

REPORT TO LICENSING & APPEALS SUB-COMMITTEE

Agenda Item 5

Hearing Date: 2nd July 2014

Contact Officer: Lisa Kinsey – 01283 595890

DETERMINATION OF AN APPLICATION FOR THE GRANT OF A PREMISES LICENCE

Applicant's Name	South Derbyshire District Council
Premises Name	The Delph Market Square
Address	Swadlincote Town Centre, Derbyshire, DE11 9DG

1. PURPOSE

To determine an application for the grant of a premise licence received by the Licensing Authority on the 23rd May 2014. A copy of the application is attached as **Appendix 1**.

2. BACKGROUND

- 2.1 The applicant is seeking a new premises licence to permit the provision of plays outdoors, films outdoors, live music outdoors, recorded music indoors, performance of dance outdoors, any entertainment of a similar description above outdoors and the sale by retail of alcohol for consumption on and off the premises.

3. APPLICATION DETAILS

- 3.1 The applicant requests the Authority to permit the following:

Activity	Days	Times
Plays	Monday - Sunday	08.00 – 23.00
Films	Monday - Sunday	08.00 – 23.00
Live music	Monday - Sunday	08.00 – 23.00
Recorded Music	Monday - Sunday	08.00 – 23.00
Peformance of dance	Monday - Sunday	08.00 – 23.00
Anything of a similar description to above	Monday - Sunday	08.00 – 23.00
Sale by retail of alcohol	Monday - Sunday	08.00 – 23.00
Opening hours to the public	Monday - Sunday	08.00 – 23.00

- 3.2 The steps the applicant intends to take to promote all four licensing objectives can be seen at section M of the application form.

4. CONSULTATION RESPONSES

Derbyshire Constabulary Representation received during the 28 day consultation period. Full details can be found in **Appendix 2**.

No other representations have been received.

5. AGREEMENT BETWEEN PARTIES

- 5.1 The applicant has agreed to have the conditions requested by Derbyshire Constabulary **Appendix 3** added to their licence.
- 5.2 All parties have agreed to dispense with the need to hold a hearing.

6. DETERMINATION

- 6.1 The power to grant licences in these circumstances remains with the Licensing and Appeals Sub-Committee.
- 6.2 As all parties have agreed to dispense with a hearing, there is no requirement to hear evidence, and Members are asked to grant the licence subject to such conditions contained in the operating schedule, **Appendix 3** to this report, and any mandatory conditions required under the Licensing Act 2003.

7. RIGHT OF APPEAL

- 7.1 The applicant or persons making representations have a right of appeal against the decision of the Licensing Authority.

APPENDICES

- 1. Application for a premises licence to be granted under the Licensing Act 2003
- 2. Derbyshire Constabulary representation.
- 3. Derbyshire Constabulary agreed conditions to be added to the operating schedule.