

**FLINTSHIRE COUNTY COUNCIL**

**REPORT TO:**           **LICENSING SUB-COMMITTEE**

**DATE:**               **WEDNESDAY, 11 JUNE 2014**

**REPORT BY:**       **C O PLANNING AND THE ENVIRONMENT**

**SUBJECT:**           **APPLICATION TO VARY THE PREMISES LICENCE**  
                                  **OF THE ALBION HOTEL, CONNAH'S QUAY**

**1.00   PURPOSE OF REPORT**

1.01   To request that Members determine an application to vary the Premises Licence of the Albion Hotel, Church Street, Connah's Quay.

**2.00   BACKGROUND**

2.01   There has been a Premises Licence in force at the Albion Hotel since the Licensing Act 2003 took effect in 2005. In recent months the business has not been operating but the Premises Licence remains in place as long as the required annual fee is paid to the Licensing Authority.

2.02   On 16th April 2014 application was made to transfer the Premises Licence to Saxon Leisure (NW) Ltd from the previous holder Mr James Bedden.

2.03   On the same date application was also made to vary the Premises Licence in the following way:

**Existing** activities, days and hours (ie. pre April 2014)

Live music; recorded music; facilities for making music; facilities for dancing; facilities for entertainment of a similar description

Monday – Saturday	7:00pm to midnight
Sunday	7:00pm to 11:00pm

Supply of alcohol

Monday – Saturday	11:00am to 11:00pm
Sunday	Noon to 10:30pm
Good Friday	Noon to 10:30pm
Christmas Day	Noon to 3:00pm and 7:00pm to 10:30pm
New Year's Eve	11:00am to Midnight
New Year's Day	Midnight to 11:00pm

**Proposed activities, days and hours of operation by this application-**

Provision of films; indoor sporting events; boxing or wrestling entertainments; live music; recorded music; dance; entertainment of a similar description to music and dance.

Monday – Sunday 10:00am to 02:00am the following morning

Late Night Refreshment

Monday – Sunday 11:00pm to 02:00am the following morning

Supply of alcohol

Monday to Sunday 10:00am to 02:00am the following morning

Opening Hours

Monday to Sunday 10:00am to 02:00am the following morning

Adult Entertainment - none

Operating Schedule – nothing additional was included in the application.

**3.00 CONSIDERATIONS**

3.01 Once the application was advertised relevant representations were received from eight local residents. Details of these are shown in Appendix 1.

3.02 A petition of around 180 signatures was also submitted. This indicates a level of concern in the locality but petitions are not regarded as relevant representations in the context of the Licensing Act because there is insufficient detail of individual resident's views.

3.03 North Wales Police made representations on 14<sup>th</sup> May 2014 and these are shown at Appendix 2. Following e-mail correspondence with the applicant additional representations were submitted and these are shown at Appendix 3. An e-mail confirmation from the applicant is shown at Appendix 4. A plan showing the location of the premises is at Appendix 5.

3.04 The agreed position between the Police and applicant regarding activities, days and hours of operation is now as follows:

Monday, Tuesday, Wednesday, Thursday and Sunday – times as on existing licence as referred to in paragraph 2.03 above.

Friday and Saturday – hours of 10:00am to 2:00am the following

morning with no customers to be admitted after midnight.

North Wales Police to be notified within a reasonable time of any boxing, wrestling, or cage fighting events to be held at the premises. Such events to finish at midnight.

#### **4.00 RECOMMENDATIONS**

4.01 That Members determine the application to vary the Premises Licence of the Albion Hotel, Church Street, Connah's Quay

#### **5.00 FINANCIAL IMPLICATIONS**

5.01 All applicants have a right of appeal to the magistrates court and this could involve costs to the Licensing Authority

#### **6.00 ANTI POVERTY IMPACT**

None

#### **7.00 ENVIRONMENTAL IMPACT**

7.01 The prevention of nuisance is one of the statutory licensing objectives

#### **8.00 EQUALITIES IMPACT**

None

#### **9.00 PERSONNEL IMPLICATIONS**

None

#### **10.00 CONSULTATION REQUIRED**

None

#### **11.00 CONSULTATION UNDERTAKEN**

None

#### **12.00 APPENDICES**

See attachments

#### **LOCAL GOVERNMENT (ACCESS TO INFORMATION ACT) 1985 BACKGROUND DOCUMENTS**

Licensing Act 2003  
Home Office Section 182 Guidance to Local Authorities  
Flintshire County Council Statement of Licensing Policy

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