

# Report to the Licensing Sub-Committee

**Date of meeting: 5<sup>th</sup> October 2021**

**Subject: Licensing Act 2003 – Application for a Premises Licence for Epping–Ongar Railway Holdings Ltd, 54 St Marys Lane, Upminster, Essex, RM14 2QT**



**Epping Forest  
District Council**

**Responsible Officer: Debbie Houghton, Licensing Officer (01992 564336)**

**Democratic Services Officer: V Messenger (01992 564243)**

---

## **Decisions Required:**

- (1) To consider an application for a Premises Licence under the Licensing Act 2003.**

## **Report:**

### **Application**

An application has been made by Epping–Ongar Railway Holdings Ltd, 54 St Marys Lane, Upminster, Essex RM14 2QT, for a new premises licence at North Weald Station, Station Road, Epping, Essex CM16 6BT.

The application is for the following licensing activities:

- 1 The Sale by Retail of Alcohol**

**Summer Schedule**

***These standard timings apply from February – October***

***Friday 09.30 – 17.00, Saturday 09.30 – 21.30, Sunday 09.30 – 17.00, for on and off sales***

**Winter Schedule**

***These standard timings apply from November – January***

***Wednesday to Friday 16.30 – 21.30, Saturday to Sunday 09.30 – 21.30***

***When not covered by the above days 19<sup>th</sup> – 23<sup>rd</sup> December 09.30 – 22.00, 24<sup>th</sup> December 09.30 – 13.00***

***Opening Times of the premises Friday 09.00 – 17.30, Saturday 09.00 – 22.00, Sunday 09.00 – 17.30***

- 2 The application was received on the 27<sup>th</sup> July 2021.**

The Operating Schedule sets out conditions which will be attached to the licence if this application is granted.

- 3 When considering an application for a licence the licensing authority must have regard to steps that are appropriate to promote of the licensing objectives.**

These are —

- (a) the prevention of crime and disorder;**
- (b) public safety;**

- (c) the prevention of public nuisance; and
- (d) the protection of children from harm.

4 It must also have regard to its Statement of Licensing Policy and any guidance issued by the Secretary of State.

### **Consultation**

5 The Responsible Authorities have all received a copy of the application, it was also advertised at the premises and in a local newspaper. A copy of the Blue Notice and Newspaper advert are attached to this report.

6 All residences and businesses within 150 meters radius of the premises were individually consulted.

7 The authority has received 3 representations of objection from local residents, and 1 comment from North Weald Parish Council, please see emails attached.

8 The Objections relates to the Prevention of Crime and disorder, Prevention of Public Nuisance, and The Protection of Children from Harm.

### **Guidance Issued by the Secretary of State**

9 The Licensing Act 2003 provides that the licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182.

10 Sections 2.15 to 2.21 of the Guidance are relevant to this application.

### **Options**

In determining this application the Sub-Committee may take any of the following steps as it considers necessary for the promotion of the licensing objectives, namely:

- (a) to grant the licence as applied for subject to
  - the conditions mentioned in the Operating Schedule modified as the Sub-committee considers necessary for the promotion of the licensing objectives, and
  - the mandatory conditions specified in the Licensing Act 2003, or
- (b) to exclude from the scope of the licence any licensable activities to which the application relates, or
- (c) refuse to specify a person as the premises supervisor, or
- (d) reject the application

### **Determination**

The Sub-committee is asked to determine the application having regard to

- (a) the content of this report and representations
- (b) any additional information obtained from the hearing
- (c) the Council's statement of licensing policy
- (d) Guidance issued by the Secretary of State, and
- (e) the steps appropriate to promote the licensing objectives.

### **Appeal**

If any party is aggrieved with the decision they can appeal to Magistrates court. The appeal period is 21 days from notification of the decision.

### **Background Papers used in preparing this Report:**

- The Licensing Act 2003  
<http://www.legislation.gov.uk/ukpga/2003/17/contents?view=plain>
- The Secretary of State's Guidance issued under Section 182 Licensing Act 2003
- Epping Forest District Council's statement of licensing policy  
<http://www.eppingforestdc.gov.uk>

### **Attached documents**

- Application for a Premises Licence.
- Plan of the premises
- Newspaper advert and Public Notice
- Copies of the representations/comments in the form of emails