



Report to:	Licensing Sub-Committee (Licensing Act 2003)
Lead Cabinet Member:	
Lead Officer:	Natasha Wade-Guest

Application for the Grant of a Premises Licence:

Horseheath Lodge, Horseheath Lodge Estate, Dean Road, Cambridge, CB21 4PT

Executive Summary

1. The Committee is asked to determine an application for the Grant of a Premises Licence under section 17 and 18 of the Licensing Act 2003, which has been subject to representation from residents and Linton Parish Council.

Recommendations

2. It is recommended that the Committee determine the application for the grant of a premises licence at a hearing pursuant to section 18(3) Licensing Act 2003.
3. The Council, the applicant and all persons who made valid representations may agree to dispense with the hearing provided notice is given in accordance with The Licensing Act 2003 (Hearings) Regulations 2005 regulation 9.

Details

4. On 2 June 2023, an application for the grant of a premises licence for Horseheath Lodge, Horseheath Lodge Estate, Dean Road, Cambridge, CB21 4PT was submitted to the Licensing Authority, and advertised and consulted upon.
5. The licensable activities proposed under the authorisation of a Premises Licence are as follows:
 - Hours Open to the Public
Thursday to Sunday: 11:00 – 23:45
 - Supply of Alcohol
The sale by retail of alcohol for consumption on and off the premises
Thursday to Sunday: 11:00 – 23:00

- Provision of Live Music (indoors and outdoors)
Thursday to Sunday: 11:00 – 23:00
 - Provision of Recorded Music (indoors and outdoors)
Thursday to Sunday: 11:00 – 23:00
 - Late Night Refreshment (indoors and outdoors)
Thursday to Sunday: 23:00 – 23:45
6. The application form is attached as **Appendix A**, the plans of the premises are attached as **Annexe B** and the location plan indicating the location of the residents who submitted representations is attached as **Appendix C**.
 7. A statutory 28-day consultation period started on 2 June 2023 and ended on 30 June 2023. This enabled Responsible Authorities and 'Other Persons' to make representations towards the application. 'Other Persons' includes any individual, body or business whether or not they live in the vicinity.
 8. The application was advertised in the Cambridge Independent on 21 June 2023, and the site notice displayed on the premises as required. A copy of the advertisement and notice is attached as **Appendix D**.
 9. Cambridgeshire Fire and Rescue Service have no objection to the application but have provided some observations. A copy of the response is attached as **Appendix E**.
 10. Planning has no objection and have confirmed that planning permission is not required. A copy of the response is attached as **Appendix F**.
 11. The Police have no objection to the application and have agreed with the applicant several conditions to be imposed on any licence granted including the condition "This licence shall permit The Cambridge Rock Festival, one annual, four-consecutive day festival event to take place at the premises between 1 May and 30 September annually, with a limit on attendees of 1500 (including staff, contractors, and entertainers). A copy of the agreed conditions is attached as **Appendix G**.
 12. Cambridge County Council Highways have no objection to the application and have agreed conditions to be imposed on any licence granted including "Need to contact Highways no later than 12 weeks prior to the event if a temporary traffic regulation order (TTRO) is required (Speed Limit Reduction). A copy of the response is attached as **Appendix H**.
 13. Environmental Health have no objection to the application and have agreed with the applicant several conditions to be imposed on any licence granted. A copy of the agreed conditions is attached as **Appendix I**.
 14. Trading Standards have no objection to the application. A copy of the response is attached at **Appendix J**.

15. There were no responses from other Responsible Authorities.
16. Representations have been received from Linton Parish Council (Attached as **Appendix K1**) and three residents (attached as **Appendices K2-K4**).
17. The applicant's additional supporting submissions are to follow.
18. There are no policy presumptions within the Council's Statement of Licensing policy, against the grant of the licence unless it can be shown that the application would undermine or prejudice the licensing objectives.

Options

19. The Sub-Committee in determining the application will consider the steps set out in section 18(4) Licensing Act 2003.
20. The Sub-Committee will decide whether to grant the licence (imposing all mandatory conditions) in the terms set out in the application or take any of the following steps before granting the licence:
 - a. To refuse to grant the application
 - b. To grant the application with (or without) conditions in full (or in part)
21. The Sub-Committee must give the reasons for the decision.

Implications

22. In the writing of this report, taking into account financial, legal, staffing, risk, equality and diversity, climate change, and any other key issues, the following implications have been considered: -

Legal

23. The Council, the applicant and all persons who made valid representations may agree to dispense with the hearing provided notice is given in accordance with The Licensing Act 2003 (Hearings) Regulations 2005 regulations.
24. When determining applications, the Sub-Committee recognises the Council as the licensing authority is required to carry out its functions with a view to promoting the licensing objectives;
 - the prevention of crime and disorder;
 - public safety;
 - the prevention of public nuisance; and
 - the protection of children from harm.

25. In considering the licensing objections the Council must have regard to its statement of Licensing Policy, and to the statutory guidance (Revised Guidance April 2018) issued under section 182 Licensing Act 2003. The application process is considered at section 8 of that Guidance. The procedure and information on hearings starts at 9.31 of that Guidance.

26. Any party aggrieved by the decision of the Sub-Committee has the right of appeal to the Magistrates' Court.

Risks/Opportunities

27. The decision creates no additional risks or opportunities in the context of the Council's risk management.

Background Papers

South Cambridge Council Statement of Licensing Policy (Licensing Act 2003)
<https://www.scambs.gov.uk/licensing/alcohol-and-premises/premises-and-club-licences/>

Guidance Issued under Section 182 of the Licensing Act 2003 **(Revised guidance issued under section 182 of Licensing Act 2003 - GOV.UK (www.gov.uk))**

Licensing Act 2003 **Licensing Act 2003 (legislation.gov.uk)**

The Licensing Act 2003 (Hearings) Regulations 2005 **The Licensing Act 2003 (Hearings) Regulations 2005 (legislation.gov.uk)**

Appendices

Appendix A:	Copy of Application form
Appendix B:	Plans
Appendix C:	Location plan of residents who have submitted representations.
Appendix D:	Site notice and advert
Appendix E :	Fire Service response
Appendix F:	Planning response
Appendix G:	Conditions agreed with the Police
Appendix H:	Highways response
Appendix I:	Environmental Health response
Appendix J:	Trading Standards response
Appendix KI:	Linton Parish Council representation
Appendix K2-K4:	Three resident representations

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