

# **Report to the Licensing Sub Committee**

**Date of meeting: 7 December 2021**

**Subject: Application for a New Premises Licence in respect of 191 High Road, Loughton, Essex, IG10 4LN**



**Epping Forest  
District Council**

**Responsible Officer: Denise Bastick Licensing Compliance Officer  
Licensing@eppingforestdc.gov.uk**

**Democratic Services: R Perrin**

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## **Decisions Required:**

To determine the application for a new Premises Licence under the Licensing Act 2003.

## **Report:**

### **Application**

1. An application has been made by Hunter Biscuit & Wolf Ltd for a new premises licence at 191 High Road, Loughton, IG10 4LN, the application is for a membership club during the day, providing a space to work/conduct meetings for the working at home community and will convert to a 40 seater single screening cinema in the evening. The application was received on the 8<sup>th</sup> October 2021.

The applicant is applying for the following licensable activities:

#### **Supply of Alcohol (on sales)**

Monday to Sunday 08:00 to 23:00

#### **The Provision of Films**

Monday to Friday 19:00 to 23:00  
Saturday 09:00 to 23:00  
Sunday 09:00 to 22:00

#### **Opening Hours**

Monday to Sunday 08:00 to 23:00

2. The Operating Schedule sets out conditions which will be attached to the licence if this application is granted.

### **Licensing Act 2003**

3 When considering an application for a licence the licensing authority must have regard to steps that are appropriate to promote of the licensing objectives.

These are—

- (a) the prevention of crime and disorder;
- (b) public safety;
- (c) the prevention of public nuisance; and
- (d) the protection of children from harm.

4 It must also have regard to its Statement of Licensing Policy and any guidance issued by the Secretary of State.

## Consultation

5 The Responsible Authorities have received a copy of the application, it was also advertised at the premises and in a local newspaper.

6 All residences and businesses within 150 metre radius of the premises were individually consulted.

7 The authority has received a representation from Loughton Town Council, and 1 representation from a local resident, which are also attached. Essex Police have agreed conditions with the applicant and these are attached. Chris Smith, Environmental Enforcement Officer, has also agreed conditions with the applicant and these are also attached.

8 The Objections relate to the prevention of public nuisance.

## Guidance Issued by the Secretary of State

9 The Licensing Act 2003 provides that the licensing authority must 'have regard to guidance issued by the Secretary of State under section 182.

10 Sections 2.15 to 2.21 of the Guidance are relevant to this application

## Options

In determining this application, the Sub-Committee may take any of the following steps as it considers necessary for the promotion of the licensing objectives, namely:

- (a) to grant the licence as applied for subject to
  - the conditions mentioned in the Operating Schedule modified as the Sub-committee considers necessary for the promotion of the licensing objectives, and
  - the mandatory conditions specified in the Licensing Act 2003, or
- (b) to exclude from the scope of the licence any licensable activities to which the application relates, or
- (c) refuse to specify a person as the premises supervisor, or
- (d) reject the application

## Determination

The Sub-committee is asked to determine the application having regard to

- (a) the content of this report and representations
- (b) any additional information obtained from the hearing
- (c) the Council's statement of licensing policy
- (d) Guidance issued by the Secretary of State, and
- (e) the steps appropriate to promote the licensing objectives.

## Appeal

If any party is aggrieved with the decision they can appeal to Magistrates court. The appeal period is 21 days from notification of the decision.

## Background Papers Used In Preparing This Report:

- The Licensing Act 2003  
<http://www.legislation.gov.uk/ukpga/2003/17/contents?view=plain>
- The Secretary of State's Guidance issued under Section 182 Licensing Act 2003
- Epping Forest District Council's statement of licensing policy.  
<http://www.eppingforestdc.gov.uk>

## **Attached documents**

- Application for premises licence
- Plan of the premises
- Newspaper advert
- Public Notice
- Blue Notice
- Map of the area
- Letter of objection from Loughton Town Council
- 1 letters/emails of objections from a local resident.
- Email from Essex Police with agreed conditions
- email from Chris Smith, Environmental Enforcement Officer with agreed conditions