

COMMITTEE: LICENSING PANEL

DATE: 15TH MAY 2008

SUBJECT: APPLICATION FOR GRANT OF
PREMISES LICENCE HOCKWELL
RING COMMUNITY CENTRE

REPORT BY: HEAD OF ENVIRONMENTAL AND CONSUMER SERVICES

CONTACT OFFICER: TONY IRELAND

TEL: 546040

IMPLICATIONS:

LEGAL

COMMUNITY

SAFETY

EQUALITIES

ENVIRONMENT

FINANCIAL

OTHER

STAFFING

WARDS AFFECTED: LEAGRAVE

PURPOSE

1. The purpose of this report is to enable the Licensing Panel to consider the application received from Heather James on behalf of Hockwell Ring Community Centre , Mayne Avenue Luton for the grant of a Premises Licence.

RECOMMENDATION

That the Licensing Panel determine the application of Heather James on behalf of:-

Hockwell Ring Community for the grant of a Premises Licence in respect of Hockwell Ring Community Centre, Mayne Avenue Luton

BACKGROUND

3. An application was received on 27th March 2008 for the grant of a Premises Licence that will allow regulated entertainment, the provision of entertainment facilities, the supply of alcohol, and the provision of late night refreshment, to take place.

4. The Applicant states that the premises is a community centre facilitating community activities including boxing, martial arts, Christmas events, other private/social functions. A map showing the location of this Premises, along with an aerial image, and a plan of the premises submitted by the applicant, is attached at Appendix A (pages 9/9 - 9/11).

5. Details of the licensable activities requested are set out as follows:

Licensable Activity	Applied for	Licensable Activity	Applied for
<u>Regulated entertainment</u>		<u>Provision of facilities for entertainment</u>	
Plays	✓	Provision of entertainment facilities for making music	✓
Films	✓	Provision of entertainment facilities for dancing	✓
Indoor Sports Events	✓	Provision of entertainment facilities for entertainment of a similar description to making music or dancing	✓
Boxing or Wrestling Entertainment	✓	<u>Late night refreshment</u>	
Live Music	✓	Provision of late night refreshment	✓
Recorded Music	✓	<u>Supply of alcohol</u>	
Performances of Dance	✓	Supply of alcohol both on and off the premises	✓
Anything of a similar description to live or recorded music or dance	✓		

DAYS	Times requested					
	Times premises will open to public	Supply of alcohol	Live music ¹ , recorded music ² , or entertainment of a similar nature ³	Provision of facilities for making music ⁴ , dancing ⁵ , or entertainment of a similar nature	Plays, Films ⁶ , Performances of dance ⁷ , Boxing & Wrestling	Late night refreshment
<u>Standard hours</u>						
Monday – Thursday	09.00– 22.30	09.00- 00.00	09.00 - 00.00	09.00 – 00.00	09.00 – 00.00	23.00 – 01.00
Friday – Saturday	09.00– 22.30	09.00- 00.00	09.00 – 00.00	09.00 – 00.00	09.00 – 00.00	23.00 – 01.00
Sunday	09.00– 22.30	09.00- 00.00	09.00 – 00.00	09.00 – 00.00	09.00 – 00.00	23.00 – 01.00

¹ Live acoustic and amplified music, and amplified voice.

² Including jukebox and karaoke, with or without DJ, during normal business and including audience participation.

³ Comperes for quiz and similar events, comedians and similar performance, in any case using amplified voice.

⁴ A stage area with lighting, microphone and amplifiers, and similar equipment.

⁵ Hard floored area which can be used for dancing by customers and performers.

⁶ Video entertainment on TV screens and amusement machines.

⁷ Dance facilities to be used for performances and competitions as well as by customers.

6. In addition to the above, the following non standard timings are sought by the applicant:

None

7. The Applicant has sought the following seasonal variation:

None

8. The following adult entertainment or activities that may give rise to concern in respect of children are detailed as follows:

None

9. The latest date for representations to be received was the 24th April 2008

PROMOTION OF LICENSING OBJECTIVES

10. The operating schedule submitted by the applicant describes the additional steps they intend to take in order to promote the licensing objectives. These are as follows:

General

Staff at Lewsey Community Centre acknowledge the need for close attention to be paid to the Licensing Objectives. We work closely with various agencies (i.e. Police, Fire, LBC Depts) to ensure that Licensing laws are upheld. Most staff are first aid trained and there are good first aid facilities. There is employer's and public liability insurance.

