

Committee: LICENSING
Date: 20 November 2007
Agenda Item No: 2
Title: SAFFRON WALDEN YOUTH HOSTEL
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Summary

- 1 This report sets out an application for the grant of a Premises Licence in respect of the above. Representations have been made to this application so therefore this matter has been referred to the Committee for deliberation.
- 2 The Youth Hostel is situated in Myddylton Place, Saffron Walden at the junction with Bridge Street and can be described as being in a totally residential area. The nearest alcohol retail outlets are situated in Bridge Street and High Street which are close by. These premises are The Eight Bells Public House and The Saffron Hotel.
- 3 The applicant is the YHA (England and Wales) Ltd and at this particular location, there is provision to accommodate up to 40 beds.
- 4 In accordance with the Licensing Act 2003 when an applicant submits documentation for the grant of a licence then included in that documentation must be an operating schedule. This demonstrates how the licensing objectives will be met and also seeks to outline what licensing activities are sought.
- 5 In respect of these premises, the applicant seeks the following:-
 - (a) Plays (Indoors only)
Monday – Sunday inclusive from 12 midnight to 12 midnight.
 - (b) Films (Indoors only)
Monday – Sunday inclusive from 12 midnight to 12 midnight.
 - (c) Indoor Sporting Events
Monday – Sunday inclusive from 12 midnight to 12 midnight.
 - (d) Live Music (Indoors only)
Monday – Sunday inclusive from 12 midnight to 12 midnight.

- (e) Recorded Music (Indoors only)
Monday – Sunday inclusive from 12 midnight to 12 midnight.
- (f) Performance of Dance (Indoors only)
Monday – Sunday inclusive from 12 midnight to 12 midnight.
- (g) Anything of a similar description to that falling within live music, recorded music or performance of dance (Indoors only)
Monday – Sunday inclusive from 12 midnight to 12 midnight.
- (h) Provision of facilities for making music (Indoors only)
Monday – Sunday inclusive from 12 midnight to 12 midnight.
- (i) Provision of facilities for dancing (Indoors only)
Monday – Sunday inclusive from 12 midnight to 12 midnight.
- (j) Provision of facilities for entertainment of a similar description for making music or dancing.
Monday – Sunday inclusive from 12 midnight to 12 midnight.
- (k) The provision of late night refreshment
Monday – Sunday inclusive from 11pm to 5am.
- (l) The sale of alcohol by retail for consumption both on and off the premises.
Monday – Sunday inclusive from 12 midnight to 12 midnight.
- (m) The hours the premises are open to the public
Monday – Sunday inclusive from 12 midnight to 12 midnight.

6 The operating schedule indicates the following measures will be taken to promote the licensing objective regarding the prevention of crime and disorder.

- To maintain and enforce a security manual for the premises.

7 The operating schedule indicates that the following measures will be taken to promote the licensing objective regarding public safety.

- To maintain and enforce a health and safety policy for the premises.

8 The operating schedule indicates that the following measures will be taken to promote the licensing objective regarding the prevention of public nuisance.

- Noise and vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.
- 9 The operating schedule indicates that the following measures will be taken to promote the licensing objective regarding the protection of children from harm.
- Maintain and enforce a child protection policy to include a restricted policy relating to alcohol sales.
- 10 In general, the applicant has stated that no licensable activities will be provided between the hours of 11.00 pm and 10.00 am the following day other than to the following category of person.
- (i) Residents
 - (ii) Bonafide guests of residents
 - (iii) Persons attending a bonafide function booked at least 48 hours in advance
- 11 Copies of this application have been served on the statutory bodies which have attracted representations from the Chief Officer of Police and The Principle Environmental Health Officer. These are based on the licensing objectives that refer to the prevention of crime and disorder and the prevention of public nuisance.
- 12 Representations have been received from interested parties based on the licensing objectives that relate to the prevention of crime and disorder, and the prevention of a public nuisance. It is feared that additional noise may be created together with the potential of a disturbance if this application were granted.
- 13 In carrying out its statutory function, the Licensing Authority must promote the licensing objectives as defined in the Licensing Act 2003:-
- The prevention of crime and disorder
 - Public safety
 - The prevention of public nuisance
 - The protection of children from harm
- 14 The decision that the Committee can make for this application is to:-
- Grant the application
 - Modify the application by inserting conditions
 - Remove a licensable activity from the application
 - Reject the application
- 15 When determining an application then due regard should be given to the Council's Licensing Policy and the Secretary of State's Guidance.
- 16 If the Committee in their discretion wishes to impose conditions, the only conditions that can be imposed are those that are necessary and proportionate to promote the licensing objective relative to the representations

received. Equally, the Committee cannot impose conditions that duplicate the effect of existing legislation.

RECOMMENDED that

- 1 The application is determined.
- 2 In the event of an appeal against the decision of the Licensing Authority, then a Member is nominated to represent the Authority at Court.

Background Papers: Operating Schedule
Representations from the Interested Parties
Representation from the Chief Officer of Police
Representation from the Principle Environmental Health Officer
Plan of premises
Location of premises