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## **LICENSING APPLICATION – LICENSING ACT 2003**

### **Skylark Hotel, Aviation Way, Southend-on-Sea, Essex**

#### **1 SUMMARY**

- 1.1 This report introduces an application for a premises licence made under section 17 of the Licensing Act 2003.
- 1.2 The application must be determined within 5 working days of the conclusion of the hearing, in accordance with paragraph 26 of the Licensing Act 2003 (Hearings) Regulations 2005.

#### **2 INTRODUCTION**

- 2.1 The application was submitted to the Licensing Authority by the applicant, Travel Force Ltd, and refers to the premises known as Skylark Hotel Aviation Way, Southend on Sea, Essex
- 2.2 Appendix A consists of a copy of the original application form and the premises plan.

#### **3 BACKGROUND**

##### **Description of Premises**

- 3.1 The premises to which the application relates are a purpose built hotel complex, which currently benefits from a whole site licence. This application is for the part of the premises known as Zero 6 only.
- 3.2 The premises are situated in Aviation Way, which is an industrial area adjacent to London Southend Airport.

#### **4 APPLICATION**

- 4.1 The application is for the following licensable activities within the times and days shown below:-

<b>Activity</b>	<b>Time/s</b>	<b>Days</b>
Plays, films, indoor sporting events, boxing and wrestling, live music, recorded music, dancing, any thing of a similar nature.	0800 – 0400 hours	Monday to Sunday
Late night refreshment	2300 – 0500 hours	Monday to Sunday

Supply of alcohol	0800 – 0400 hours	Monday to Sunday
New Years Eve licensable activities available from the start of the licensable activities on New Years Eve to the end of licensable activities on New Years Day		

- 4.2 The application is made in accordance with section 17 and schedule 8, part 1, paragraph 7 of the Licensing Act 2003 and The Licensing Act 2003 (Premises Licence and Club Premises Certificates) Regulations 2005.
- 4.3 Included in the application is the consent of Andreas Stavrinides, to being the designated premises supervisor of the premises.

## **5 REPRESENTATIONS**

### **Responsible Authorities**

- 5.1 There are representations made to the application by Essex Police on the following licensing objectives:-

Crime and Disorder

Public Nuisance

Public Safety

Protection of Children from harm

Appendix B is a copy of the representation and Police evidence.

### **Other Persons**

- 5.2 There have been no representations received from any other persons.

## **6 NOTICES**

- 6.1 All parties involved have been served with the relevant notices and documentation required by paragraphs 6 and 7 of The Licensing Act 2003 (Hearings) Regulations 2005.
- 6.2 The notices and documentation included an explanation of the rights of persons to attend hearings and to be represented, to give evidence and to call witnesses, the consequences of not attending, the procedure to be followed at a hearing, and, for applicants only, a copy of all relevant representations made.

6.3 Paragraphs 8 and 9 of the regulations require that parties notify the Licensing Authority, no later than 5 working days before the hearing, of those matters mentioned in paragraph 6.1 above. A pro-forma was included with the notices and documentation mentioned in paragraph 6.2 above.

6.4 At the time of writing this report, there has been no response from any of the persons.

## **7 LEGAL IMPLICATIONS**

7.1 The provisions of Licensing Act 2003, The Licensing Act 2003 (Hearings) Regulations 2005, Guidance issued under Section 182 Licensing Act 2003 and the Statement of Licensing Policy, approved by Full Council for the period 7 January 2011 – 6 January 2016 need to be considered by Members in determining the application.

## **8 OPTIONS**

8.1 The following options are available to Members:-

- (a) To grant the application, subject to such conditions as are consistent with the operating schedule, modified to such extent as Members consider necessary for the promotion of the licensing objectives, and any Mandatory Conditions that must be included;
- (b) To exclude from the scope of the licence any of the licensable activities to which the application relates;
- (c) To refuse to specify a person in the licence as the premises supervisor;
- (d) To reject the application;
- (e) Subject to paragraphs 11-13 of the Licensing Act 2003 (Hearings) Regulations 2005, to adjourn the hearing to a specified date or arrange for a hearing to be held on specified additional dates, where Members consider this to be necessary for their consideration of any representations or notice made by a party.

## **9 RECOMMENDATION**

9.1 It is proposed that the Sub-Committee **RESOLVES**

To determine the application, having considered all representations made at the hearing.



R Evans

Head of Environmental Services

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**Background Papers:-**

None.

For further information please contact Jan Fowler, Senior Licensing Officer on:-

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