

VARIATION OF A PREMISES LICENCE – BULL INN, 99 MAIN ROAD, HOCKLEY

1 PURPOSE OF REPORT

- 1.1 This report introduces an application for a variation of a premises licence made under section 34 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 Mellissa Shelley and relates to the premises known as Bull Inn, 99 Main Road, Hockley, Essex. SS5 4RN.
- 2.2 Appendix A consists of a copy of the original application form and the premises plan.

3 BACKGROUND

Description of the Premises

- 3.1 The premises is owned by the Spirit Pub Company (Services) Limited. In August 2018 the premises was the victim of a significant fire and the owners have been rebuilding the venue.
- 3.2 The current premises holds a licence under reference RDC/05/00303/LAPRE.
- 3.3 The current licensable activities are as follows:

Alcohol	Monday to Sunday 1000 – 0200 hours For Maundy Thursday; Friday, Saturday, Sunday, and Monday of Bank Holiday weekends, all Saints days, and Christmas Eve to be extended by one hour with 7 days' notice, and agreement with the police.
Regulated Entertainment	Monday to Sunday 1000 – 0200 Hours For Maundy Thursday; Friday, Saturday, Sunday, and Monday of Bank Holiday weekends, all Saints days, and Christmas Eve

	to be extended by one hour with 7 days' notice, and agreement with the police.
Late Night Refreshment	Monday to Sunday 2300 – 0300 hours To be extended as above.

The Application

3.4 The application is to vary the licensing plan to include the following:

- Reconfiguration of ground floor trade area due to fire damage including extension to the rear and extension of bar counter. New folding double doors to rear patio area. Free standing external bar servery.
- For full and further details please view the licensing plan. Any part of the variation application that changes the plan/layout at the premises to be of no effect until the work has been completed.
- To add the following condition:

No use of external bar after 2300 hours

3.5 The consultation period concluded on **13 December 2019**.

4 REPRESENTATIONS

Responsible Authorities

- 4.1 There are no representations made against this application by Environmental Health.
- 4.2 Essex Police formally lodged representations on 12 December 2019 against the variation. A copy of the representation is attached as Appendix A.

Other Persons

- 4.3 There are no representations made against this application by any other persons.

5 NOTICES

- 5.1 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.

- 5.2 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.
- 5.3 Paragraphs 8 and 9 of the 2005 Regulations require that parties notify the Licensing Authority, no later than 5 working days before the hearing, of those matters mentioned in documents served in paragraph 5.1 above. A pro-forma was included with the notices and documentation mentioned paragraph 5.2 above.
- 5.4 At the time of writing this report, there has been no response from any other persons.

6 LEGAL IMPLICATIONS

- 6.1 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 2016 – 6 January 2021 need to be considered by Members in determining the application.

7 EQUALITY AND DIVERSITY IMPLICATIONS

- 7.1 An Equality Impact Assessment has been completed and found there to be no impacts (either positive or negative) on protected groups as defined under the Equality Act 2010.

8 OPTIONS

- 8.1 The following options are available to Members: -
- 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 Condition that must be included;
 - To exclude from the scope of the licence any of the licensable activities to which the application relates;
 - To reject the application.
 - 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 any 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.



Louisa Moss
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Background Papers:-

None.

For further information please contact Steven Greener on:-

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If you would like this report in large print, Braille or another language please contact 01702 318111.