The Prevention of Crime and Disorder

- Regular contact with Police & PCSOs
- Radio Link with Local shops & PCSOs
- CCTV Cameras
- Entry Intercom system
- Alarm and panic alarms in the building
- Good local networks & knowledge of local issues

Public Safety

- Regular H & S Building checks including fire, emergency lighting, P.A.T Testing, evacuation procedures etc
- Monitoring of equipment within the building
- Centre is DDA approved and accessible
- Experienced well trained staff, supervise the facility
- No explosives of any kind are allowed

The Prevention of Public Nuisance

- Work in conjunction with local community eg residents groups

- LBC code of conduct must be adhered to
- Trained staff have good knowledge of local community and area issues
- Centre is always staffed or a service level agreement is in place, so that issues are immediately addressed

The Protection of Children from Harm

- All staff have enhanced CRB clearance, as do group leaders where relevant
- Majority of staff have received training in child protection
- Good links with local childcare providers & Police
- Policies & Practices are in place to protect children eg consent/ health forms, specified radios etc
- Children’s entertainers are required to have up to date CRB clearance

A copy of the application form, including the operating schedule, is attached at Appendix B (pages 9/12 - 9/31).

RESPONSIBLE AUTHORITIES

11. Representations have been received from responsible authorities and are detailed as follows:

Police

None

Fire and Rescue Services

None

Environmental Health or Health and Safety Executive

None

Planning

None

Trading Standards

None

Child Protection

None

INTERESTED PARTIES

12. Representations have been received from the following interested parties. Copies of their representations are attached at Appendix C (pages 9/32 - 9/33) and have been made available to the applicant.

Ref. Letter	Name	Address	Relevance to which licensing objective
<u>Local resident(s)</u>			
<u>Local business(es)</u>			
A	DRs Mirza, Sukhani & Partners	The Surgery 30 The Green Hockwell Ring	<i>Prevention of Crime & Disorder – previous experience of public disorder; alcohol for young people leading to anti – social behaviour Prevention of Public Nuisance</i>

A petition has been received from 7 local residents objecting to the granting of the licence for the following reasons:-

“We have had to endure functions at the Community Centre in the past and know that there will be noise, mess and loud disturbance well into the small hours - this time every evening.

Most of us need our sleep in order to work the next day and some of us have babies and small children who obviously need their sleep. We all need peace.

This proposal, if granted, will quite definitely be a Public Nuisance.”

13. Where requested by the interested party, names and house numbers have been omitted from this report, but have been made available to the Licensing Sub-Committee and to the applicants.

POLICY CONSIDERATIONS

14. The following provisions of the Licensing Act 2003 apply to this application:

Section 17 (application for premises licence)

OBSERVATIONS

15. In determining this application, the Licensing Panel must, having regard to the representations received, either grant the application in full or take such of the following steps as it considers necessary for the promotion of the licensing objectives. The steps are:

- (a) Modify the conditions of the licence volunteered by the applicant in the operating schedule, by altering or omitting or adding to them
- (b) Reject the whole or part of the application

16. The licensing objectives are:

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

The representations received in respect of this application relate to the Prevention of Crime and Disorder, The Prevention of Public Nuisance and Public Safety.

17. The following paragraphs of the licensing authority's statement of licensing policy applies to this application

Section 7 (Prevention of Crime & Disorder)

Section 8 (Public Safety)

Section 9 (Prevention of Public Nuisance)

APPENDICES

The following Appendices are attached to this report:-

Appendix A: Maps and plans showing location of the premises
(pages 9/8 - 9/11)

Appendix B: Application form including the operating schedule
(pages 9/12 - 9/31).

Appendix C: Representations from Interested Parties (pages 9/32 - 9/33).

LIST OF BACKGROUND PAPERS **LICENSING ACT 2003**

Guidance issued S182 of the Licensing Act 2003
Luton Borough Council's Statement of Licensing Policy