



Exeter City Council

LICENSING ACT 2003

APPLICATION FOR GRANT OF A PREMISES LICENCE

NOTICE OF DETERMINATION

Date of Hearing: 25th August 2023

Application: Grant of a New Premises Licence

Name of Premises: The Old Fire Station

Address: 10 Fore Street, Topsham, Exeter, Devon, EX3 0HF

Licensing Sub-Committee Members: Councillors: Steve Warwick (Chair), Marina Asvachin and Peter Holland

Legal Advisors: Matthew Hall and Max Murphy

Licensing Officers: Nigel Marston and Michael Morgan

Democratic Services Officer: Sharon Sissons

Applicant: The Can Do Pub Co Limited, Oliver Bainbridge (in attendance)

Representations: Karen Davenport, the Police Licensing Officer for Devon and Cornwall Constabulary and Trudy Margaret Williams, Resident (neither in attendance)

Hearing Duration: 10:00am to 11:00am

TAKE NOTICE:

That the Licensing Sub-Committee convened on 25th August 2023 has determined to grant a premises licence in accordance with section 18 of the Licensing Act 2003.

THE SUB-COMMITTEE'S DECISION:

In determining this application, the Licensing Sub-Committee took into account all the relevant evidence and information presented to it both written and oral, and took account of all the matters it is bound to take account of, in particular the following:

- Licensing Act 2003
- Statutory Guidance
- Exeter City Council Statement of Licensing Policy
- Human Rights Act 1998
- Any equality and diversity considerations

Continued overleaf

Conditions

The Application is granted subject to the conditions provided by the Applicant set out in the Operating Schedule of the Application and submitted by the Devon and Cornwall Constabulary and agreed with the Applicant at Appendix D at page 37 to 39 of the report to the Licensing Sub-Committee.

Reasons

Having carefully considered the Applicant's submissions and the objection to the Application, the Licensing Sub-Committee was satisfied that the Application as applied for would not have a negative impact on any of the four Licensing Objectives. The Licensing Sub-Committee took into account the nature of the premises as a small brewery and a Taproom and were reassured by the Applicant's submissions that the premises would be managed responsibly to promote the Licensing Objectives. In addition, the Licensing Sub-Committee considered that the claims made in the representation in respect of existing public nuisance and anti-social behaviour could not be linked to this premises and no Responsible Authorities had raised any concerns in that regard.

RIGHT OF APPEAL:

All parties are reminded of their right to appeal against this decision to the Magistrates Court by virtue of Section 181 and Schedule 5 Part 1 of the Licensing Act 2003. Any appeal must be made within the period of 21 days beginning with the date on which you are notified of the decision appealed against.

Any Appeal is commenced by a notice addressed to:

The Clerk to the Justices, North and East Devon Magistrates Court Office, Southernhay Gardens, Exeter, EX1 1UH Telephone 01392 415300.

Parties were advised to contact the court office to check the form of notice required and the fee payable.



The Chair of Licensing Sub Committee

1 September 2023

.....