

REPORT TO LICENSING SUB COMMITTEE

Date of Hearing:	09.07.2024
Report of:	Service Lead - Environmental Health and Community Safety
Type of Application:	To seek a VARIATION of the premises licence for Quayside Distillery
Premises Address:	60A Haven Road, Exeter, Devon, EX2 8DP
Legislation:	Licensing Act 2003 (“the Act”)
Applicant:	Quayside Distilling Limited

1. What is the report about?

- 1.1 The application and plan attached as Appendix A has been received by the Licensing Authority for the Variation of a premises licence at 60A Haven Road Exeter.
- 1.2 The existing premises licence and plan is attached at Appendix B together with the minor variation to permit off-sales in sealed containers at Appendix B.1.
- 1.3 The application seeks to extend the area of the licensed premises to include a pontoon shown edged red on the application plan with a bar and seating area.
- 1.4 The Premises is situated in the Quay area of Exeter which consists of businesses and residential properties. A satellite map of the area is attached at Appendix B.3.
- 1.5 The Applicant has included additional conditions in the Operating Schedule located at section 16 of the Application in order to promote the Licensing Objectives. In addition the Applicant has submitted further detail in an e-mail dated 10th June to the Licensing Authority attached at Appendix B.2.

2. Are there any representations?

- 2.1 The last date for receiving representations was 14 June 2024. Six representations have been received objecting to the Application relating to all four Licensing Objectives of the Prevention of Public Nuisance, the Prevention of Crime and Disorder, Public Safety and the Protection of Children from Harm.
- 2.2 Four representations have been received from local residents attached at Appendix C, C.1, C.2 (including a short video), and C.5.

2.3 Two representations have been received from responsible authorities under section 13 of the Licensing Act 2003. Environmental Health attached at Appendix C.3 and Planning attached as Appendix C.4.

2.4 No representations have been received from any other responsible authorities.

3. Report details:

3.1 The application was advertised on the Premises and in the local newspaper on 17 May 2024 in line with above legislation. The Premises advertisement is at Appendix D and the newspaper advertisement is at Appendix E.

4. What are the legal aspects?

4.1 The Licensing Sub-Committee are required to have regard to;

4.1.1 the representations (including supporting information) presented by all the parties; and

4.1.2 the Official Guidance issued under section 182 of the Licensing Act 2003 revised December 2023 which can be viewed at: [Revised Guidance issued under section 182 of the Licensing Act 2003 \(publishing.service.gov.uk\)](https://publishing.service.gov.uk); and

4.1.3 the Licensing Authorities Statement of Licensing Policy which can be viewed at <https://exeter.gov.uk/media/1427/statement-of-licensing-policy-2015-2020.pdf>

4.2 In determining a licence application the Licensing Sub-Committee will consider each application on its merits.

4.3 The Licensing Sub-Committee, having regard to the representations, must take such of the following steps, if any, as it considers appropriate for the promotion of the Licensing Objectives.

- to modify the conditions of the licence; and/or
- to reject the whole or part of the application.

If the Licensing Sub-Committee considers that none of the above steps are appropriate for the promotion of the Licensing Objectives the Application shall be granted as applied for.

5. Recommendations:

5.1 The Licensing Sub-Committee are required to identify what steps, if any, need to be taken to determine the application.

Author: **Julie Bennett** Licensing Officer

Local Government (Access to Information) Act 1972 (as amended)

Background papers used in compiling this report:-
None

Contact for enquires:
Democratic Services (Committees)
Room 4.36
01392 265275