

BRISTOL CITY COUNCIL
LICENSING SUB-COMMITTEE

2 February 2023

Report of the Service Manager – Regulatory Services

Title: Licensing Act 2003
Application for grant of a premises licence in respect of Three Nine Five Studios Ltd, Unit 4, The Old Malthouse, Little Ann Street Bristol

Ward: Lawrence Hill

Officer Presenting Report: Dakota Ferrera

Contact Telephone Number: 0117 3574900

Purpose of the report

To hold a hearing to consider relevant representations made on the application for a premises licence for Three Nine Five Studios Ltd made by Three Nine Five Studios Ltd and received on 5th December 2022

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:

Licensable activities and times applied for:

Sale of Alcohol	Friday 08:00 - 00:00
Sale of Alcohol	Saturday 00:00 - 01:00
Sale of Alcohol	Saturday 08:00 - 00:00
Sale of Alcohol	Sunday 00:00 - 01:00
Sale of Alcohol	Sunday 08:00 - 23:00
Sale of Alcohol	Monday to Thursday 08:00 - 23:00
Plays	Thursday 08:00 - 00:00
Plays	Friday 00:00 - 01:00
Plays	Friday 08:00 - 00:00
Plays	Saturday 00:00 - 01:00

Plays	Saturday 08:00 - 00:00
Plays	Sunday 00:00 - 01:00
Plays	Sunday 08:00 - 23:00
Plays	Monday to Wednesday 08:00 - 23:00
Films	Friday 08:00 - 00:00
Films	Saturday 00:00 - 01:00
Films	Saturday 08:00 - 00:00
Films	Sunday 00:00 - 01:00
Films	Sunday 08:00 - 23:00
Films	Monday to Thursday 08:00 - 23:00
Live Music	Thursday 08:00 - 00:00
Live Music	Friday 00:00 - 01:00
Live Music	Friday 08:00 - 00:00
Live Music	Saturday 00:00 - 01:00
Live Music	Saturday 08:00 - 00:00
Live Music	Sunday 00:00 - 01:00
Live Music	Sunday 08:00 - 23:00
Live Music	Monday to Wednesday 08:00 - 23:00
Recorded Music	Friday 08:00 - 00:00
Recorded Music	Saturday 00:00 - 01:00
Recorded Music	Saturday 08:00 - 00:00
Recorded Music	Sunday 00:00 - 01:00
Recorded Music	Sunday 08:00 - 00:00
Recorded Music	Monday to Thursday 08:00 - 23:00
Performances of Dance	Friday 08:00 - 00:00
Performances of Dance	Saturday 00:00 - 01:00
Performances of Dance	Saturday 08:00 - 00:00
Performances of Dance	Sunday 00:00 - 01:00
Performances of Dance	Sunday 08:00 - 23:00
Performances of Dance	Monday to Thursday 08:00 - 23:00
Similar - live/recorded music or dance	Friday 08:00 - 00:00
Similar - live/recorded music or dance	Saturday 00:00 - 01:00
Similar - live/recorded music or dance	Saturday 08:00 - 00:00
Similar - live/recorded music or dance	Sunday 00:00 - 01:00
Similar - live/recorded music or dance	Sunday 08:00 - 23:00
Similar - live/recorded music or dance	Monday to Thursday 08:00 - 23:00
Late Night Refreshment	Friday 23:00 - 00:00
Late Night Refreshment	Saturday 00:00 - 01:00
Late Night Refreshment	Saturday 23:00 - 00:00
Late Night Refreshment	Sunday 00:00 - 01:00

Hours the premises will be open to the public:

Friday	08:00 - 00:00
Saturday	00:00 - 01:30

Saturday	08:00 - 00:00
Sunday	00:00 - 01:00
Sunday	08:00 - 00:00
Monday to Thursday	08:00 - 23:00

Non Standard Timings

The application was accompanied by an operating schedule setting out the steps the applicant proposes to take to promote the four licensing objectives. If there had been no relevant representations (or if all relevant representations are withdrawn) the council would be bound to grant the application subject only to such conditions as are consistent with the operating schedule accompanying the application. The draft of a licence that could have been issued, having regard to guidance and policy and acting with a view to promoting the four licensing objectives, is appended to this report as Appendix A.

Representations

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

Lisa Raicov
Kristen Simmons
Hadie Abido
William McNALLY
Mahe Henadeerage
Phillip Rowell
Lisa Mowbray - Avon _ Somerset Constabulary
Mark Curtis - Pollution Control
Megan Finnie – Licensing – Neighbourhood Enforcement

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 grant the licence subject to conditions that are consistent with the operating schedule
- (b) To exclude from the scope of the licence any of the licensable activities to which the application relates
- (c) [To refuse to specify a person in the licence as the premises supervisor] delete where not applicable
- (d) To reject the application

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 **Draft premises licence with proposed conditions (if applicable) which would be issued under Licensing Act 2003, if granted.**

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985

Background papers: Application and supporting documents.

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