

BRISTOL CITY COUNCIL
LICENSING SUB-COMMITTEE

14 June 2018

Report of the Service Manager – Regulatory Services

Title: Licensing Act 2003
Application to vary the designated premises supervisor in respect of the premises licence for Cuban, Unit 2, Millennium Promenade, Bristol BS1 5SZ

Ward: Hotwells & Harbourside

Officer Presenting Report: Sarah Flower

Contact Telephone Number: 0117 3574900

Purpose of the report

To hold a hearing to consider the notice served on the Council under section 37(5) of the Licensing Act 2003 in relation to the application to vary the designated premises supervisor for the premises licence in respect of Cuban made by Debaley Services Ltd and received on 30th April 2018

Members have a pack containing the following documents:

- (a) Copy of the application
- (b) Copy of the notice given under s37(5)
- (c) The Council's statement of licensing policy
- (d) The Secretary of state's guidance
- (e) The Council's Licensing procedure rules
- (f) Regulations governing the conduct of hearings

Context

The detail of the application is as follows:

This application seeks to vary the designated premises supervisor

Notice

1. A notice has been given by the Chief Officer of Police under s37(5). The Chief Officer of Police and applicant have been notified of this hearing and their rights:

Recommendations

THE SUB COMMITTEE MUST hold a hearing to consider the notice (unless it is withdrawn) and, having regard to the notice, take such of the steps mentioned in paragraph 2 below, as it considers appropriate for the promotion of the licensing objective of the prevention of crime and disorder. 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) having regard to the notice, reject the application if it considers it [appropriate] for the promotion of the crime prevention objective to do so
- (b) to grant the application to vary the designated premises supervisor

3. Where an application under section 37 is granted or rejected, the relevant licensing authority must give a notice to that effect to—

- (a) the applicant,
- (b) the proposed individual, and
- (c) the chief officer of police for the police area (or each police area) in which the premises are situated.

4. Where a chief officer of police gave a notice under subsection (5) of that section (and it was not withdrawn), the notice under subsection (4) of this section must state the authority's reasons for granting or rejecting the application.

5. Where the application is granted, the notice under subsection (4) must specify the time when the variation takes effect. That time is the time specified in the application or, if that time is before the applicant is given that notice, such later time as the relevant licensing authority specifies in the notice.

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.

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