

Application to/for: Temporary Event Notice (for 24th August to 25th August 2013)

Submitted by: Buddileigh Farm

Portfolio: Safer Communities

Ward(s) affected: Halmer End

Purpose of the Report

An application for a Temporary Event has been received for Buddileigh Farm, Back Lane, Betley, Crewe, Cheshire, CW3 9AF to provide regulated entertainment and for the supply of alcohol. Representations have been received from Environmental Health on the grounds that to grant the Temporary Event Notice would undermine the licensing objective relating to public nuisance.

Recommendations

The Sub-Committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- (a) To grant the application as requested.
- (b) To reject or amend the application.

1. Details of Application

Applicants: Mr Brett Barlow

Premises: Buddileigh Farm

Application for: Temporary Event Notice on 24th August 2013

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| | Details of Requested Application |
| | Regulated Entertainment (Marquee – Requested |
| | From 12.00pm on 24 th August 2013 to 01.00am on 25 th August 2013 |
| | PROVISIONS OF FACILITIES FOR DANCING (Indoors) – Requested |
| | From 12.00pm on 24 th August 2013 to 01.00am on 25 th August 2013 |
| | SUPPLY OF ALCOHOL (on and off the premises) – Requested |
| | From 12.00pm on 24 th August 2013 to 01.00am on 25 th August 2013 |
| | OPENING HOURS OF THE PREMISE (Indoors) – Requested |
| | From 12.00pm on 24 th August 2013 to 01.00am on 25 th August 2013 |
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2. Consultation

Representations have been received from, Environmental Health.

3. Policy Considerations

Licensing Objectives

The Licensing Act 2003 requires the Council to carry out its various licensing functions so as to promote the following four licensing objectives:

- i. the prevention of crime and disorder
- ii. public safety
- iii. the prevention of public nuisance
- iv. the protection of children from harm

Policy Statement

The Licensing Act 2003

The Licensing Act 2003 require the Council to publish a "Statement of Licensing Policy" that sets out the policies the Council will generally apply to promote the licensing objectives when making decisions on applications made under the Act.

The Council made a number of policy decisions in its Statement of Licensing Policy. The following policy decision is relevant to the application:

- i. the prevention of public nuisance – (paragraph 4.2)

Statutory Guidance relating to the Licensing Objectives relevant to the application:

- (i) Crime and disorder - (paragraphs 2.1 to 2.7)
- (ii) Public safety - (paragraphs 2.8 to 2.17).
- (iii) Public nuisance - (paragraphs 2.18 to 2.24).
- (iv) Protection of children from harm – (paragraphs 2.25 to 2.35).

Copies of the Council's Statement of Licensing Policy and the Governments Statutory Guidance will be available at the Sub-Committee meeting.

4. Comments.

In making their decision on the application, the Sub-Committee are also obliged to have regard to Statutory Guidance and the Council's own statement of Licensing Policy. The Sub-Committee must also have regard to all the representations made and the evidence they hear. However, the Sub-Committee must disregard any objections that do not relate to the promotion of the four licensing objectives.

The Sub-Committee must take such of the following steps as they consider appropriate for the promotion of the licensing objectives as set out in the paragraph above:

- i. grant the application as requested.
- ii. to reject or amend the application.

The Sub-Committee are asked to note that they may not reject the application merely because they consider it desirable to do so. It must actually be appropriate in order to promote the licensing objectives