

BRISTOL CITY COUNCIL
LICENSING SUB-COMMITTEE

2 March 2018

Report of the Service Manager – Regulatory Services

Title: Licensing Act 2003
Application for the summary review of the premises licence in respect of Elm Tree, Queens Road, Bishopsworth, Bristol BS13 8HP

Ward: Hartcliffe & Withywood

Officer Presenting Report: Sarah Flower

Contact Telephone Number: 0117 3574900

Purpose of the report

To hold a hearing to consider a summary review and relevant representations received on an application for the review of a premises licence for Elm Tree, Queens Road, Bishopsworth, Bristol BS13 8HP submitted by Chief Constable of Avon and Somerset Constabulary

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

1. An application for the summary review of the premises licence in respect of Elm Tree, Queens Road, Bishopsworth, Bristol BS13 8HP was submitted by Chief Constable Of Avon And Somerset Constabulary on 9 February 2018.

It is the opinion of a Senior Police Officer of Avon and Somerset Constabulary that

the premises are associated with serious crime or serious disorder or both.

Background

2. The premises licence holder is Star Pubs & Bars Limited, there is currently no Designated Premises Supervisor in place. A copy of the current premises licence is attached as **Appendix A**.

On Monday 12th February 2018 a meeting was convened, to consider under Section 53B of the Act whether it is necessary to take interim steps pending the determination of the review. A copy of the interim steps notice is attached as **Appendix B**

3. Representations

The Licensing Authority has received 3 valid representations in support of the review.

The Licensing Authority also received a number of comments which Officers do not consider constitute valid representations as they do not seem to relate to the promotion of the licensing objectives.

36 of these comments were against the review.

1 of these comments was in support of the review.

4. Advertising

The application has been advertised in accordance with regulation 38 of the Licensing Act 2003. The notice has been displayed at the premises and notices have been displayed at Council Offices of 100 Temple Street, Bristol and City Hall, College Green Bristol.

5. Recommendations:

Under section 53(C) of the Licensing Act 2003 the Authority must hold a hearing and consider the application and any relevant representations. Having regard to the application and representations the sub-committee must take such of the steps mentioned 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

The steps are—

- (a) the modification of the conditions of the premises licence,
- (b) the exclusion of a licensable activity from the scope of the licence,
- (c) the removal of the designated premises supervisor from the licence,

