
Meeting of the Licensing Sub-Committee 3 – 5th September 2023.

Report of the Interim Service Director of Environment Directorate

**Application to Vary a Premises Licence - Kingsbridge Bar, 83A – 85A
Bridgnorth Road, Wollaston, Stourbridge, DY8 3PZ**

Purpose

- 1 To consider the application for variation of the premises licence in respect of the premises known as The Kingsbridge Bar, 83A – 85A, Bridgnorth Road, Wollaston, Stourbridge, West Midlands, DY8 3PZ.

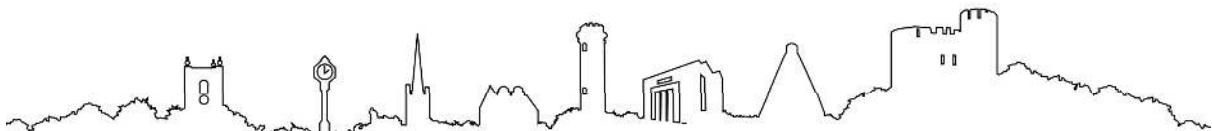
Recommendation

2. That the Sub-Committee determine the application for variation of the premises licence following the receipt of representations.

Background

3. The Kingsbridge Bar was first issued with a premises licence on the 30th May 2019, by the Licensing Sub-Committee 1. A copy of the minutes of that meeting are attached to this report as Appendix 1.
4. The current joint premises licence holders are Mr Jason Thomas and Mr Lee Brown the current licence is issued for the following days and times:

**Sale of Alcohol
Monday to Sunday 10.00 until 22.15**



5. On the 12th July 2023 Mr Jason Thomas and Mr Lee Brown made application for the variation of the premises licence as set out below.

The amendment of the conditions of its outdoor area imposed by the licensing authority on the 28th September 2021 as follows:

Monday to Saturday inc

From 10.00 until 18.00 to **10.00 until 21.00**

Sundays

From 10.00 until 15.00 to **10.00 until 21.00**

The sale of Alcohol in the outdoor area is not permitted only for consumption.

The outdoor area to be closed to the public at 21.00 Monday to Sunday.

6. A copy of the application has been forwarded to Committee Members and interested parties in accordance with the licensing Act 2003.
7. Confirmation that copies of the application form and supporting documentation have been served on the relevant authorities has been received.
8. Representations to the application have been received from 2 local residents. Copies of all representations are attached to this report as appendix 2.
9. These premises have been considered by the Licensing Sub-Committee previously On the 30th May 2019 when the licence was initially granted and again on the 28th September 2021 following and application for variation of licence to include sale of Alcohol on Sundays between 10.00 and 22.15
10. Representations to the application were received from two local residents.

11. The Committee resolved that the application for variation of the premises licence in respect of the premises known as Kingsbridge Bar, be granted subject to the following conditions and opening times:

The Supply of Alcohol

Sunday 10.00 until 22.15 with a terminal hour of 22.30.

Conditions

- (1) The sale of alcohol for consumption in the outdoor area is not permitted before 10.00 and after 18.00 hours Monday to Saturday or before 9.00 nor after 15.00 hours on Sundays.
- (2) The outdoor area shall be closed to the public at 15.00 hours on Sundays and 18.00 hours Monday to Saturday.

Finance

12. There are no financial implications.

Law

13. The law relating to the granting of applications to vary premises licences is governed by the Licensing Act 2003, part 3, section 34.
14. Pursuant to section 35(3)(a) of the Licensing Act 2003, where a relevant authority has made representations, the Licensing Authority must:-
- Hold a hearing to consider item, unless the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary, and,
 - Having regard to the representations, take such of steps mentioned in subsection (4) (if any) as it considers necessary for the promotion of the licensing objectives.
 - The steps are:-
 - To modify the conditions of licence;
 - To reject the whole or part of the application.

15. Pursuant to Section 36(1) and (4) of the Licensing Act 2003 where an application (or any part of an application) is granted or rejected under Section 35 of the Licensing Act 2003, the Licensing Authority must immediately give notice to that effect to :-
- the applicant;
 - any person who made relevant representations in respect of the application and
 - the Chief Officer of Police for the police area in which the premises are situated.
16. In pursuance of regulation 26(1) of the Licensing Act 2003 (Hearing Regulations 2005), the licensing authority must make its determination at the conclusion of the hearing.
17. In pursuance of schedule 5, section 4 if the Licensing Authority refuse to grant the application vary the premises licence, there is a right of appeal to the Magistrates' Court.
18. In pursuance of schedule 5, section 4(2) where the Licensing Authority grant an application to vary a premises licence in whole or in part. The applicant may appeal against any decision to modify the conditions of the licence under subsection 4(a) of section 35 of the Licensing Act 2003.
19. In pursuance of schedule 5 section 4(3) where a person who made relevant representations to the application desires to contend:-
- a) that any variation made ought not to have been made, or
 - b) that, when varying the licence, the Licensing Authority ought not to have modified the conditions of the licence, or ought to have modified it in a different way, under subsection 4(a) of section 35 of the Licensing Act.

They have the right of appeal to the Magistrates' Court.

Risk Management

20. There are no risk management implications.

Equality Impact

- 21. This report complies with the Council's policy on equal opportunities.
- 22. The licensing of premises and individuals will impact on children and young people through their attendance at licensed premises.
- 23. There has been no consultation or involvement of children and young people in developing these proposals.

Human Resources/Organisational Development

- 24. There are no commercial/procurement implications.

Commercial/Procurement


- 25. There are no commercial/procurement implications.

Environment/Climate Change

- 26. There are no environment/climate change implications.

Council Priorities

- 27. This application falls within the Council's responsibility for liquor licensing which has a direct link to the Council's key corporate priority that safety matters.



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Appendices

- Appendix 1 Minutes of the Licensing Sub-Committee 30th May 2019.
- Appendix 2 Representations