

**BRISTOL CITY COUNCIL**  
**LICENSING SUB-COMMITTEE**

**13 April 2017**

**Report of the Service Manager – Regulatory Services**

**Title:** Licensing Act 2003  
Application for variation of a premises licence in respect of St Mary  
Magdalene, Mariners Drive, Bristol, BS9 1QJ

**Ward:** Stoke Bishop

**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 St Mary Magdalene made by St Mary Magdalene Church and received on 27th February 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:

We would like to extend our hours for supply of alcohol to allow greater flexibility for weddings, funerals and other afternoon events that take place on the premises where alcohol is sold/supplied.

Licensable activities and times currently licensed for:

Sale of Alcohol	Monday to Sunday 12:00 - 14:00
Sale of Alcohol	Monday to Sunday 19:30 - 22:30
Plays	Monday to Saturday 19:00 - 22:30

Films	Sunday 14:00 - 18:00
Films	Monday to Saturday 19:00 - 22:30
Live Music	Monday to Saturday 19:00 - 22:30
Recorded Music	Monday to Saturday 19:00 - 22:30
Performances of Dance	Monday to Saturday 19:00 - 22:30

Hours the premises are open to the public:

Sunday	08:00 - 13:00
Sunday	18:00 - 20:00
Monday to Friday	10:00 - 12:00

## Representations

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

- Duncan Wright - Neighbour
- Avon And Somerset Constabulary
- Bristol City Council Licensing Authority - Agreed
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## 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**