

CARLISLE CITY COUNCIL

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

Date of Meeting:- 7th November 2001

Agenda Item No:-

A.2

Public

Operational

Delegated Yes

Accompanying Comments and Statements

Required

Included

Cumbria Fire Service

No

No

Cumbria Constabulary

No

No

Environmental Services

No

No

Corporate Planning & Information Unit

No

No

Title:

PUBLIC ENTERTAINMENT LICENCES – CHRISTMAS EVE & NEW YEARS EVE 2001

Report of:-

CITY SOLICITOR AND SECRETARY

Report reference:-

TC. 215/01

Summary:-

Enquires have been received from the licensing trade as to what arrangements will be made to allow public entertainment to take place over the Christmas period.

Recommendation:-

It is recommended that members reach a decision in accordance with the options listed.

J M Egan

City Solicitor and Secretary

None: 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:- Notification from Carlisle & District Magistrates Court, a copy of which are attached to this report.

To the Chairman and Members of the Licensing and Regulatory Panel
on 7th November 2001

1. A number of verbal enquires have been received from the licensing trade to clarify any arrangements that will be made for allowing public entertainment to take place on Christmas Eve and New Years Eve 2001, both of which fall on a Monday.
2. On 9th October 2001, the Carlisle and District Magistrates granted Special Orders of Exemption under Section 74(4) of the Licensing Act 1964 for five dates over the holiday period (Appendix A). These included:

Monday 24 th December 2001	11pm until 12 midnight
Wednesday 26 th December 2001	11pm until 12 midnight
Monday 31 st December 2001	11pm until 1am the following day
Tuesday 1 st January 2001	11pm until 12 midnight

3. By virtue of the Local Government (Miscellaneous Provisions) Act 1982, Schedule 1, paragraph 13;

"where premises in respect of which a Section 74(4) order is in force are also licensed for public entertainment, the entertainment can lawfully continue up to the hour for closing specified in the Special Order of Exemption, even if this is after the latest hour specified in the Public Entertainment Licence. The public entertainment cannot, however, lawfully continue beyond the hour specified for closing in the Special Hours Certificate, even though drinking can lawfully continue beyond the specified hour by way of the 20 minutes drinking up period".

4. No applications have been received for an extension to the public entertainment hours outwith the above hours.

OPTIONS

- a) Members to note the extended public entertainment hours by virtue of the Special Orders of exemption
- b) Any applications for public entertainment outwith this order, to be referred to the December meeting of the Licensing and Regulatory Panel for consideration.
- c) Where an application is made for hour's outwith this order, give delegated authority to the Council's Licensing Officer to grant an extension to the Public Entertainment Licence for any other hours/days members consider appropriate.

Prepared by J A Messenger

CUMBRIA MAGISTRATES' COURTS SERVICE

APP 'A'

Carlisle and District Magistrates' Courts

C J Armstrong
Solicitor
Justices' Clerk for Cumbria

Telephone: 01228 518800
Finance Office: 01228 518817/12/31
Fax No: 01228 518844
DX No: 63018

Magistrates' Clerk's Office
Magistrates' Court
Rickergate
Carlisle CA3 8QH

1st November 2001

Christmas and New Year 2001/2002

On the 9th October 2001 the Carlisle and District Magistrates granted Special Orders of Exemption as follows:-

Christmas Eve	Monday 24 th December	11.00 p.m. – 12 midnight
Christmas Day	Tuesday 25 th December	11.00 a.m. – 12 noon
Boxing Day	Wednesday 26 th December	11.00 p.m. – 12 midnight
New Years Eve	Monday 31 st December	11.00 p.m. – 1.00 a.m.
New Years Day	Tuesday 1 st January	11.00 p.m. – 12 midnight

These extensions are subject to the requisite fee of £10.00 being paid by 1st December 2001.

Licensees of managed houses should check with their Breweries before paying the fee to avoid duplication of payment.

To:- All licensees and secretaries of registered clubs in the above area, also L.V.A. and breweries.

PLEASE COMPLETE, DETACH AND RETURN THIS SLIP TOGETHER WITH THE FEE OF £10.00.

.....

CHRISTMAS/NEW YEAR 2001/2 EXTENSIONS

NAME AND ADDRESS OF PREMISES

Arroyo Arms
121 Edgehill Road
Harraby
CARLISLE

Date:-

e-mail: carlisle.magistrates@cumbriamcc.gov.uk



*"providing an efficient, high quality and timely system of local justice
commanding public confidence"*



INVESTOR IN PEOPLE