

BRISTOL CITY COUNCIL

LICENSING COMMITTEE

11 May 2023

Report of the Service Manager – Regulatory Services

Title: Licensing Act 2003
Application for the variation of a premises licence in respect of Brewdog,
Units 1 And K1 Of Building 11, 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 relevant representations made on the application for a premises licence for Brewdog made by Brewdog Retail Limited and received on 16th March 2023

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 variation is as follows:

The purpose of this application is to vary the hours of the outdoor area. Condition 13 of Annex 3 would need to be amended as follows:

"The licence holder shall ensure that the outside area is cleared of customers by 2230 and all tables and chairs are removed and stored or otherwise rendered unusable by 2300 on each day.

There are to be no other changes to the licence.

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 If there had been no relevant representations (or if all relevant representations are withdrawn) the council would be bound to grant the application subject only to such conditions as are consistent with the operating schedule accompanying the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.

Policy

City Centre CIA

Reason for Policy

Avon and Somerset Constabulary produced evidence to support their request that the central area of Bristol be designated a CIA. It remains at saturation point and 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 CIA will apply to further applications for the grant of new licences or significant variations of existing licences 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 assessment 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:

- Claire Valsler
- Daniel Mills
- Tim Shire
- Sue Woodward
- Alex Chu
- Fernando Melero
- Gayle Chan
- Richard Jones
- Burcu Kirmizigul
- Sarah Morris
- Mark Abraham
- Liz Brealey
- Pollution Control
- Katriina Kukkonen
- Prof Jeremy Wright

- James Newcome
- Nicole Neo
- Mina Manning
- Peter Helgossan
- Lucia Costantini
- Simon Burbidge
- Kamran Wadhvani
- Yaroslav Korniyets
- Bernice Gollop
- Alexandra - Gary Toms
- Tony Walmsley
- Jason Fudgell MBE
- Rosemary Heald
- Marianne Constans
- David Mair
- Judith Brant
- Nicoletta Bakolas And Jack Macklin
- William Macalester
- Lamber Yang
- Ashley Cherry
- Ana Blaya
- Domantas Bernatoniš
- C. And L.A. Prior
- Dr Ioannis Chatziantoniou
- Mamta Narayan
- Graham Baltitude
- Paul-Wendy Headington
- Lorna Gollop
- Benjamin Evans
- Maria Chiara Torsiglieri
- Javier Gutierrez
- Alina Levchenko
- Ozgu Ozun
- Daniel Chin
- Carolyn Sanger
-
-
-

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 Current premises licence issued under the Licensing Act 2003

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985

Background papers: Application and supporting documents.

**Contact Officer: Abigail Holman, Licensing Team Leader, Licensing,
Neighbourhoods and City Development
Telephone: 0117 3574900**