

Report to:	Licensing Panel
Relevant Officer:	Sharon Davies, Head of Licensing Services
Date of Meeting :	9 February 2017

APPLICATION FOR A PREMISES LICENCE – Loco Club

1.0 Purpose of the report:

1.1 To consider an application for a Premises Licence in respect of the Loco Club, Back Ribble Road.

2.0 Recommendation(s):

2.1 The panel are requested to consider the application and determine whether the granting of this licence would adversely impact on the licensing objectives.

3.0 Reasons for recommendation(s):

3.1 Representations have been received therefore there must be a hearing to determine the application.

3.2a Is the recommendation contrary to a plan or strategy adopted or approved by the Council? No

3.2b Is the recommendation in accordance with the Council's approved budget? Yes

3.3 Other alternative options to be considered:

None, once an application has been submitted and representations received it must be considered by the Licensing Panel.

4.0 Background Information

4.1 On 15 November 2016, the Licensing Service received an application from Patrick Christopher Maher for the grant of a Premises Licence for the Loco Club, Back Ribble Road.

- 4.2 The application requests a premise licence giving permission for recorded music and the sale of alcohol for consumption on the premises as follows:

Recorded music

Monday Thursday	11.00 – 19.00 20.00 – 00.00
Friday – Saturday	11.00 – 19.00 21.00 – 03.00
Sunday	14.00 – 00.00
Christmas Eve and New Year’s Eve	11.00 – 02.00

Sale of alcohol

Monday Thursday	11.00 – 18.00 20.00 – 23.00
Friday – Saturday	11.00 – 18.00 21.00 – 02.00
Sunday	14.00 – 23.00
Christmas Eve and New Year’s Eve	11.00 – 02.00

A copy of the application is attached at Appendix 4a

Representations have been received from Councillor Cain, the local ward Councillor. A copy of the representation is attached at Appendix 4b.

Local policy considerations

None

National policy considerations

9.42 – The authority’s decision should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

9.43 – Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. Whilst this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder as well as the potential benefit in terms of promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the licensing objectives and nothing outside those parameters.

4.4 **Observations**

This premises also has the benefit of a Club Premises Certificate which has been suspended since 2014 for non-payment of the annual fee. Although Mr Maher is proposing to operate his business as a members' club he is not able to use the existing certificate because he is proposing to operate the club for his own profit (a proprietary club). Only members' clubs which are operated in such a manner that the profits are shared between the members (usually going back into running the club) are allowed a Club Premises Certificate.

4.5 Does the information submitted include any exempt information? No

4.6 **List of Appendices:**

Appendix 4a: Application

Appendix 4b: Representation from Councillor Cain

5.0 **Legal considerations:**

5.1 Please see local and national policy in the background information.

6.0 **Human Resources considerations:**

6.1 None

7.0 **Equalities considerations:**

7.1 None

8.0 **Financial considerations:**

8.1 None