

# Agenda Item 4.

<b>TITLE</b>	<b>Emmbrook Sports And Social Club Lowther Road, Wokingham RG41 1JB Application For New Premises Licence</b>
<b>FOR CONSIDERATION BY</b>	Sub Committee of the Licensing and Appeals Committee on 19 July 2016
<b>WARD</b>	Emmbrook
<b>STRATEGIC DIRECTOR</b>	Paul Anstey, Joint Service Delivery Manager for Environmental Health & Licensing

## **OUTCOME / BENEFITS TO THE COMMUNITY**

In accordance with S18 of the Licensing Act 2003 and the Wokingham Borough Council Licensing Policy, the application is referred to the Licensing and Appeals Sub Committee for determination as representations have been received.

## **RECOMMENDATION**

The Sub Committee to determine the application to grant or refuse the application, with conditions and/or amendments as appropriate.

## **SUMMARY OF REPORT**

To provide relevant information for the Sub Committee to consider and determine the application by Emmbrook Sports and Social Club for a new premises licence for Emmbrook Sports and Social Club at Lowther Road, Wokingham RG41 1JB

## **Background**

The application for a new premises licence was received by email on 31 May 2016 (the original was sent by post and received on 1 June 2016 as shown by the date stamp)

The names of the two trustees whose signatures are on the application form have been confirmed by Stan Hetherington as being Mark Ashwell and Clive McNelly.

The following documentation is attached:

1. copy of the application (Appendix One)
2. location / layout plans (Appendix Two)
3. Residents representations (Appendix Three)
4. Planning response (Appendix Four)

The application was checked and confirmed to be correctly made. The 28 day consultation period ran from 31 May to 29 June 2016. The responsible authorities, ward members and town council were advised by email.

Details of the application are as follows:

Emmbrook Sports and Social Club is a pavilion style building with toilets, bar and changing rooms. It is the umbrella organization for Emmbrook and Bearwood Cricket Club and Wokingham and Emmbrook Football Club. The premises currently hold a club licence (CP0040) The premises will be used for community and fundraising events to which members of the public will be attending. It will also host Wokingham Music Club, birthday parties, baby showers and similar events. (extract from applicant's overview)

Plays, films, live and recorded music, performance of dance  
(all indoors and outdoors)

- 1000 to 2300 hours Monday to Thursday
- 1000 to 2330 hours Friday and Saturday
- 1200 to 2230 hours Sunday
- Outside area will not be used after 2200 hours

Indoor sporting events

- 1000 to 2200 hours Monday to Thursday
- 1000 to 2330 hours Friday and Saturday
- 1200 to 2230 hours Sunday

Late Night Refreshment (indoors)

- 2300 to 2320 hours Monday to Thursday
- 2300 to 2350 hours Friday and Saturday
- 2300 to 2250 hours Sunday

Supply of alcohol (for consumption on and off the premises):

- 1000 to 2300 hours Monday to Thursday
- 1000 to 2330 hours Friday and Saturday
- 1200 to 2230 hours Sunday
- Outside area will not be used after 2200 hours

Hours premises are open to the public:

- 1000 to 2320 hours Monday to Thursday
- 1000 to 2350 hours Friday and Saturday
- 1200 to 2250 hours Sunday

The application has been advertised correctly, with site notices displayed at the premises (checked during the consultation period) and a notice placed in the Wokingham Paper on 3 June 2016.

During the statutory consultation period of 28 days, representations were received from local residents and Emmbrook Residents Association.

### **Responses Received from Responsible Authorities**

Thames Valley Police – “no objections” response

Fire Authority – “no representation” response

Environmental Health – “no comments/objections” response

Health & Safety – “no comments” response

Trading Standards – “no comments” response

Planning – “no objections” response, see comments made below

Children and Young People's Services – no response received  
Public Health – “no comments” response

### **Representations from Other Parties**

Representations were received, these are included as Appendix Three:

- Mr John Dudman of Chelledon, Old Forest Road, Winnersh
- Paul Gallagher on behalf of Emmbrook Residents Association.
- Mr Graham Bedwell of Wychwood, Old Forest Road, Winnersh
- Mr Colin Livingstone of Davaar, 12 Lowther Road, Wokingham
- Mr James Roberts of 3 Wayside, Winnersh
- Mr Declan Keohane of Greenhaze, Old Forest Road, Winnersh
- Mr John Bennett of Blythewood, Old Forest Road, Winnersh

Some of the issues raised do not relate directly to one or more of the four licensing objectives but all contain valid issues.

### **Other Relevant Information**

Clarification emails with Mr Dudman have been included together with his representation.

Planning and Environmental Health were asked to respond to the specific issues raised in the Emmbrook Residents Association letter.

Planning provided their response, a copy of their letter is attached as Appendix Four:

### **Analysis of Issues**

Promotion of the four licensing objectives:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

The operating schedule section of the application details how the applicant proposes to address these.

Requirement of Licensing Act 2003 to determine an application and achieve the four licensing objectives – prevention of crime and disorder, public safety, prevention of public nuisance and protection of children from harm.

Wokingham Borough Council's licensing policy – operating hours – the council recognises that one important aspect of the Licensing Act 2003 is the abolition of national opening hours for premises selling alcohol and will only determine the opening hours of any licensable activity if there is the belief that by limiting the operating hours one or more of the licensing objectives will be met.

## FINANCIAL IMPLICATIONS OF THE RECOMMENDATION

	How much will it Cost/ (Save)	Is there sufficient funding – if not quantify the Shortfall	Revenue or Capital?
Current Financial Year (Year 1)	Not applicable		
Next Financial Year (Year 2)	Not applicable		
Following Financial Year (Year 3)	Not applicable		

### Other financial information relevant to the Recommendation/Decision

None

### Cross-Council Implications

Not applicable

### List of Background Papers

Application forms, location plans, representations

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