

WYRE FOREST DISTRICT COUNCIL

Report to	LICENSING SUB-COMMITTEE
Date of Meeting	6th April 2006
Report of	Head of Planning, Health and Environment
Proposal	Application for a Premises Licence to be granted under the Licensing Act 2003.

BEWDLEY MUSEUM (incorporating QUEEN ELIZABETH II SILVER JUBILEE GARDENS) **THE SHAMBLES, LOAD STREET, BEWDLEY**

1. APPLICATION

- 1.1 An application was received on Tuesday, 14th February 2006, from Mrs Susan Harper, Leisure Services Manager, Cultural, Leisure and Commercial Services Division, Wyre Forest District Council, Green Street, Kidderminster, Worcestershire, in respect of Bewdley Museum and Queen Elizabeth II Silver Jubilee Gardens, Bewdley.
- 1.2 The application was for a Premises Licence to be granted under the Licensing Act 2003.

2. CURRENT LICENCE

- 2.1 The premises are not currently licensed.

3. LICENSABLE ACTIVITIES PROPOSED TO CARRY ON FROM THE PREMISES

3.1 Provision of regulated entertainment:

- (a) Plays
- (b) Films
- (e) Live Music
- (f) Recorded Music
- (g) Performances of dance
- (h) Anything of a similar description to that falling within (e), (f) or (g)

3.2 Provision of entertainment facilities:

- (i) Making Music
- (j) Dancing
- (k) Entertainment of a similar description to that falling within making Music and Dancing

3.3 Extend the scope of licensable activities to provide:

- (i) Plays (Indoors and outdoors)
Monday to Sunday 10:00 to 21:30 hours.
- (ii) Films (Indoors and outdoors)
Monday to Sunday 10:00 to 21:30 hours.
- (iii) Live Music (Indoors and outdoors)
Monday to Sunday 10:00 to 21:30 hours.
- (iv) Recorded Music (Indoors and outdoors)
Monday to Sunday 10:00 to 21:30 hours.
- (v) Performances of Dance (Indoors and outdoors)
Monday to Sunday 10:00 to 21:30 hours.
- (vi) Anything of a similar description to that falling within (e), (f) or (g) (Indoors and outdoors)
Monday to Sunday 10:00 to 21:30 hours.
- (vii) Provision of facilities for making music (Indoors and outdoors)
Monday to Sunday 10:00 to 21:30 hours.
- (viii) Provision of facilities for dancing (Indoors and outdoors)
Monday to Sunday 10:00 to 21:30 hours.
- (ix) Provision of facilities for entertainment of a similar description to that falling within (l) or (j)

3.4 Hours premises are open to the public

Bewdley Museum		
March to September	Monday to Sunday	10:00 to 16:30 hours
October	Monday to Sunday	11:00 to 16:00 hours
November to March	Closed	
Jubilee Gardens		
April to September	Monday to Sunday	Dawn to 21:00 hours
October to March	Monday to Sunday	Dawn to 17:00 hours

4. **NON-STANDARD TIMES**

4.1 Not relevant.

5. **BACKGROUND INFORMATION**

- 5.1 The premises comprises of Bewdley Museum including Quayle Gallery, Wyre Forest Gallery, Ropewalk, Pewter Gallery, Craft workshops, Tea Room, Saw Yard, Herb Garden, and Brass Foundry. The Museum adjoins Jubilee Gardens a park a Public open space including a Fish pond and Green Theatre. The Museum and park are adjoined by private residences and commercial premises
- 5.2 The premises does not have a complaint history in respect of noise pollution.

6. **PLANS**

- 6.1 A scale plan depicting the layout of the premises is included in the accompanying papers as is a map which has been submitted to show the location of the premises with regard to nearest residences and commercial properties.

7. **PUBLIC NOTICE**

- 7.1 Public notice was given by the applicant commencing Tuesday, 14th February 2006, for a period of 28 days, terminating on Tuesday, 14th March 2006.
- 7.2 The Licensing Act requires the fixing of a notice to the premises adjacent to the highway and by insertion of a Public Notice in a local newspaper circulating in the District. This requirement was complied with at the time of the original application.

8. **CONSULTATION**

- 8.1 Consultation has been made with all statutory Responsible Authorities.
- 8.2 No representations have been made by the:

Council Health and Safety Officer
Worcestershire County Council Officer Protection of Children from Harm
Police Licensing Officer, West Mercia Constabulary, Kidderminster Police
Station, Habberley Road, Kidderminster
Hereford and Worcester Fire and Rescue Service

9. **OBJECTION BY INTERESTED PARTIES**

- 9.1 Eight letters of representation from interested parties have been received.
- 9.2 Letters of representation are attached to bundle of associated papers.

10. **POLICY CONSIDERATIONS**

- 10.1 The following paragraphs of the Wyre Forest Statement of Licensing Policy apply to this application:

Licensing Hours (Paragraph 6.1) [Page 5 of 23]

“The Licensing Authority will expect stricter conditions with regard to noise control in areas that have denser residential accommodation. This should not limit opening hours without regard to the individual merits of any application”.

Live Music and Dancing (Paragraph 17.1) [Page 14 of 23]

“The Licensing Authority recognises the need to encourage and promote a broad range of entertainment for the wider cultural benefit of the community. The Licensing Authority will monitor the impact of licensing on the provision of Regulated entertainment, and particularly live music and dancing. Only necessary, proportionate and reasonable licensing conditions will impose any restrictions on such events when relevant representations have been made”.

Public Open Space (Paragraph 22.1) [Page 17 Of 23]

“The Licensing Authority will encourage the granting of Premises Licence for public open spaces for the promotion of cultural activities but having regard to the impact such activities may cause”.

- 10.2 The Sub-Committee is reminded of their duty under the Crime and Disorder Act 1998 to consider the crime and disorder implications of their decisions and the Authority’s responsibility to co operate in the reduction of crime and disorder in the district.
- 10.3 The Sub-Committee is reminded that the Human Rights Act 1998 guarantees the right to a fair hearing for all parties in the determination of their civil rights. The Act also provides for the protection of property, which may include licences in existence, and the protection of private and family life.

11. **ASSOCIATED PAPERS** (to be handed in at hearing)

Application Form
Maps
Letters of Objection
Policy Document.