

CARLISLE CITY COUNCIL

Report to:- **THE CHAIRMAN AND MEMBERS OF THE LICENSING & REGULATORY PANEL**

Date of Meeting:- 10th October 2001

Agenda Item No:-

A.2

Public

Operational

Delegated Yes

Accompanying Comments and Statements

Required

Included

Cumbria Fire Service

Yes

Yes

Cumbria Constabulary

Yes

Yes

Environmental Services

Yes

Yes

Planning Services

Yes

Yes

Title:-

APPLICATION FOR A PUBLIC ENTERTAINMENT LICENCE – THE LORD EDMOND, HAYTON CASTLE, CORBY HILL, CARLISLE

Report of:-

CITY SOLICITOR AND SECRETARY

Report reference:-

TC. 204/01

Summary:-

The premises are situated in their own grounds off the A69 near Corby Hill, Carlisle. Previous occupants have held Public Entertainment licences however these have lapsed. The current occupier applies for a Public Entertainment Licence in respect of the function room.

Recommendation:-

Members to reach a decision from the options outlined after hearing the submissions.

J M Egan

City Solicitor and Secretary

Note: in compliance with section 100d of the Local Government (Access to Information) Act 1985 the report has been prepared in part from the following papers:- The Application, written comments from: Cumbria Constabulary, Planning Services, Fire Service and Environmental Services, copies of which are attached to this report.

**To the Chairman and Members of the Licensing & Regulatory Panel on
10th October 2001**

- 1) The Lord Edmond is situated in its own grounds adjacent to the A69 near Corby Hill, Brampton. There are a number of residential dwellings within the grounds from the days when the premises were a school. In previous years a Public Entertainment licence has been in existence for the premises, however this was allowed to lapse some time ago. The current owner has now made application for a new Public Entertainment licence (Appendix A)
- 2) Applicant: George Nixon, Broomriggs House, Hayton, Brampton CA8 9JD
- 3) The hours of operation requested are:
 - Monday to Saturday (inclusive) 11am to 2.00am the following day
 - Sundays: 12 noon to 12.30am the following day, other than where the Sunday falls before a day which is a Bank Holiday, when the terminal hour will be 2am, other than Easter Sunday.
- 4) Schedule 1 of the Local Government (Miscellaneous Provisions) Act 1982 is the legislation for the licensing of public entertainment. Paragraph 2 (4) of the Schedule reads as follows:

"The appropriate authority may grant to any applicant, and from time to time renew, a licence for the use of any place specified in it for all or any part of the entertainments to which this paragraph applies on such terms and conditions and subject to such restrictions as may be so specified".
- 5) Planning Services have no observations (Appendix B).
- 6) Carlisle Access section of Planning Services comment on the lack of facilities for wheelchair users and inaccessible steps in the bar area (Appendix C)
- 7) Cumbria Fire Service has carried out an inspection and is not satisfied that the current fire precautions at the premises are such that may reasonably be required in connection with the use of the premises (Appendix D)
- 8) Environmental Services have no objections (Appendix E)
- 9) Cumbria Constabulary has no objections (Appendix F)
- 10) This application has been advertised in the local paper and at the closing date, 21st September 2001, no objections had been received.

OPTIONS

1. To refuse the application
2. To grant a Public Entertainment Licence subject to:
 - a) the Council's Licensing Officer being satisfied that the requirements of Cumbria Fire Service, are fully met and inspected and confirmed to that effect
 - b) the standard council PEL conditions

Prepared by J A Messenger

APP "A"

CITY OF CARLISLE
LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

Notice and application for a licence to use premises for Public Entertainment

I hereby make application for a NEW/RENEWAL OF / TRANSFER OF / VARIATION
TO / OCCASIONAL Licence to use premises described below for Public Entertainment
as defined in the Local Government (Miscellaneous Provisions) Act 1982

1. Full Name, Address, Postcode and Telephone Number of Applicants	(1) <u>GEORGE NIXON</u> <u>BROOM 1995 HOUSE</u> <u>HAYTON</u> <u>BRAMPTON CA8 9J7</u> (2) <u>670814</u>	
2. Date and Place of Birth	(1) <u>4-5-39</u> <u>Brampton</u> (2)	
3. Full Name, Address, Postcode and Telephone Number of Premises	<u>THE LORD EDMOND</u> <u>HAYTON CASTLE</u> <u>CORBY HILL</u> <u>CARLISLE</u>	
4. Proposed Hours of Operation	<u>11 AM - 2 AM</u>	
5. Date if Occasional	<u> </u>	
6. Rooms or Areas to be Licensed	<u>FUNCTION ROOM.</u>	
7. Nature of Entertainment	<u>DISCOS & LIVE BANDS & of weddings</u> <u>& DANCES</u>	
8. If this is an initial application for a new Public Entertainment Licence, a simple A4 size plan of the premises should accompany it with the areas intended to be used for Public Entertainment clearly marked.		
Dated <u>10-08-01.</u>	Dated <u> </u>	
(1)	(2)	
Signed <u>[Signature]</u>	Signed <u> </u>	

Please note the information supplied on this form may be divulged to the Police and other agencies involved in the prevention of fraud.

