



EAST CAMBRIDGESHIRE DISTRICT COUNCIL

LICENSING ACT 2003

NOTICE OF DETERMINATION OF LICENSING SUB-COMMITTEE HEARING

DECISION NOTICE

<u>Date of Hearing:</u>	Tuesday 26 th March 2024
<u>Sub-Committee Members:</u>	Councillor Keith Horgan (Chairman) Councillor Julia Huffer Councillor Gareth Wilson
<u>Officers</u>	Hannah Walker – Trainee Democratic Services Officer Stewart Broome – Senior Licensing Officer Angela Tyrrell - Senior Legal Assistant
<u>Applicant:</u>	The National Trust (Enterprises) Limited – Not present
<u>Responsible Authorities:</u>	None
<u>Other Persons:</u>	Ms E Knight – Not present
<u>Application by:</u>	Flint Bishop Solicitors on behalf of The National Trust (Enterprises) Limited
<u>Premises Address:</u>	Lode Lane, Wicken, Ely, Cambridgeshire, CB7 5XP
<u>Date of Application:</u>	Wednesday 31 st January 2024
<u>Details of Application:</u>	Application to vary an existing Premises Licence under Section 34 of the Licensing Act 2003.

ORAL AND WRITTEN EVIDENCE PRESENTED TO THE HEARING

Written Evidence

The Sub-Committee members have read the material presented to them and listed below:

The Licensing Officer's Report - this included:

1. A copy of the Applicant's application form and their supporting documentation;
2. A copy of the representation submitted by an Other Person;
3. A copy of the amended plan agreed with an Other Person;
4. Section 182 Statutory Guidance extracts;
5. Local Statement of Licensing Policy extracts.

Oral Evidence

The Sub-Committee members heard the following oral evidence:

The Licensing Officer

The Licensing Officer presented the report, and advised Members that the applicant and an Other Person who submitted an objectional representation had now agreed conditions, and

the officer then presented Members with a copy of the new agreed reduced licensable activity area, and then answered Member's questions.

The Applicant

Not present

The responsible authorities

None

Other Persons

Not present

The following Guidance was considered:

East Cambridgeshire District Council Statement of Licensing Policy – 7th January 2021
Revised Guidance issued under section 182 of the Licensing Act 2003 – January 2024

DECISION: Members of the Licensing Sub-Committee (in exercise of the powers delegated by East Cambridgeshire District Council as Licensing Authority) decided to:

GRANT the variation to the Premises Licence held by The National Trust (Enterprises) Limited in accordance with para 4.4(a) of the Officer Report subject to:

- (i) the conditions contained on the licence in force at the time the variation application was submitted, and
- (ii) any mandatory conditions that must be included in the licence, and
- (iii) the new amended (reduced) licensable activity area agreed between parties to the application.

REASON: In reaching this decision, Members of the Sub-Committee took into account that all parties had reached agreement, had agreed to dispense with the need to hold a full hearing, and the agreement satisfied them that the licensing objectives would not be undermined. They agreed that the agreement reached between the applicant and an Other Person provided greater protection than the original application provided, and did not widen the scope of the original application submitted.

They also agreed that the amendment would have no adverse effect on the general public or any responsible authority as a result of those amendments being agreed.

Members noted the good history of the premises under the control of The National Trust (Enterprises) Limited, and that this gave them assurance that granting the variation would have no detrimental impact on any of the licensing objectives.

RIGHTS OF APPEAL

The Applicant or any persons who made a relevant objection have a right of appeal against this decision. Notice must be given to the Clerk to the Cambridge Magistrates' Court, The Court House, Bridge Street, Peterborough PE1 1ED within 21 days of notification of the Licensing Sub-Committee's decision. Email: cb-enquiries@hmcts.gsi.gov.uk