



**FOR THE CHAIR AND MEMBERS OF  
THE LICENSING SUB-COMMITTEE  
FOR 9 August 2005**

**APPLICATION TO VARY PREMISES LICENCE**

**Applicant:** Wolverhampton and Dudley Breweries plc

**Ref.No.**MBRO/PR0060/018328

**Premises:** Coronation Inn, Acklam Road, Acklam, Middlesbrough

**Application received:** 16 June 2005

**Summary of current Licensable Activities:**

Sale by retail of alcohol for consumption on and off the premises  
Recorded music

**Summary of current hours of Licensable Activities:**

11.00am – 11.00pm Monday to Saturday  
12 noon – 10.30pm Sundays

**Summary of proposed variation of Licensable Activities:**

To include the following regulated entertainment:-  
Live/Recorded Music, Dancing, Indoor Sporting Events, Late Night Refreshment

**Summary of proposed variation to Hours for Licensable Activities:**

10.00am – 12 midnight Monday - Thursday  
10.00am – 1.00am Friday – Saturday  
11.00am – 12 midnight Sunday

Premises to open for licensable activities to show the broadcast of televised sporting events or international interest outside the normal operating hours.

Premises to remain open to the public for an additional half hour following the end of licensable activities.

**Full details of the application and accompanying operating schedule have been reproduced at Appendix 1.**

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## **1. Notification to Responsible Authorities:**

The following Responsible Authorities have all received notification of the application:

Chief Constable	Planning Manager
Chief Fire Officer	Trading Standards Manager
Area Child Protection Group	Environmental Health Manager (Public Safety and Public Nuisance)

## **2. Application advertised by the applicant: 24 June 2005.**

## **3. Legislation**

The Licensing Act 2003 requires the Licensing Authority to carry out its functions with a view to promoting the four licensing objectives:

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

The Licensing Authority must also have regard to its Licensing Policy and any guidance issued by the Secretary of State.

## **4. Background**

The premises consist of a Public House in a residential area trading with the benefit of a Justices 'On' Licence and a Childrens Certificate. These licences have been converted to a Premises Licence as part of this application.

## **5. The Representations**

On 24 June 2005 a representation was received from Cleveland Police who object to the application to increase the hours on the grounds of the prevention of crime and disorder and the prevention of public nuisance. (see Appendix 2).

On 7 July 2005 a representation was received from Philip Slack, Principal Environmental Health Officer which objects to the application to increase the licensable activities on the grounds of public safety (see Appendix 3).

On 13 July 2005 a representation was received from Chris Jackson, Environmental Health Officer, which objects to the application to increase hours and vary the entertainment provided, on the grounds of public nuisance.(see Appendix 4)

On 14 July 2005 a representation was received from Councillor Jeff Harris who objected to this application on behalf of local residents. The objection to the application to increase hours and vary the entertainment provided is on the grounds of noise nuisance. (see Appendix 5)

On 1 July 2005 a representation was received from Councillor Hazel Pearson OBE in her capacity as a local resident, who objects to the application to increase hours and vary the entertainment provided, on the grounds of public nuisance.(see Appendix 6)

On 13 July 2005 a representation was received from Kader Community Council objecting to the application to increase the hours and vary the entertainment provided on the grounds of noise nuisance and anti social behaviour.(see Appendix 7)

Between 8 July 2005 and 14 July 2005 numerous representations were received from local residents who object to the application to increase the hours and vary the entertainment provided on the grounds of noise nuisance and anti social behaviour.(see Appendix 8).

## **6. The Licensing Policy**

Members are referred to the following relevant sections of the Council's Licensing Policy.

Licensed Premises in residential areas	Page 10 (in particular para 42)
Prevention of nuisance	Pages 10 to 15 (in particular para 38)
Crime and Disorder	Pages 17 and 18

And any other sections of the Policy which Members consider to be relevant.

## **7. Guidance to the Licensing Act 2003**

Members are referred to the following relevant sections of the Guidance.

Crime and Disorder	Starting at para 7.20 Appendix D
Public Nuisance	Starting at para 7.38 Appendix G

And any other sections of the Guidance which Members consider to be relevant.

## **8. Members' Options**

Members may consider the following options:

1. Grant the application subject to conditions consistent with the operating schedule and mandatory conditions if applicable.
2. Grant the application subject to the:-
  - removal of conditions
  - alteration of conditions
  - addition of new conditions
  - Mandatory conditions if applicable
3. To reject the whole or part of the application to vary.

Members are reminded that any aggrieved party (i.e. Applicant, Responsible Authority, Interested Party) may appeal any decision of the Licensing Committee to the Magistrates Courts.

Contact Officer: John Hodgson  
Senior Licensing Officer  
Tel. 729693

Ed Chicken  
Head of Community Protection

Date 9 August 2005

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**For admin use only:**

Decision:

Reasons: