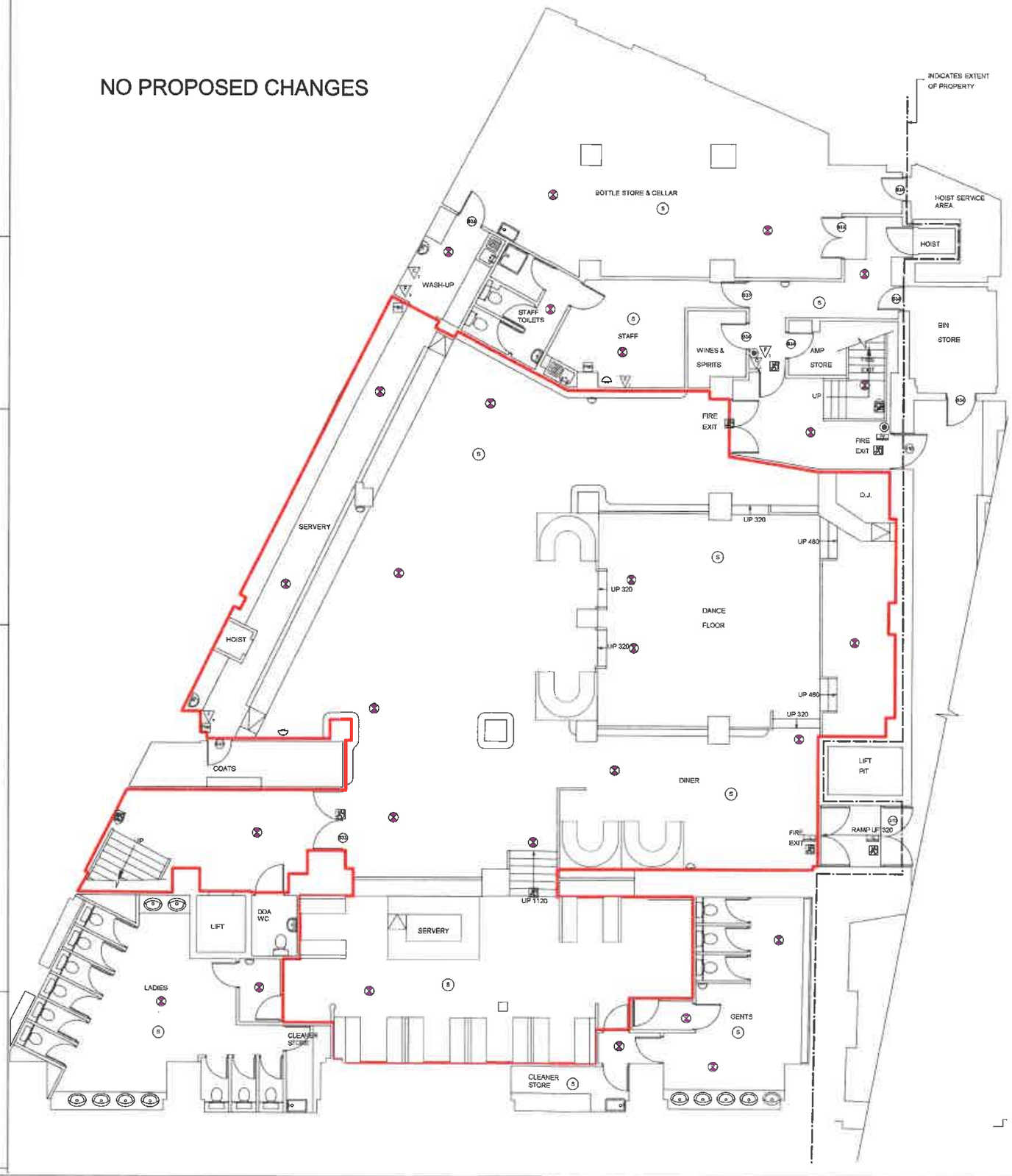
F/9 FOAM SPRAY (9ltr) WALL MOUNTED @ 1m

C/2 CARBON DIOXIDE (2kg) WALL MOUNTED @ 1m

B/1 FIRE BLANKET 1.1 X 1.1m WALL MOUNTED @ 1.5m

Existing fire equipment retained. To be checked and re-positioned where required to suit new works

NO PROPOSED CHANGES



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16-24 Baldwin Street
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Drawing Title:

Basement layout plan
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Drawn By: G Thornton

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