



Licensing (Liquor and Gambling) Panel – Thursday 2nd June 2016

Application for a New Premises Licence at Deene Park, Deene, Near Corby, NN17 3EW

Purpose of report

Application for a new Premises Licence for Deene Park, Deene, NN17 3EW

Attachment(s)

Appendix A - Application Form for Premises Licence

Appendix B - Map of Area

Appendix C - Representations

1.0 Summary

- 1.1 An application for a new premises licence for Deene Hall, Deene Park, Near Corby, NN17 3EW was submitted by The Trustees of the Horninghold Estate Settlement trading as Brudenell Estates on the 18th April 2016. The appropriate notices were displayed and advertisements placed as required. The application is to licence both Deene Hall and surrounding parkland.

2.0 Application details

2.1 Application details

The matters for which a premises licence is sought are detailed below:

Licensable Activities

Supply of Alcohol

Monday to Sunday 11:00 – 02:00 (for sales on and off the premises)

Performances of Dance

Monday to Sunday 08:00 – 02:00 (Indoors and Outdoors)

Films

Monday to Sunday 11:00 – 24:00 (Indoors and Outdoors)

Live Music

Monday to Sunday 08:00 – 24:00 (Indoors and Outdoors)

Plays

Monday to Sunday 11:00 – 24:00 (Indoors and Outdoors)

Recorded Music

Monday to Sunday 08:00 – 02:00 (Indoors and Outdoors)

Late Night Refreshment

Monday to Sunday 23:00 – 02:00 (indoors and Outdoors)

Opening Hours

Monday to Sunday 08:00 – 02:30

3.0 Consultations

3.1 The following Consultations have been undertaken:

Child Protection	No representation
Fire	No representation
Police	No representation
Trading Standards	No representation
Revenues and Customs	No representation
Health Authority	No representation
Deene and Deenethorpe Parish Council	No representation
Environmental Protection	No representation – recommended conditions
Health Protection	No representation
Licensing	No representation
Planning	No representation
Public	Objections received

3.2 See Appendix C for full representations

4.0 Determination

4.1 The Panel must carry out its functions to promote the licensing objectives having regard to:

- Licensing Policy
- S182 Guidance

4.2 The Act states that the hearing shall having regard to the representations, take such of the steps mentioned in subsection (4) (if any) as it considers necessary for the promotion of the licensing objectives.

The steps are—

(a) to grant the licence subject to—

- (i) the conditions mentioned in subsection (2)(a) modified to such extent as the authority considers necessary for the promotion of the licensing objectives, and
- (ii) any condition which must under section 19, 20 or 21 be included in the licence;

(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;

(d) to reject the application.

5.0 Policy Considerations

5.1 This section highlights the elements of the licensing policy that are most relevant with respect to this application. This is not exhaustive and the policy should be considered fully prior to making decisions with respect to applications:-

- 2.12 This Licensing Authority will also have regard to wider considerations affecting the residential population and the amenity of any area. These include littering, fouling, noise and street crime.
- 2.13 In determining a licence application the overriding principle adopted by the Licensing Authority will be that each application will be determined on its merits. Only mandatory conditions and conditions relevant to the operating plan will be imposed except where relevant representations against an application are received. Where relevant representations are received then further additional conditions to meet the licensing objectives may be added provided they are appropriate, proportionate and reasonable and deal with the

issues raised. Licence conditions will not be imposed where other regulatory regimes provide sufficient protection to the public (e.g. Health and Safety at Work and Fire Safety legislation).

- 2.14 In considering licensing hours this Licensing Authority will place significant emphasis on the individual merits of an application. In addition, the views of the Police and other agencies will be important in this consideration.

6.0 Section 182 Guidance Considerations

6.1 Section 9.30 to 9.40 highlights the elements of section 182 Licensing Guidance that are most relevant with respect to this application. This is not exhaustive and guidance should be considered fully prior to making decisions with respect to applications.

7.0 Committee Consideration

7.1 Each application must be considered on its own merits and any conditions attached to licences and certificates must be tailored to the individual style and characteristics of the premises and events concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions. Standardised conditions should be avoided and indeed, may be unlawful where they cannot be shown to be necessary for the promotion of the licensing objectives in any individual case.

8.0 Legal Implications

8.1 A Legal Officer will be present at the hearing to outline and legal matters that need to be taken into consideration.

9.0 Equality and Diversity Implications

9.1 There are no equality and diversity implications

10.0 Financial Implications

10.1 There are no financial implications at this stage.

11.0 Staff

11.1 There are no staffing implications

12.0 Risk Management

12.1 There are no material risks

13.0 Corporate Outcomes

13.1 The following corporate outcomes would be delivered

- Good quality of life
- Effective partnership working
- Good reputation
- Strong community leadership
- Knowledge of our customers and communities

14.0 Invitation to determine

14.1 The panel is asked to consider the information detailed above and determine the application.

Legal	Power: Licensing Act 2003				
	Other considerations: Section 182 Guidance; Statement of Licensing Policy				
Background Papers: None					
Person Originating Report: Jenny Walker Interim Health Protection Manager jwalker@east-northamptonshire.gov.uk 01832 742066					
Date: 23/05/2016					
CFO		MO		CX	

(Committee Report Normal Rev. 22)