

# Report to the Licensing Sub-Committee

Date of meeting: 5<sup>th</sup> January 2021

Subject: Licensing Act 2003 - Application for a Premises Licence for Mooros, Woolston Hall, Abridge Road, Chigwell, Essex, IG7 6BX



Responsible Officer: Peter Jones, Licensing Officer 01992 564721

Democratic Services Officer: Jackie Leither

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## Decisions Required:

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

## Report:

### Application

An application has been made by Mooros Chigwell Limited, Woolston Hall, Abridge Road, Chigwell, Essex IG7 6BX for a new premises licence at the same address.

The application is for the following licensing activities,

- 1. The Provision of Live Music (Indoors)  
The Provision of Recorded Music (Indoors)  
Late Night Refreshment (Indoors) and  
The Sale by Retail of Alcohol (for consumption on the premises)**

Tuesday and Wednesday	11:00 – 23:00
Thursday	11:00 – 00:00
Friday and Saturday	11:00 – 01:00
Sunday	11:00 – 00:00

#### **Opening Times of the premises**

Tuesday and Wednesday	11:00 – 23:00
Thursday	11:00 – 00:00
Friday and Saturday	11:00 – 01:00
Sunday	11:00 – 00:00

- 2.** The application was received on the 10<sup>th</sup> November 2020.

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

The application was made as the previous premises licence for the location lapsed by virtue of the premises licence holder being a company which had dissolved.

- 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 is attached to this report.
6. All residences and businesses within 150 meters radius of the premises were individually consulted.
7. The authority has received one (1) representation from a member of the public which is attached.
8. There were also responses from Essex Police, Environmental Health, Essex Safeguarding, Community Resilience, Essex Fire and Rescue, Chigwell Parish Council and Planning, all of whom have no comments to make, please see letters and emails attached to the report.
9. The Objection relates to Prevention of Public Nuisance and Prevention of Crime and Disorder.

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

10. The Licensing Act 2003 provides that the licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182.
11. 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 premise's 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
- Copy of email clarifying the hours applied for
- Newspaper advert and Public Notice
- Copies of the representations
- Copies of all responses from Essex Police, Environmental Health, Essex Safeguarding, Community Resilience, Essex Fire and Rescue, Chigwell Parish Council, and Planning.
- A Copy of the previous Premises Licence that lapsed.