



LICENSING SUB COMMITTEE B 20 OCTOBER 2004

Report of the Director of Corporate Services

APPLICATION TO VARY THE PUBLIC ENTERTAINMENT LICENCE – BECKETS, BECKET 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 variation application was received 13 September 2004 from Ms D Harpin in respect of Beckets, Becket Street, Derby. A copy of the application is attached at **Appendix 2**.
- 2.2 The application has been displayed on the premises as required. A copy of this notice is attached at **Appendix 3**.
- 2.3 A notice was placed in the Derby Evening Telegraph as required. A copy of the notice is attached at **Appendix 4**.
- 2.4 An objection has been received by the Police Authority. A copy of this letter is attached at **Appendix 5**.
- 2.5 A location map is attached at **Appendix 6**.
- 2.6 There are no objections from the Environmental Health and Trading Standards, Derbyshire Fire and Rescue Service, Police Authority, Development & Cultural Services, or Members of the Public.

Premises History

3. The premises have held a provisional public entertainment licence since earlier this year.

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 – Copy of Notice
- Appendix 4 – Copy of Derby Evening Telegraph Advertisement
- Appendix 5 – Police Objection
- Appendix 6 – Location Map

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| IMPLICATIONS |
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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 Variation at a later date a fresh fee will have to be paid.

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 for a Public Entertainment Licence variation, 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.