



**REPORT of
DIRECTOR OF SERVICE DELIVERY**

to
**LICENSING SUB-COMMITTEE
13 JUNE 2019**

**LICENSING ACT 2003 - TO CONSIDER AN APPLICATION FOR A PREMISES
LICENCE - CROUCH RIDGE VINEYARDS, FAMBRIDGE ROAD, NR
CHELMSFORD, ESSEX, CM3 6BZ**

1. PURPOSE OF THE REPORT

- 1.1 To consider an application for a new premises licence under section 17 of the Licensing Act 2003, having regard to representations received and the requirement to promote the four licensing objectives:
1. the prevention of crime and disorder
 2. public safety
 3. the prevention of public nuisance
 4. the protection of children from harm

2. RECOMMENDATIONS

That the Licensing Sub-Committee determines the application for a Premises Licence taking into consideration the options that are available as detailed in section 4.1 below.

3. SUMMARY OF KEY ISSUES

- 3.1 Crouch Ridge Vineyard is a 10-acre vineyard with a barn within the grounds. Their intentions are to sell wine made from the grapes from the vineyard. The vineyard can produce up to 25,000 bottles per annum and needs a retail outlet at the vineyards to service this, and a licence for people to purchase wine on the premises.
- 3.2 The complete application was received on 1 April 2019 for the following licensable activities:
- Sale or Supply of alcohol from 10:00 – 18:00.
- 3.3 As part of the licensing process, a complete copy of the application was sent out to responsible authorities for consultation.
- 3.4 The application has been properly made in accordance with The Licensing Act 2003 and all procedures correctly followed. The completed application form is attached as **APPENDIX A**.

- 3.5 The application was correctly advertised in a locally circulated newspaper within the time scale allocated under legislation, and on Maldon District Council’s website.
- 3.6 During the consultation period, questions were raised about the suitability of the placement of the blue public notices close to the premises. For the sake of clarity, Members are advised that the blue public notices need only be displayed on the location in which the licensable activity has been applied for. In this case it is a barn within the grounds of Crouch Ridge Vineyards. The applicant placed the public notices in three locations around the Vineyards at entrances and exits increasing the likelihood of these being seen from the road side.
- 3.7 Members are asked to note that as this report is published publicly, personal details have been redacted from some documents; however, the licensing authority and the applicant have received complete copies of all documents.
- 3.8 During the course of the consultation period representations were received from five members of the public on the grounds of all four of the licensing objectives as listed in section 1.1. Copies of all representations received are attached to this report as **APPENDIX B**.
- 3.9 A plan indicating the location of the premises is attached as **APPENDIX C**.

4. CONCLUSION

- 4.1 Members are advised that they have the following options when determining the application.
- (i) Grant the application, on the terms and conditions applied for.
 - (ii) Grant the application, on the terms and conditions applied for modified to such extent as considered appropriate to promote the Licensing Objectives.
 - (iii) Refuse the application in whole or in part.
- 4.2 Members are reminded that the applicant and/or any person making representation in relation to this matter may appeal the decision of the Council to the Magistrates’ Court.

5. IMPACT ON STRATEGIC THEMES

- 5.1 The strategic themes of Place, Community and Prosperity underpin the Council’s vision for the District.
- 5.2 This report supports the strategic themes of Community and Prosperity.

6. IMPLICATIONS

- (i) **Impact on Customers** – None.

- (ii) **Impact on Equalities** – None.
- (iii) **Impact on Risk** – None.
- (iv) **Impact on Resources (financial)** – None.
- (v) **Impact on Resources (human)** – None.
- (vi) **Impact on the Environment** – None.
- (vii) **Impact on Strengthening Communities** – None.

Background Papers:

1. Statutory Guidance issued in accordance with S.182 of the Licensing Act 2003
2. Maldon District Council's Statement of Licensing Policy
3. The Licensing Act 2003
4. Application file held by Licensing Authority

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