

# REPORT

**Meeting/  
Decision  
Maker(s)** Licensing Sub-Committee

**Date:** 14 June 2023

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**Title of  
Report:** Licensing Act 2003

**Ward:** Tynemouth

Coastella Events Limited  
Percy Park Rugby Club  
North Shields  
NE30 2BE

## **1.0 Summary / Purpose of Report**

### **1.1 Licensing Sub-Committee**

The Licensing Act 2003 provides that, where representations have been received from a Responsible Authority or Other Persons in respect of an application for a licence, a hearing must be held to consider them. Sub-Committees have been established in accordance with provisions of the Act for the purpose of hearing such applications.

**1.2** The Sub-Committee is asked to consider and determine the application from Coastella Events Limited for a New Premise Licence in respect of Percy Park Rugby Club, North Shields, NE30 2BE.

**1.3** The applicant has been invited to attend to put forward their case in support of their application. All persons making relevant representations have also been invited to attend.

## 1.4 Representations from Responsible Authorities and Other Persons

The application has been forwarded to the Chief Officer of Police, Fire Authority, Local Planning Authority, Environmental Health Authority, Health and Safety Enforcement Agency, Licensing Authority, Director of Public Health, Weights and Measures Authority and the Local Safeguarding Children Board with a view to any of these Responsible Authorities inspecting the premises if deemed appropriate by them and to enable them to comment on the application. The application has been advertised near the premises, in a local newspaper and on the Council Website as prescribed.

A representation has been received from the Environmental Health Authority, this is attached at **Appendix 5**.

1.5 The applicant has subsequently agreed to the conditions recommended by Environmental Health as outlined in their representation. Both parties therefore advised the Authority, within their reply notice for the Hearing, that they considered that a Hearing was not necessary.

## 1.6 Authority to make decisions

In relation to an application for the grant of a Premises Licence the Licensing Sub-Committee can, under the Licensing Act 2003:

- grant a Licence subject to conditions consistent with the operating schedule and necessary for the promotion of the licensing objectives in addition to the mandatory conditions;
- exclude from the scope of the Licence any of the licensable activities to which the Application relates;
- refuse to specify a person in the licence as premises supervisor;
- or reject the Application.

1.7 Once the Sub-Committee has reached a decision, the decision and reasons must be given in accordance with the **Licensing Act 2003 and the Licensing Act 2003 (Hearings) Regulations 2005**.

## 2.0 Background

This report relates to an application for a New Premises Licence in respect of Coastella Events Limited, Percy Park Rugby Club, North Shields, for a three-day event to be held between the dates of 19 June and 19 July annually.

2.1 The Application for a New Premise Licence is attached at **Appendix 1**, a plan of the premises is attached at **Appendix 2** and a map of the area is attached at **Appendix 3**.

### **3.0 The Application for the Grant of a Premises Licence under Section 17 of The Licensing Act 2003**

**3.1** The Application for the Grant of the Premises Licence is made pursuant to Section 17 of the Licensing Act 2003 and the relevant Section of the Act dealing with the determination of such an Application is contained in Section 18 of the Act.

The application for a premise licence is as follows:

A three-day event to be held annually between the dates of 19 June and 19 July

**1.** To permit the premises to **supply alcohol** (On the premises) as follows:

- Friday From 18.00 – 22.30
- Saturday and Sunday From 12:00 – 22:30

**2. Live Music and Recorded Music**

- Friday From 18:00 – 22:30
- Saturday and Sunday From 12:00 – 22:30

**3. The opening hours are as follows:**

- Friday From 18.00 – 22.30
- Saturday and Sunday From 12:00 – 22:30

The applicant also requested Late Night Refreshment for the above times, However, there is no requirement for a Late Night Refreshment Licence before 23:00.

If the licence is granted this will be subject to mandatory conditions attached at **Appendix 4.**

### **4.0 Promotion of Licensing Objectives**

**4.1** The applicant has included the following additional steps in the operating schedule which they intend to take in order to promote the licensing objectives.

Please see **Appendix 1.**

### **5.0 The Parties**

The Parties to the hearing will be:

1. The Applicant
2. Environmental Health Officer

## **6.0 For consideration**

The areas for consideration by the Licensing Sub-Committee are:

The application for a New Premises Licence in respect of

- Coastella Events Ltd, Percy Park Rugby Club, North Shields, NE30 2BE.

## **7.0 The North Tyneside Council Statement of Licensing Policy**

The Sub-Committee's attention is drawn to the relevant part of the Policy – Section 10.1 – 10.5 Crime and Disorder.

## **8.0 The Revised Guidance issued under Section 182 Licensing Act 2003**

The Sub-Committee's attention is drawn to the relevant parts of the Guidance issued under S182 Licensing Act 2003 that is Chapter 2 Licensing Objectives.

## **9.0 For Decision**

The Sub-Committee is asked to determine this application in whichever way it sees fit.

## **10.0 Associated Papers**

Appendix 1 – The application for the grant of a New Premises Licence

Appendix 2 – Plan of the premises

Appendix 3 – Map of the area

Appendix 4 – Mandatory Conditions

Appendix 5 - Representations

## **11.0 Background Information**

The following background papers have been used in the compilation of this Report and are available for inspection at the offices of the authors of the Report:

North Tyneside Council Statement of Licensing Policy

The Licensing Act 2003 and Regulations

Revised Guidance issued under Section 182 of the Licensing Act 2003 from the Home Office

Delegation Scheme – Licensing Committee 7 February 2005