This form should be returned to:

The Licensing Officer
City Solicitor & Secretary
Carlisle City Council
Civic Centre
Carlisle CA3 8QG

Ref +
Enc
Plan

Together with the appropriate fee of £285 ⁷³³¹⁹ Should the application be subsequently withdrawn or refused, the fee will be retained by the Council to cover administration costs. Cheques should be made payable to Carlisle City Council.

LP 10/10/01

Carlisle City Council

Planning Services

INTERNAL MEMORANDUM



From: Head of Planning Services	Please ask for:	Martin Tickner
To: City Solicitor & Secretary	Extension:	7175
FAO: Jim Messenger	E-mail:	Martin Tickner
	Your ref:	Licensing/JAM
	Our ref:	MT/CN/DC
		25 September 2001

RE - THE LORD EDMOND, HAYTON

I refer to your recent memo relating to a public entertainment licence at The Lord Edmond, Hayton.

I have no observations to make.

M. Tickner

M Tickner

Enforcement Officer

INTERNAL MEMORANDUM

From: Planning Services	Please ask for: Margaret Easton
To: City Solicitor & Secretary - Licensing	Extension: 7183
FAO: Jim Messenger	E-mail:
	Your ref: Licensing JAM
	Our ref: ACC/ME
	25 September 2001

NEW PUBLIC ENTERTAINMENT LICENCE

Lord Edmond, Hayton Castle, Corby Hill, Brampton

Carlisle Access would like to make the following comments concerning the above premises:-

Although the Function Room itself is wheelchair accessible, the wc lobby is too small for wheelchair access and there is no accessible wc compartment. There are two steps up to the bar area which again make it inaccessible to wheelchair users.

Under Council policy and also Part 111 of the Disability Discrimination Act – 'Access to Goods, Facilities, Services and Premises' adaptations are required for equal access.

M Easton

Access Officer

APP "D"

25 September 2001

Your ref:

Our ref: PEL 1/CFS/14501/SP/PT

Enq to: Technical Officer Pullan

Direct line: 01228 815346

Email Address: cumbFS@cumbria.fire-uk.org

Web Site: www.cumbriafire.fire-uk.org

CHIEF EXECUTIVE'S DEPT	
FILE	
25 SEP 2001	
PASSED TO	Jm
ANSWERED	
LOG	✓

COUNTY COUNCIL

**Directorate of
Safety Services**

Cumbria Fire Service

C DIVISION HEADQUARTERS

11/13 Brunswick Street Carlisle

Cumbria CA1 1PB

tel- 01228 521215

fax- 01228 815349

minicom- 01900 828844

City Solicitor & Secretary

Civic Centre

CARLISLE

CA3 8QG

FAO Mr J Messenger/Mr B Sharrock

Dear Sir

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982
LORD EDMOND HAYTON CASTLE HAYTON**

An inspection of the above premises has been carried out on 5 September 2001, in connection with the Grant of the Public Entertainment Licence.

I have to inform you that the Fire Authority is not satisfied that the fire precautions at the premises are such as may reasonably be required in connection with the use of the premises.

It is recommended that the improvements detailed in the attached schedule be implemented immediately.

Yours faithfully

S Pullan

S Pullan

Fire Safety Officer

Enc Schedule PEL 1(a)

Carlisle City Council
Environmental Services

INTERNAL MEMORANDUM

APP "E"

13 SEP 2001	
14 SEP 2001	JAM
15 SEP 2001	
16 SEP 2001	✓

From: HEAD OF ENVIRONMENTAL SERVICES
To: TOWN CLERK & CHIEF EXECUTIVE
FAO: Jim Messenger

Please ask for: Janet Evans
Extension: 7335
E-mail: Janet Evans
Your ref:
Our ref: 5/019/24/JE/LM
12 September 2001

NEW PUBLIC ENTERTAINMENT LICENCE

LORD EDMOND, HAYTON CASTLE, CARLISLE

This division has no objections to the above application


J EVANS
Environmental Health Officer

6. SEP. 2001 8:55 BRAMPTON POLICE
CUMBRIA CONSTABULARY

NO. 754

APP "F"

Telephone: 016977 2304
Facsimile: 016977 41857 Cumner: 3299

Colin Phillips
Chief Constable

Brampton Police Station
Longtown Road
Brampton
Cumbria. CA8 1SJ



My Reference: Facsimile Transmission
Your Reference:

To: **CARLISLE CITY COUNCIL**

For Attention of: **MR MESSENGER / MR SHARROCK**

From: **SGT IZAKHOVA**

No. of Pages **1** (Including this one)

Message/Comments: **NEW P. I. L. LORD EDMUND
HAYTON CASTLE
CORBY HILL**

**IN RESPECT OF ABOVE APPLICATION THERE
ARE NO POLICE OBJECTIONS**

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6/9/01

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[Signature]

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9.

Ext.