

## **For publication**

### **Application for a New Premises Licence by Staveley Town Council, in respect of Staveley Hall and The Stables, Staveley Hall Drive, Staveley, Chesterfield, S43 3TN**

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Meeting: Licensing Committee

Date: 19 September 2018

Cabinet portfolio: Health and Wellbeing

Report by: Emma Marriott, Licensing Officer

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### **1.0 Purpose of report**

- 1.1 For Members to determine an application made by Staveley Town Council in respect of a new premises licence for Staveley Hall and The Stables, Staveley Hall Drive, Staveley, Chesterfield, Derbyshire, S43 3TN.
- 1.2 Relevant representations have been made in respect of the application and not withdrawn. The application cannot be granted or refused under officer delegated authority.

### **2.0 Report Details**

- 2.1 Staveley Hall and Gardens is primarily for events including wedding receptions, afternoon tea, craft fairs, 1940 re-enactments, tribute events and Christmas/New year's eve events.

2.2 The sale of alcohol will be a secondary activity and will include consumption on and off the premises. Off the premises will be required when holding craft events and Christmas fairs. Wine or beer by the glass or bottle will be sold for consumption with food in the coffee shop.

2.3 No physical bar area is constructed as there will need to be for events and functions an area for consumption only which can be moved to any part of the hall and grounds.

### 3.0 **Application**

3.1 The application received by Licensing on 6 August 2018 seeks the following licensable activities.

- Plays indoors and outdoors, Films Indoors and outdoors, Indoor sporting events  
Monday to Sunday – 08.00 to 23.00
- Live Music, Recorded Music, Performance of dance  
Indoors and Outdoors  
Monday to Thursday – 08.00 to 23.00 and Friday to Sunday – 08.00 to 24.00
- Late night refreshment Indoors and Outdoors  
Monday to Thursday – 23.00 to 24.00 and Friday to Sunday 23.00 to 01.00
- Supply of alcohol On and Off the premises  
Monday to Thursday – 08.00 to 23.00 and Friday to Sunday 08.00 to 24.00.

The opening hours of the premises will be Monday to Thursday 08.00-24.00 and Friday to Sunday 08.00 to 01.00.

Non-standard timings for the licensable activities are;

- New Year's Eve – 08.00am to 01.00am
- Supply of alcohol – New Year's Eve 08.00am to 00.30  
(1500 customers or less)

- 3.2 A copy of the application form and plan are attached as Appendix 1.
- 3.3 Applications for a new Premises Licence are required to be advertised by way of an advert in the local press, a site notice displayed at the premises and copies of the application submitted to all Responsible Authorities.
- 3.4 A copy of the newspaper advert taken from the Derbyshire Times on 16 August 2018 is attached at Appendix 2.
- 3.5 The site notices displayed on the premises, advertising the application were viewed by licensing enforcement staff on 11 August 2018 and found to be displayed correctly and completed appropriately.
- 3.6 The statutory deadline for representation was 3 September 2018.
- 3.7 Responsible Authorities and Interested Parties are entitled to make representations to the Licensing Authority provided they are relevant.
- 3.8 A representation form has been received on 3 September 2018 from two interested parties in relation to one or more of the licensing objectives which are;
- the prevention of crime and disorder
  - public safety
  - the prevention of public nuisance
  - protection of children from harm
- 3.9 A copy of the representation form is attached at Appendix 3.
- 3.10 The representatives are concerned with issues relating to two of the licensing objectives;
- the prevention of public nuisance
  - protection of children from harm
- these include;

- Obstruction to a shared access drive directly between Staveley Hall and the neighbouring property
- Significant noise nuisance and there is the potential for entertainment to be held up to 11pm daily
- Litter being discarded on residents garden as there is no physical barrier between properties
- Inflatable tent currently used for weddings etc. is not soundproofed and the noise from live music would affect residents living in the area
- Potential for young children being exposed to the public drinking alcohol and strong language

3.11 As part of the application process the applicant is required to describe in the operating schedule the additional steps that are intended to be taken in order to promote the licensing objectives for the new premises licence that has been requested.

3.12 Under the Licensing Act 2003 these volunteered proposed steps will be attached to the premises licence as conditions which must be complied with. These are set out in Part M of the application form (appendix 1)

#### 4.0 **Conclusion**

4.1 When carrying out its licensing functions, the Licensing Authority must do so with a view to promoting the 4 licensing objectives and also with regard to its Statement of Licensing Policy and the guidance issued by the Secretary of State under section 182 of the Licensing Act 2003.

4.2 As relevant representations have been made in respect of the application and not withdrawn, the application cannot be granted or refused under officer delegated authority.

## 5.0 **Recommendation**

- 5.1 The Licensing Committee give consideration to the application and determine whether it be
- granted as requested
  - granted subject to conditions
  - or refused.

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LICENSING OFFICER

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