

BRISTOL CITY COUNCIL
LICENSING SUB-COMMITTEE
18 July 2018

Report of the Service Manager – Regulatory Services

Title: Licensing Act 2003
Application for the review of the premises licence in respect of 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 an application for review of the premises licence in respect of Cuban, Unit 2, Millennium Promenade, Bristol BS1 5SZ submitted by Inspector Martin Rowland, 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 review of the premises licence in respect of Cuban, Unit 2, Millennium Promenade, Bristol BS1 5SZ was submitted by Inspector Martin Rowland on 30 May 2018.

The grounds of the application for review are that in the opinion of a the Chief Officer of Police the premises are being operated contrary to the licensing objectives of the prevention of crime and disorder, public safety, and public

nuisance.

Background

2. The premises licence holder is Debaley Services Ltd .

The current Designated Premises Supervisor is Nicholas Wallace.

Representations

3. The Licensing Authority have received representations from the following

- Wayne Jones – Licensing Authority, Neighbourhood Enforcement
- Mark Curtis – Public Protection, Pollution Control
- Joanna Booth
- Krystina Boydell
- Javier Gutierrez
- Christopher Horler
- Aimie Norton
- Nicole Neo
- Alex Chu
- James Newcome

In relation to the variation application considered by the Licensing Sub-Committee on 14th June 2018, the applicant's solicitor submitted petitions in support of the variation and requested that these are carried over to the review hearing. The petitions are attached at Appendices B, C and D.

Advertising

4. 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.

Recommendations:

5. 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,

- (d) the suspension of the licence for a period not exceeding three months, or
- (e) the revocation of the licence.

APPENDICES

Appendix A	Current premises licence
Appendix B	Petition in support of Cuban Variation 23-05-18
Appendix C	Support for Cuban Variation 21-05-18
Appendix D	University of Bristol Testimony & Support for Variation 21-05-18

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985

Background papers: Application and supporting documents.

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