

BRISTOL CITY COUNCIL
LICENSING SUB-COMMITTEE

14 September 2017

Report of the Service Manager – Regulatory Services

Title: Licensing Act 2003
Application for grant of a premises licence in respect of Clifton Observatory,
Clifton Down, Bristol, BS8 3LT

Ward: Clifton

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 Clifton Observatory made by Clifton Observatory Limited and received on 19th July 2017

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	Monday to Sunday 12:00 - 00:00
Recorded Music	Monday to Sunday 09:00 - 23:00

Hours the premises will be open to the public:

Monday to Sunday	09:00 - 00:00
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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 If there had been no relevant representations (or if all relevant representations are withdrawn) the council would be bound to grant the application subject only to such conditions as are consistent with the operating schedule accompanying the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.

Representations

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

Chris And Nicky Mitchell
Mark Moran MBE
Mike Shevlin
Sue Horne
Judith Tyler
Gillian Mary Hunter
Stephen Prout
Nigel Taylor
Sian Flynn
Ray Manderson
Dr Catherine Williams
RoseMary Musgrave - CHIS
Annabel Storrar
Marion Ellis
Steve Jukes
Kathryn Tovey
Mr/Mrs AJ Withey, B Edwards, N Davidson
Isobel Povey
Lorna Crook
Avon And Somerset Constabulary
Health And Safety
Dr Ross Kennedy
Brenda Lalonde
Joanna Wyld
Billy Jukes
Angela Probyn
Mick Evans
David Cockram
Professor Hugh And Janet Coakham
J Hayes
Carol King
Allan And Roya Rosengren
Dr Ellen Husain
Emma Burgh - Chair Of Leigh Woods Society
Christopher Martin
Amanda Sutton
Steve Taylor
B E Haimes
Ann Haimes

Susanna Worthington
C A Booy OBE
Brian Morgan
Jocelyn Sewell
Judith Roberts
Andy Herbert
Tessa Morgan
Joanna Usherwood And Ted Oakes
Tim Preston
Ann Lawson
Thomas And Susan Humphreys
Ivor Gillbe
Dr C W Buss
John Perry
Ann And Don Jordan
John Tovey
Mrs Mary Dembo
Mary-Jane Cembrowicz
Dr Stefan Cembrowicz
Caroline Symington

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**