



DERBY CITY COUNCIL

LICENSING SUB COMMITTEE B 20 OCTOBER 2004

Report of the Director of Corporate Services

APPLICATION TO RENEW THE PUBLIC ENTERTAINMENT LICENCE – THE GREYHOUND, VILLAGE STREET, DERBY.

RECOMMENDATION

- 1.1 To consider the application and objections to it.
- 1.2 To decide whether to grant or refuse the application or.
- 1.3 To impose a time period for the works to be carried out.

SUPPORTING INFORMATION

Matters for Consideration

- 2.1 A renewal application was received 14 January 2004 from Mr A Holland and Ms J Rigby in respect of The Greyhound, Village Street, Derby. The applicants have now left and the current licensee is Mr G Jackson. A copy of the application is attached at **Appendix 2**.
- 2.2 The application was heard at the Licensing Sub Committee B hearing on 28 April 2004. The Sub Committee resolved grant the application subject to the Council's standard conditions and additional conditions. These were all public entertainment to be held in the function room, all windows and doors to remain closed when public entertainment takes place, and a noise limiting device to be fitted in the premises within a period of two months. The level of calibration should be set by a Pollution Control Officer from the Environmental Health Division. All entertainment at the premises must be placed through the noise limiter. Works in regard to the noise limiter are still outstanding.
- 2.3 An objection has been received by pollution control. A copy of this letter is attached at **Appendix 3**.
- 2.4 The applicant was sent a letter on 6 September 2004 chasing outstanding works. A copy of this letter is attached at **Appendix 4**.
- 2.5 A location map is attached at **Appendix 5**.
- 2.6 There are no objections from the Derbyshire Fire and Rescue Service, Police Authority, Public or Development & Cultural Services.

Premises History

3. The premises have held a public entertainment licence for over four years.

For more information contact: Mr Michael Kay 01332 716340 E-mail michael.kay@derby.gov.uk

Background papers: None

List of appendices:

- Appendix 1 – Implications
- Appendix 2 – Application form
- Appendix 3 – Objection
- Appendix 4 – Letter chasing works
- Appendix 5 – Location map

IMPLICATIONS

Financial

1. If the application is refused, the applicant will forfeit their original fee. Should the owners wish to re apply for a Public Entertainment Licence at a later date a fresh fee will have to be paid and will not be able to have public entertainment events in the meantime.

Legal

- 2.1 Public entertainment is required to be licensed under the provisions of the Local Government (Miscellaneous Provisions) Act 1982.
- 2.2 In considering an application to renew a Public Entertainment Licence, the Council is required to consult the Police Authority, Derbyshire Fire and Rescue Service, Environmental Health and Trading Standards, Development and Cultural Services. In considering an application the Council must have regard to any observations by these authorities. It has also become accepted that the Council can consider objections from other people.
- 2.3 The applicant must be informed of objections and given the opportunity to comment on them.
- 2.4 The Council does have the power to refuse the application.
- 2.5 A right of appeal to the Magistrates' Court exists for any applicant who is aggrieved by the refusal of an application.

Personnel

3. None

Environmental

4. To be taken into account by the Committee before determining the application.

Equalities Impact

5. None directly arising from this report.