



**FOR THE CHAIR AND MEMBERS OF
THE LICENSING SUB-COMMITTEE
FOR 25 August 2005**

APPLICATION TO VARY CLUB PREMISES CERTIFICATE

Applicant: Erimus Quoit Rifle Social Club & Institute

Ref.No.MBRO/PR0106

Premises: Erimus Quoit Rifle Social Club & Institute, Cumberland Road, Middlesbrough

Application received: 1 July 2005

Current Licensable Activities:

Supply of alcohol for members and guests for consumption on and off the premises

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 forms of regulated entertainment:

Live music, Recorded music, Dancing, Indoor Sporting Events

Summary of proposed variation to Hours for Licensable Activities to :

11.00am – 11.30pm Daily (Supply of Alcohol)

11.00am – 12.00am Daily (Regulated entertainment)

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

1. Notification to Responsible Authorities:

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

Chief Constable

Chief Fire Officer

Area Child Protection Group

Planning Manager

Trading Standards Manager

Environmental Health Manager (Public Safety and Public Nuisance)

2. Application advertised by the applicant: Herald and Post 6 July 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 social club with 2 floors situated in a residential area. The premises previously held a Club Registration Certificate which has been converted to a Club Premises Certificate as part of this application.

5. The Representations

On 5 July 2005 a representation was received from Cleveland Police. The Police object to the application on the grounds of crime and disorder and have requested that a condition relating to CCTV (see Appendix 2).

On 28 July 2005 representations were received from M Ajaib, S Chilver, L McKenna and S Martin, local residents who object to the application on the grounds of noise nuisance (see Appendix 3)

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 Annex D
Public Nuisance	Starting at para 7.38 Annex 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: Tim Hodgkinson
Principal Licensing Officer
Tel. 729693

Ed Chicken
Head of Community Protection
Date 25 August 2005

For admin use only:

Decision:

Reasons: