

CARLISLE CITY COUNCIL

Report to:- **The Chairman and Members of the Licensing and Regulatory Panel**

Date of Meeting:- 30th April 2003

Agenda Item No:-

A.1

Public

Operational

Delegated Yes

Accompanying Comments and Statements

Required

Included

Cumbria Fire Service

Yes

No

Cumbria Constabulary

Yes

Yes

Environmental Services

Yes

Yes

Planning Services

Yes

No

Title:-

APPLICATION FOR VARIATION TO THE PUBLIC ENTERTAINMENT LICENCE – THE GRIFFIN, COURT SQUARE, CARLISLE

Report of:-

ENVIRONMENTAL PROTECTION SERVICES

Report reference:-

EP. 29/03

Summary:-

The premises occupied by The Griffin public house are situated at Court Square, Carlisle. The premises have a Public Entertainment Licence and the licensee wishes to vary the hours of operation.

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 and Environmental Protection, copies of which are attached to this report.

To the Chairman and Members of the Licensing & Regulatory Panel on 30th April 2003

- 1) The premises occupied by The Griffin public house is situated at Court Square, Carlisle. This is in the centre of the city and is primarily a business area, but also part residential with hotel premises next door (Appendix A). The premises have the benefit of a Public Entertainment Licence with operating hours as at paragraph 4 below. The licensee now makes application for a variation to the Public Entertainment Licence hours in respect of the premises (Appendix B)
- 2) Richard Arnott of Dickinson Lees Law Firm, Newcastle upon Tyne, represents the applicant.
- 3) Licensee: Dionne Dillon, The Griffin, Court Square, Carlisle
- 4) The current Public Entertainment operating hours are as follows:
 - Monday to Saturday (inclusive) 11am until midnight
 - Sundays 12 noon until midnight
- 5) The variation to the hours of operation requested are:
 - Monday to Saturday (inclusive) 11am until 1am the following day
 - Sundays 12 noon until 12.30am the following day and 1am on a Sunday that immediately precedes a Bank Holiday (except Easter Sunday)
- 6) Schedule 1 to the Local Government (Miscellaneous Provisions) Act 1982 is the legislation for the licensing of public entertainment. Section 16 of the Schedule reads as follows;
 - (1) The holder of an entertainment licence may at any time apply to the appropriate authority for such variations of the terms, conditions or restrictions on or subject to which the licence is held as may be specified in the application.
 - (2) An authority to whom an application under sub-paragraph (1) above is made may:
 - (a) Make the variations specified in the application.
 - (b) Make such variations as they think fit including the imposition of terms, conditions or restrictions other than those so specified ; or
 - (c) Refuse the application.
- 7) Comments are awaited from Planning Services
- 8) Comments are awaited from Cumbria Fire Service
- 9) Environmental Services have no objections to the application. They comment that patrons leaving such an establishment can cause disturbance, however this is usually outside the scope of normal abatement legislation (Appendix C)

10) Cumbria Constabulary have no objections (Appendix D)

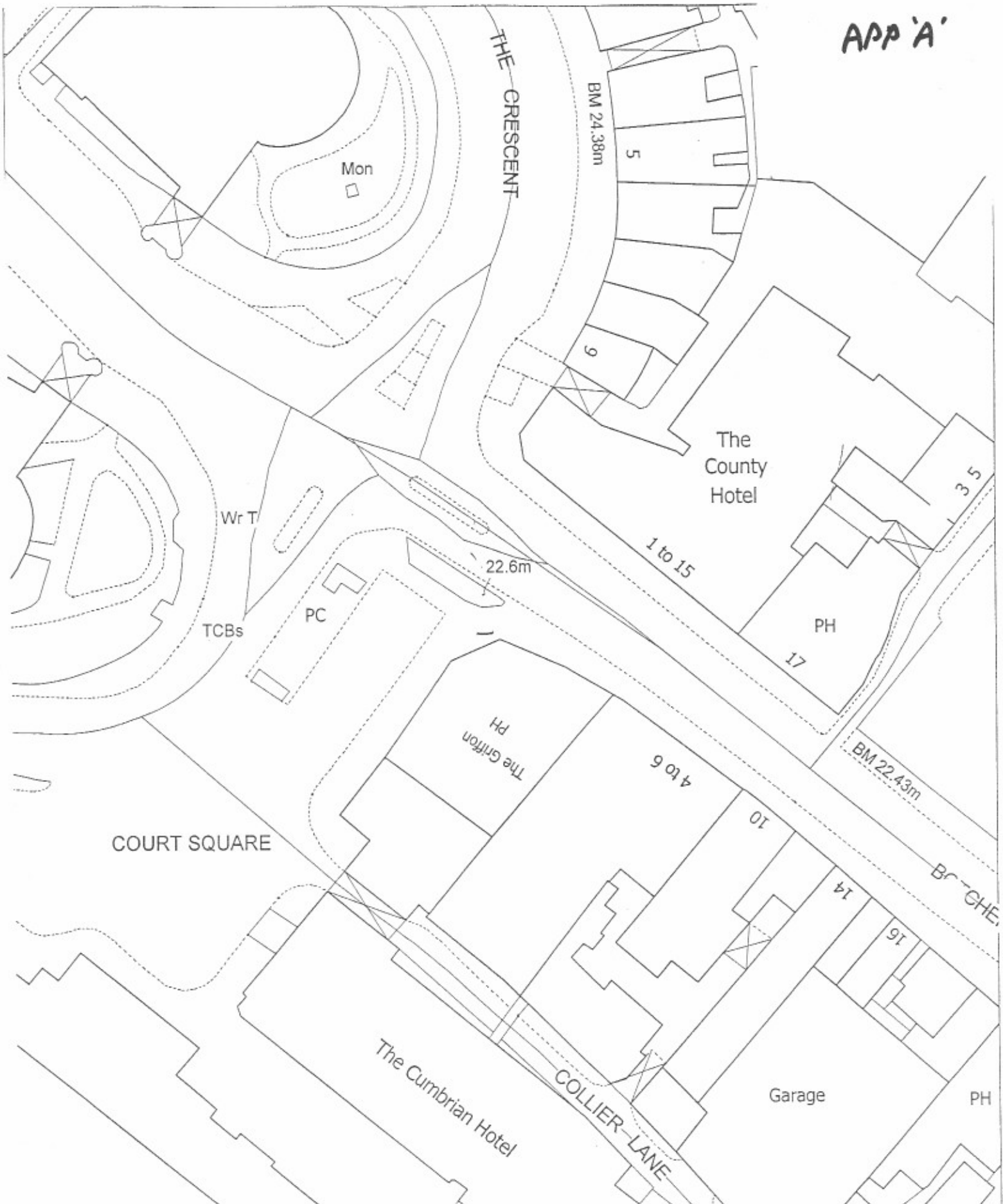
11) This application has been advertised in the local paper and at this date no objections have been received. The closing date for objections is 2nd May 2003.

OPTIONS

1. To refuse the application
2. To grant a variation to the Public Entertainment in respect of the hours requested or to such hours as the Panel consider appropriate subject to:
 - a) the Council's Licensing Officer being satisfied that any requirements of Cumbria Fire Service and Planning Services are fully met and inspected and confirmed to that effect
 - b) there being no objections lodged by the closing date of 2nd May 2003

Prepared by J A Messenger
Licensing Manager

APP 'A'



Carlisle City Council
Environmental Protection Services
Licensing Section
R W S Speirs MIEH MIOA
Tel: 01228 817026 Fax: 01228 817048

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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

AS LICENSED

1. Full Name, Address, Postcode and Telephone (1) **DIONE DILLON** (2)
Number of Applicants

2. Date and Place of Birth (1) (2)

3. Full Name, Address, Postcode and Telephone Number of Premises **AS LICENSED**

4. Proposed Hours of Operation **MON-SAT 11am - 1am, SUN noon - 12.30am or 1am that immediately precedes a Bank Holiday.**

5. Date if Occasional

6. Rooms or Areas to be Licensed **AS LICENSED**

7. Nature of Entertainment **AS LICENSED**

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.

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

Dated P 7.4.03 Dated _____
(1) (2)
Signed Richard Arnot Signed _____

This form should be returned to:
The Licensing Manager
Environmental Protection Services
Carlisle City Council
Civic Centre
Carlisle CA3 8QG

75790

Together with the appropriate fee of £54.00 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.

APP'C'

Carlisle City Council
Environmental Protection Services

INTERNAL MEMORANDUM

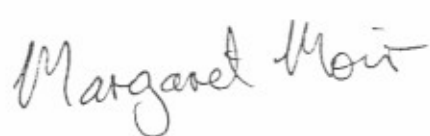
From: Environmental Health Officer	Please ask for: Margaret Moir
To: Licensing Section	Extension: 7337
FAO: Jim Messenger	E-mail: Margaret Moir
	Your ref:
	Our ref: 6/003/54/F9/MM/LM
	17 April 2003

EXTENSION OF HOURS PUBLIC ENTERTAINMENT LICENCE

THE GRIFFIN, COURT SQUARE, CARLISLE

This division has no objections to the above application

Noise created by patrons visiting premises of this nature late at night can cause disturbance to local residents. Noise so generated usually falls outside the scope of normal abatement legislation.



M Moir
Environmental Health Officer

APP 'D'

CUMBRIA CONSTABULARY

ASU Facsimile: 01768 218299
Telephone: 01228 528191
Email: mark.pannone@cumbria.police.uk

Area Commander
North Cumbria Area
Superintendent B Horn

Please ask for: Mark Pannone

County Police Station
Rickergate
Carlisle
Cumbria CA3 8QW



My Reference:
Your Reference:

Licensing Department
Environmental Protection Services
Carlisle City Council
Civic Centre
Carlisle CA3 8QG

16 April, 2003

Dear Sir,

The Griffin

Cumbria Constabulary has no objection to the application for a variation to the Public entertainment Licence in respect of the above premises.

Yours,

Mark Pannone
Carlisle City Sergeant