

Licensing Sub-Committee Report

Coriander Club, 98 Royal Avenue, Calcot, Reading, West Berkshire, RG31 4UT (Application Number 22976)

Type of Application:	New Premises Licence
Parish Council:	Tilehurst Parish Council
Ward Members:	Councillors Joanne Stewart and Clive Taylor
Case Officer:	Krystelle Kamola, Licensing Officer
Portfolio Holder:	Councillor Lee Dillon
Service Director:	Eric Owens

1. Purpose of the Report

1.1. To set out the background information pertaining to this Licensing Application.

2. Recommendation to Licensing Sub-Committee

2.1. Options available to Members are to:-

- (a) Grant the application for a premises licence subject to such conditions as are consistent with the operating schedule accompanying the application and to decide whether to modify any of those conditions to such extent as is considered appropriate for the promotion of the licensing objectives and subject to any mandatory condition.
- (b) Refuse to specify a person in the licence as the Designated Premises Supervisor.
- (c) Exclude from the licence any of the licensable activities to which the application relates.
- (d) Reject the application for a premises licence.

Members of the Licensing Sub-Committee are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak. Members must give full reasons for their decision.

3. Introduction and Background

3.1. On 20 October 2023 an application was received from Let's Eat Trading Ltd for a new premises licence for Coriander Club, 98 Royal Avenue, Calcot, Reading, West Berkshire, RG31 4UT. The application was validated on 23 October 2023 and the consultation end date was 17 November 2023.

- 3.2. Members of the Licensing Sub-Committee are asked to determine the application as the Licensing Authority has received representations stating that granting this application would undermine the prevention of crime and disorder, the prevention of public safety, the prevention of public nuisance, and/ or the protection of children from harm licensing objectives.
- 3.3. Members of the Licensing Sub-Committee are requested to determine the application having regard to the operating schedule, representations received, the Councils Statement of Licensing Policy, revised Section 182 guidance and the four licensing objectives.
- 3.4. An authorisation is required in respect of any premises where it is intended to conduct one or more of the licensable activities, these being:
 - Sale of alcohol
 - Supply of alcohol (in respect of a club)
 - Regulated Entertainment
 - Provision of Late Night refreshment

An appropriate authorisation is either, a premises licence, a club premises certificate or a Temporary Event Notice.

- 3.5. Licence holders are required, when offering any licensable activity, to ensure that they promote the licensing objectives at all times. The operating schedule of the application contains detail of all the activities applied for and the control measures that the applicant will have in place in order to promote these objectives. Such measures will, where appropriate be converted into enforceable conditions on any licence issued.

The four licensing objectives are:

- Prevention of crime and disorder
- Prevention of public nuisance
- Public Safety
- Protection of children from harm

No licensing objective carries any more weight than any other and these are the only factors in which licensing can have regard in determining an application.

- 3.6. Where representations have been received from a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Licensing Act 2003 requires that these applications should be determined by the Licensing Authority's Licensing Committee. The Licensing Act 2003 allows for applications such as this one to be delegated to a Sub-Committee. In accordance with those rules, the Scheme of Delegation set out in the Council's Constitution states that the Licensing Sub-Committee has responsibility for dealing with this application.

4. Background information

- 4.1. The proposed site for this licence is in Calcot a mostly residential area, four miles west of Reading. The location is at the end of a parade of other business units, including a café and newsagents. There is an area for parking outside of the business units, but there are no defined bays.

5. Summary of Application

- 5.1. The Licencing Authority has received an application on 20 October 2023 from Let's Eat Trading Ltd, who seeks a new premises licence under Licensing Act 2003 in relation Coriander Club, 98 Royal Avenue, Calcot, Reading, West Berkshire, RG31 4UT. This application had been recorded under reference number 22976. A copy of the application is attached as **Appendix A** and Plan as **Appendix B**.
- 5.2. The application seeks a premises licence to permit the following activities:-
- I. Late night refreshment: Monday to Sunday from 23:00 to 24:00 for the provision of late night refreshment both on and off the premises. The applicant has applied for non standard timings for New Year's Eve from 23:00 until 01:00 on New Year's Day.**
- J. Supply of Alcohol: Monday to Sunday from 11:00 to 23:30 for the supply of alcohol for consumption both on and off the premises. The applicant has applied for non standard timings for New Year's Eve from 11:00 until 01:00 on New Year's Day.**
- L. Hours premises are open to the public: Monday to Sunday from 08:00 to 00:15. The applicant has applied for non standard timings for New Year's Eve from 11:00 until 01:15 on New Year's Day.**
- 5.3. The applicant has offered conditions to support the licensing objectives, which can be found within the application at **Appendix A**, **Appendix C** and **Appendix D**.

6. Consultation

- 6.1. The 28-day consultation period ran from 21 October 2023 to 17 November 2023. Responsible Authorities, Ward Members and Tilehurst Parish Council were advised by email on the 23 October 2023. The application has been advertised in accordance with the regulations, with the required blue notices being placed at the premises and checked by an officer from the Public Protection Partnership and an advert was placed in Reading Today on 26 October 2023.
- 6.2. Ten representations were received from members of the public objecting to the application. These are attached at **Appendix E**.
- 6.3. Three representations were received from members of the public in support of the application. These are attached at **Appendix F**.

7. Responses Received from Responsible Authorities

Fire Authority – No Objection. Response received 16 November 2023.

The Chief Officer of Thames Valley Police – No Objection. Response received 14 November 2023.

Environmental Health – Objection. Mediation with applicant, conditions agreed so objection withdrawn 14 November 2023. (Appendix D)

The Local Enforcement Agency for the Health and Safety at work etc. Act 1974 – No objections. Response received 26 October 2023.

Trading Standards – No objections. Response received 3 November 2023

Children’s Safeguarding Board – None received

Public Health – No objections. Response received 31 October 2023

Home Office Immigration – None received

Planning – None received

The Licensing Authority – None received

8. Summary of Public Representations

- 8.1. Thirteen representations have been received from members of the public, ten objected to the application, believing that that the granting of the licence would undermine all four licensing objectives. Three respondents are in support of the application.

9. Options

- 9.1. The Home Office’s Revised Guidance issued under section 182 of the Licensing Act 2003 (August 2023) must be taken into account when determining this Application.
- 9.2. Members are asked to consider, after taking the representations both oral and written into account, and having due regard to the licensing objectives, whether the application for the Premises Licence should be granted or rejected. Members will need to give reasons for their decision.
- 9.3. If Members are minded to approve the application they need to consider any additional conditions, other than those contained in the operating schedule, and any relevant mandatory conditions in ss19-21 of the Licensing Act 2003. Modification of conditions includes adding, omitting or altering a condition;
- 9.4. If Members are minded to include any additional conditions they will need to provide their reasons for doing so in the decision notice.

Background Papers: Relevant Legislation

- (1) The Licensing Act 2003
- (2) Appropriate Regulations including but not limited to The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005, The Licensing Act 2003 (Hearings) Regulations 2005 and The Licensing Act 2003 (Hearings) (Amendment) Regulations 2005
- (3) Statutory Revised Guidance issued under section 182 of the Licensing Act 2003

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- (4) The Council's Statement of Licensing Policy Licensing Act 2003
 - (5) The Council's Constitution
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10. Appendices

Appendix A – Application

Appendix B – Plan

Appendix C – Further conditions proposed by the applicant

Appendix D – Conditions agreed with Environmental Health

Appendix E – Representations objecting to the application

Appendix F – Representations supporting the application

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