
LICENSING PREMISES REVIEW – LICENSING ACT 2003

Premises: CRAFTY CASKS, 33 Eastwood Road, Rayleigh, Essex.

1 PURPOSE OF REPORT

1.1 To consider an application for a review of a Premises Licence under Section 51 of the Licensing Act 2003 for the following licensing objectives:-

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

2 INTRODUCTION

2.1 The application for review of a premises licence was submitted to the Licensing Authority by Cllr M G Wilkinson on 28 August 2020 and refers to the premises known as Crafty Casks, 33 Eastwood Road, Rayleigh, Essex.

2.2 **Appendix A** consists of a copy of the original application for review of a premises licence.

3 BACKGROUND

3.1 The premises to which the application relates is a micro pub situated on the junction of Websters Way and Eastwood Road, Rayleigh. The holder of the premises licence is Mr John Smith who has held a licence with Rochford District Council since 7 August 2019. Mr John Smith has also been the Designated Premise Supervisor since 2019.

3.2 A copy of the current licence is attached as **Appendix B**.

4 REPRESENTATIONS

4.1 A copy of the review application was circulated to all the Responsible Authorities on 28 August 2020, advertised on the Rochford District Council Website and a copy of the notice was placed on the window of the Civic Suite Building, 2 Hockley Road, Rayleigh. The application for a full review was advertised on 28 August 2020 inviting representations by the deadline of 25 September 2020. Blue Notices were placed outside 33 Eastwood Road and on the premises.

Responsible authorities

- 4.2 Essex Police reviewed the application and determined not to support the review.
- 4.3 Rochford District Council Licensing Team reviewed the application and determined not to support the review.
- 4.4 A representation was received from Rochford District Council Environmental Health Team under the following licensing objectives:
- Prevention of Crime and Disorder
 - Public Safety
 - Prevention of Public Nuisance
- 4.5 A copy of the Environmental Health team representation is attached as **Appendix C**.
- 4.6 Further evidence and suggested conditions have been submitted by Rochford District Council Environmental Health team and is attached as **Appendix D**.

Other Interested Parties

- 4.7 Six representations were received in support of the review of the premises licence. These are attached as **Appendix E**.
- 4.8 Two representations were received in support of the venue and against the review of the licence. These are attached as **Appendix F**.

5 LEGAL IMPLICATIONS

- 5.1 The provisions of the Licensing Act 2003, Licensing Act 2003 (Hearings) Regulation 2005, Home Office Guidance issued under Section 182 Licensing Act 2003 and the Statement of Licensing Policy approved by Council for the period 7 January 2016 – 6 January 2021 need to be considered by Members in determining the application.
- 5.2 When determining the review of a premises licence application, the Sub-Committee must have regard to the promotion of the licensing objectives which are:
- Prevention of crime and disorder
 - Public safety
 - Prevention of public nuisance

- Protection of children from harm

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 paragraph 6.2 above

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 RECOMMENDATION

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

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

9 OPTIONS

- 9.1 The following options are available to Members:-
- a) To modify conditions 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 remove the Designated Premises Supervisor;
 - d) To suspend the licence for a period not exceeding 3 months;
 - e) To revoke the licence;
 - f) To leave the licence in its present state; or

- g) 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.



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Background Papers:-

None.

For further information please contact Charis Brook on:-

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