



LICENSING SUB COMMITTEE B 20 OCTOBER 2004

Report of the Director of Corporate Services

APPLICATION TO RENEW THE PUBLIC ENTERTAINMENT LICENCE – BAR VIDA, 53-55 QUEEN 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 1 July 2004 from Mr A Gale in respect of Bar Vida, 53-55 Queen Street, Derby. A copy of the application is attached at **Appendix 2**.
- 2.2 An objection has been received by the Police Authority. A copy of required specification is attached at **Appendix 3**.
- 2.3 A location map is attached at **Appendix 4**.
- 2.4 There are no objections from the Environmental Health and Trading Standards, Derbyshire Fire and Rescue Service, Public or Development & Cultural Services.

Premises History

3. The premises have held a public entertainment licence for two 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 – Police Specification Appendix 4 – 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.