

LICENSING AND GAMBLING ACTS SUB-COMMITTEE HEARING

Members' Record of Determination

**RE: Whitbread Group PLC**

**Premier Inn and Beefeater**

**London road Buckingham MK18 1SH**

**Application for Premises Licence under s.17 of the Licensing Act 2003**

Date: 11<sup>th</sup> July 2017 at 13.30 pm in the Olympic Room at the Gateway

Constitution of the Sub-Committee:	Cllrs Sue Renshall and Gary Powell
Chair:	Cllr Mrs Judy Brandis
Others present:	

Legal Advisor:	Ifty Ali
Democratic Services:	Chris Ward and Craig Saunders
Licensing Officer:	Lindsey - Manager Megan Wright
Applicant:	Represented by John Gaunt (John Gaunt &Co) Representatives from Whitbread – Evette Borsa and Stuart Rose
Responsible Authority:	None
Interested Parties:	See Attendance list .
Members of the Public:	See Attendance list
Documentation:	Report and Appendices + Applicant Skeleton
Apologies:	None
Disclosures of Interest:	None

## **FINDINGS OF FACT**

The Sub-Committee accepted the following findings of fact from the evidence available:

1. This hearing relates to an application for a new Premises Licence in respect of the Premier Inn and Beefeater at London Road Buckingham MK18 1SH.. The application is in regard to regulated activities in respect of Films; Indoor sporting events; Live and recorded music; Performance of dance; the provision of late night refreshment and the supply of alcohol. The hours applied for are 10:00 hours to 00:30 in respect of all regulated activities Monday to Sunday (apart from Late night refreshment which is from 23:00 to 00:30 hours. The non-standard timings in respect of Bank Holidays etc are the same. In respect of the opening hours the premises will be open from 06:00 to 01:00 the next day Monday to Sunday.
2. The applicant has amended his operating schedule to clarify the following: The terminal hour for licensable activity will be 23:00 Monday to Sunday with the consequent terminal hours for closing being 30 minutes later.
3. There were no representations made by any of the Responsible Authorities apart from Environmental Health whose representations were agreed and the applicant confirms can now form part of the Operating Schedule. These 4 agreed conditions are set out more particularly at appendix 3 page 23 of the report.
4. Representations objecting to the application centred around the opening hours and a number were withdrawn prior to this hearing on the basis of the amended operating schedule and termination of licensable activity at 23:00 hours for non-residents.
5. The applicant clarified the application and Operating Schedule and explained their extensive experience and operations in this area.

Taking into account the application and representations received together with the relevant law, section 182 guidance, the Licensing Policy Statement (Nov 2015) the Sub-Committee unanimously

## RESOLVED

1. Application **granted** as applied for and subject to those conditions as forming part of the Operating Schedule which for the avoidance of doubt to include those additional conditions as agreed with Environmental Health and set out at page 23 of Appendix 1 to the licensing report..

### **REASONS FOR DECISION**

The applicant is a very experienced owner and the Sub-Committee felt assured by his arrangements and comments together with the conditions within the Operating Schedule. The Sub-Committee felt particularly assured by the fact that the venue will have a limited noise affect on the amenity of the neighbourhood particularly taking into account those conditions already comprised in the operating schedule regarding the outbreak of noise.

The Sub-Committee is satisfied that the above decision and conditions attached is a proportionate response to the representations made and is satisfied that if there were to be a problem in the future this could be the subject of a Review..

### **RIGHT OF APPEAL**

An appeal against the decision of the Sub-Committee may be made by:

- a) The applicant
- b) The person who made the relevant representations

Applications to appeal the decision of the Sub-Committee must be made to the local Magistrates' Court within 21 days from the receipt of this notice