



**REPORT of
DIRECTOR OF SERVICE DELIVERY**

**to
LICENSING SUB-COMMITTEE
30 APRIL 2021**

**LICENSING ACT 2003- APPLICATION FOR A NEW PREMISES LICENCE – THE
WARWICK ARMS, 185 HIGH STREET, MALDON, ESSEX, CM9 5BU.**

1. PURPOSE OF THE REPORT

- 1.1 To consider an application for a new premises licence, 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. RECOMMENDATION

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

3. SUMMARY OF KEY ISSUES

- 3.1 Members are requested to consider an application by K.R.A Partners Ltd, made under Section 17 of the Licensing Act 2003, for a new premises licence, in respect of The Warwick Arms, 185 High Street, Maldon, Essex, CM9 5BU. Having regard to the representations received and the requirement to promote the four licensing objectives, namely:
- 1) The prevention of Crime and disorder
 - 2) Public safety
 - 3) The prevention of public nuisance
 - 4) The protection of children from harm.
- 3.2 The application for a Premises Licence was received on 15 March 2021 and correctly advertised by the placing of blue notices at the premises and publication in a local newspaper. The public notice was correctly displayed on the premises for a period of 28 days commencing the day after submission of the application.
- 3.3 The premises licence application from K.A.R Partners Ltd applies for the following activities:

The provision of Recorded Music:

Monday to Thursday	10:00 – 23:00
Friday and Saturday	10:00 – 01:00
Sunday	10:00 – 23:00

The sale of alcohol:

Monday to Thursday	10:00 – 23:00
Friday and Saturday	10:00 – 01:00
Sunday	10:00 – 23:00
Sunday before a bank holiday	10:00 – 00:00
Christmas Eve	10:00 – 00:00
New Year's Eve	10:00 – 02:00

- 3.4 The completed application form, together with a plan of the proposed premises, is attached as **APPENDIX A**.
- 3.5 In processing this application, the Licensing Department – in accordance with the Act – sent a copy of the full application to each of the Responsible Authorities:
- Essex Police
 - Essex County Fire and Rescue Service
 - Head of Planning Services
 - Principal Environmental Health Officer (Environmental Protection)
 - Head of the Children's Safeguarding Service
 - Essex Trading Standards
 - Principal Environmental Health Officer (Commercial)
 - Licensing Authority
 - Public Health Trust
- 3.6 A response to the consultation has been received from Essex Police, who agreed conditions with the applicant. A copy of the agreed conditions is attached as **APPENDIX B**. No other comments were received from any of the other Responsible Authorities.
- 3.7 Seventeen representations have been received from members of the public. The representations are attached as **APPENDIX C** to this report.

4. CONCLUSION

- 4.1 Members are advised that they have the following options when determining this 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 The committee is reminded that the application 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 following strategic themes underpin the Council's vision for the District:

- Enabling, supporting and empowering communities to be safe, active and healthy;
- Protecting and shaping the District and balancing the future needs of the community;
- Meeting the housing needs of the District; and
- To be an organisation which delivers good quality, cost effective and valued services in a transparent way

6. IMPLICATIONS

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

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.

Enquiries to: Lacey.Latimer@Maldon.gov.uk