

BRISTOL CITY COUNCIL
LICENSING SUB-COMMITTEE

12 April 2018

Report of the Service Manager – Regulatory Services

Title: Licensing Act 2003
Application for variation of a premises licence in respect of 15 Small Street
(Former Big Chill Bar), 15 Small Street, City Centre, Bristol BS1 1DE

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 variation to a premises licence for 15 Small Street (Former Big Chill Bar) made by Papajis Ltd and received on 15th February 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:

This variation application seeks to reduce the hours for all licensable activities to 02.00 am each day (save the performance of dance on Sundays to 00.30 morning following) and opening hours to 02.30 each day and to remove the first floor from the licensed area and to remove all conditions, other than the mandatory conditions, from the premises licence and replace with the set of conditions submitted with this application.

Licensable activities and times currently licensed for:

Sale of Alcohol	Monday to Sunday 11:00 - 04:00
Films	Monday to Sunday 11:00 - 04:00

Live Music	Monday to Sunday 11:00 - 04:00
Recorded Music	Monday to Sunday 11:00 - 04:00
Performances of Dance	Sunday 11:00 - 00:30
Performances of Dance	Monday to Saturday 11:00 - 02:00
Provision of facilities for making music	Sunday 12:00 - 00:30
Provision of facilities for making music	Monday to Saturday 11:00 - 02:00
Provision of facilities for dancing	Monday to Sunday 11:00 - 04:00
Late night refreshment	Monday to Sunday 23:00 - 04:00

Hours the premises are open to the public:

Monday to Sunday	09:00 - 04:30
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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:
 - Sarah Bellamy
 - Mark Curtis
 - Neighbourhood Enforcement Team

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 modify the conditions of the licence;
- (b) to reject the whole or part of the application; and for this purpose the conditions of the licence are modified if any of them are altered or omitted or any new condition is added.

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 Current premises licence issued under the Licensing Act 2003

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**