

## **SOUTHEND-ON-SEA CITY COUNCIL**

### **Meeting of Licensing Sub-Committee A**

**Date: Monday, 28th November, 2022**

**Place: Committee Room 4 - Civic Suite**

**Present:** Councillor A Thompson (Chair)  
Councillors S Buckley and N Folkard

**In Attendance:** A Brown, T Row, T Bahannack and M Newton

**Start/End Time:** 10.00 am - 10.40 am

#### **497 Apologies for Absence**

There were no apologies for absence.

#### **498 Declarations of Interest**

Mr T Bahannack declared that he knew Mr Damian O'Boyle (Applicant) from previous employment at Westminster City Council.

#### **499 Application for Grant of Premises Licence - Westcliff Drinks Company Limited, 128 Hamlet Court Road, Westcliff, SS0 7LN.**

The sub-committee received a report of the Executive Director (Neighbourhoods and Environment) concerning an application by The Westcliff Drinks Company Limited for the grant of a premises licence at Westcliff Drinks Company, 128 Hamlet Court Road, Westcliff-on-Sea, SS0 7LN. The application sought the following:

(a) The supply of alcohol for consumption on and off the premises:  
Daily from 09:00 to 23:00;

(b) The provision of regulated entertainment comprising live music:  
Daily from 09:00 to 22:00;

(c) The provision of regulated entertainment comprising recorded music:  
Daily from 09:00 to 23:00; and

(d) The hours of opening for the premises:  
Daily from 09:00 to 23:30.

The application was presented on behalf of the applicant by Mr Daniel Fairweather. Mr. Damian O'Boyle was also in attendance on behalf of the applicant and gave evidence.

The sub-committee noted that no letters of objection to this application had been received from any of the Responsible Authorities, although conditions had been agreed with the Licensing Authority and Environmental Protection Team, acting as Responsible Authorities, during the consultation period, should the application be granted. These conditions were set out in Appendix 2 to the submitted report of the Council's Executive Director (Neighbourhoods and Environment).

One (1) representation had, however, been received from a local resident objecting to the application. The objector did not attend the hearing although a copy of the written representation was provided to the sub-committee.

In determining the application, the sub-committee had regard to the Statutory Guidance Notes and Southend-on-Sea City Council's Statement of Licensing Policy. It considered the four licensing objectives namely the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

The sub-committee concluded that, on the basis of the evidence presented to it in respect of this application, there was insufficient evidence to substantiate that the concerns raised in the representation would occur or could be attributed to this premises, as they are not trading as a licensed premises yet, or that could not be addressed through the imposition of appropriate conditions.

The sub-committee therefore did not consider that the promotion of the licensing objectives would be undermined by the granting of the application, subject to the imposition of appropriate conditions. It therefore:-

Resolved:-

That the application by The Westcliff Drinks Company Ltd. for a premises licence at Westcliff Drinks Company, 128 Hamlet Court Road, Westcliff-on-Sea, SS0 7LN be granted subject to:

(i) The Mandatory Conditions set out in Appendix 1 to the report of the Executive Director (Neighbourhoods and Environment);

(ii) The conditions drawn from the Operating Schedule, agreed with the Licensing Authority and the Environmental Protection Team, as set out in Appendix 2 to the submitted report of the Executive Director (Neighbourhoods and Environment), subject to the deletion of Condition No, 9 on the basis that this was superseded by Condition No. 11; and

(iii) The following additional condition:

- "Clearly visible signs shall be displayed at all times requesting customers to be quiet when leaving the premises and avoid disturbing local residents."

**Chair:** \_\_\_\_\_