

**FOR THE CHAIR AND MEMBERS OF
THE LICENSING SUB-COMMITTEE
FOR 2 MARCH 2015**

APPLICATION TO VARY PREMISES LICENCE

Applicant: Wild West Leisure Ltd

Ref.No. MBRO/0318

Premises: Slam, Exchange Place St Hildas Middlesbrough TS1 1DR

Application received: 5 January 2015

Summary of proposed changes to Licensable Activities:

Supply of Alcohol: 11am to 4am daily

Late Night Refreshment: 11am to 4am daily

Provision of Regulated Entertainment (to include Films, Live Music, Recorded Music and Performance of Dance): 11am to 4am daily

Conditions relating to access by children to be replaced with a single condition: No persons under 18 Years of Age shall be permitted on the premises.

Physical alterations to the premises in accordance with the submitted plan comprising a new entrance, construction of a new wall to create two rooms, removal of fixed seating and provision of booth seating to create a lap dancing area. Reconfiguration of existing female toilets to create male and female toilet areas. Members should note that this application details certain physical changes to the premises but does not constitute an application for a Sexual Entertainment Venue licence. Should this application be successful then a separate application for a Sexual Entertainment Venue Licence must be submitted and granted prior to any activities classed as sexual in nature taking place at the premises.

Full details of the application and accompanying operating schedule have been reproduced at Appendix 1. A copy of the current Premises Licence is attached at Appendix 2.

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	Director of Public Health
Environmental Health Manager (Public Safety and Public Nuisance)	

2. Application advertised by the applicant: 8 January 2015 Evening Gazette

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 consists of a night club situated amongst other commercial premises on Wilson Street in the town centre area of Middlesbrough, close to a town centre residential complex. The premises falls within an area designated as a cumulative impact zone as detailed at Appendix 5 of the Council's Licensing Policy. The club have operated with the benefit of a premises licence since the introduction of the Licensing Act in November 2005. Prior to that the premises operated with the benefit of a Justices Licence and Public Entertainment licence.

5. The Representations

On 27 January 2015 a representation was received from Cleveland Police that objects to the application on the grounds of the prevention of crime and disorder and public safety. That representation is attached at Appendix 3.

6. The Licensing Policy

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

Prevention of Crime and Disorder	starting at paragraph 9.1
Public Safety	starting at paragraph 8.0
Cumulative Impact	starting at Paragraph 9.13

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.

Prevention of Crime and Disorder	starting at paragraph 2.1
Public Safety	starting at paragraph 2.8
Cumulative Impact	starting at paragraph 13.19

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 addition of new conditions.

3. Refuse to specify a person in the licence as the premises supervisor.
4. Reject the whole or part of the application.

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' Court.

Contact Officer: John Hodgson
Senior Licensing Officer
Tel. 728720

Dated : 2 March 2015

For admin use only:

Decision:

Reasons: