

WYRE FOREST DISTRICT COUNCIL

Report to	LICENSING SUB-COMMITTEE
Date of Meeting	28th February 2006
Report of	Head of Planning, Health and Environment
Proposal	Application for a Premises Licence to be granted under the Licensing Act 2003

'UNITY', 142 PARK STREET, KIDDERMINSTER

1. **Application**

- 1.1 An application was received on Monday 16th January, 2006 from Mrs Gill Sherratt, Licensing Matters Consultancy and Training, on behalf of Countrywide Inns Ltd., 18 Ashley Road, Altrincham, Cheshire, WA14 2DW, in respect of the Unity, 142 Park Street, Kidderminster.
- 1.2 The application is for a Premises Licence to be granted under the Licensing Act 2003.

2. **Current Licence**

- 2.1 The premises currently operates a Justices 'On' Licence which authorises the retail sale of alcohol, and the playing of recorded music on weekdays from 10:00 until 23:00 hours and on Sundays from 12:00 until 22:30 hours.

3. **Licensable Activities Proposed To Carry On From The Premises**

3.1 Provision of regulated entertainment

- (a) Films
- (b) Live Music
- (c) Recorded Music
- (d) Anything of a similar description to that falling within Live Music, Recorded Music, or Performances of dance

3.2 Provision of entertainment facilities

- (e) Making Music
- (f) Dancing
- (g) Entertainment of a similar description to that falling within making Music and Dancing

and to extend the scope of licensable activities to provide:-

- 3.3 Films (Indoors only)
Monday to Thursday 11:00 to 00:00 hours
Friday and Saturday 11:00 to 01:00 hours
Sunday 11:00 to 00:00 hours
- 3.4 Live Music (Indoors only)
Monday to Thursday 11:00 to 23:30 hours.
Friday and Saturday 11:00 to 00:30 hours.
Sunday 11:00 to 23:30 hours.
- 3.5 Recorded Music (Indoors only)
As per Live Music above
- 3.6 Anything of a similar description to that falling within Live Music, Recorded Music and Performances of Dance (Indoors only)
As per Live Music above.
- 3.7 Provision of facilities for making music (Indoors only)
As per Live Music above.
- 3.8 Provision of facilities for dancing (Indoors only)
As per Live Music above.
- 3.9 Provision of facilities for entertainment of a similar description to that falling within making Music and Dancing (Indoors only)
As per Live Music above.
- 3.10 Supply of Alcohol (Consumption on and off the premises)
Monday to Thursday 11:00 to 00:00 hours.
Friday and Saturday 11:00 to 01:00 hours.
Sunday 11:00 to 00:00 hours.
- 3.11 Hours premises are open to the public
Monday to Thursday 11:00 to 00:30 hours.
Friday and Saturday 11:00 to 01:30 hours.
Sunday 11:00 to 00:30 hours.

4. **Non-Standard times**

- 4.1 From the commencement of permitted hours on New Year's Eve to the end of permitted Hours on New Year's Day.

5. **Background Information.**

- 5.1 The premises is a well established Public House located at the junction of Park Street with Plimsoll Street, Kidderminster. The premises are sited within a densely populated residential area. The premises is a two storey building of traditional brick and tile construction. The entrance to the ground floor leads into a bar lounge with bar.

- 5.2 To the rear of the bar is an enclosed staircase affording access to the first floor. Behind the staircase on the ground floor is a further room currently used as a pool room. The toilets and kitchen are located to the rear of the building.
- 5.3 The first floor consists of two small rooms to the front of the building. A large third room with bar is situated behind the enclosed staircase to the rear of the building. Toilets are located at the far end of the premises.
- 5.4 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, 17th January, 2006, for a period of 28 days, terminating on Tuesday, 14th February, 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:

Health and Safety Advisor of Wyre Forest District Council
Protection of Children from Harm Officer of Worcestershire County Council
Police Licensing Officer of West Mercia Constabulary
Hereford and Worcester Fire and Rescue Service

9. **Objection by Interested Parties**

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

10. **Policy considerations**

- 10.1 The following paragraph 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”.

- 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.