

**APPLICATION TO VARY DESIGNATED PREMISES
SUPERVISOR : RAVENSGATE ARMS 56-58
KING STREET RAMSGATE**

Licensing Sub-Committee – 25th April 2017 at 10.45 a.m

Report Author **Philip Bensted Regulatory Services Manager**

Portfolio Holder **Cllr Lin Fairbrass Community Services**

Status **For Decision**

Classification: **Unrestricted**

Ward: **Eastcliff**

Executive Summary:

To consider this application to vary the designated premises supervisor following objections made by Kent Police.

Recommendation(s):

The instructions of the Sub-Committee are requested

CORPORATE IMPLICATIONS

Financial and Value for Money	None
Legal	<p>There is a right of appeal to a Magistrates' Court within 21 days of the date of the decision of the Licensing Sub-Committee with regard to the grant/refusal of a licence or any of the conditions attached to it.</p> <p>The Licensing Sub-Committee must pay proper attention to the applicant's rights under the provisions of the Human Rights Act 1998, which gives further effect in the United Kingdom to the fundamental rights and freedoms contained in the European Convention on Human Rights. The Licensing Sub-Committee must have proper regard to the rights of the individual applicant when making decisions that affect them. However, it also has to have regard to the safety and protection of the public and therefore to ensure that the right balance is found and think hard about how it can cause the least possible harm to individuals, bearing in mind its duty to ensure the protection of the public.</p>
Corporate	None.
Equalities Act 2010 & Public Sector Equality Duty	<p>Members are reminded of the requirement, under the Public Sector Equality Duty (section 149 of the Equality Act 2010) to have due regard to the aims of the Duty at the time the decision is taken. The aims of the Duty are: (i) eliminate unlawful discrimination, harassment, victimisation and other conduct prohibited by the Act, (ii) advance equality of opportunity between people who share a protected characteristic and people who do not share it, and (iii) foster good relations between people who share a protected characteristic and people who do not share it.</p> <p>Protected characteristics: age, gender, disability, race, sexual orientation, gender reassignment, religion or belief and pregnancy & maternity. Only</p>

	aim (i) of the Duty applies to Marriage & civil partnership.
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1.0 Introduction and Background

- 1.1 An application was received on the 23rd March 2017 to vary the designated premises supervisor in respect of the premises licence by Graham Lawrence on behalf of Mr Lawrence Limited at the Ravensgate Arms, 56-58 King Street, Ramsgate.
- 1.2 The premises licence was granted in September 2014. A copy of that premises licence is appended at Annex 1. Licensable activities, times, conditions attached to the licence can be found at Annex 1. The application to vary is to Mark James Hearne.

2.0 General Points

- 2.1 The designated premises supervisor is normally the person who has been given day to day responsibility for running the premises by the premises licence holder.
- 2.2 Applicants for variation of a designated premises supervisor are required, as part of the licensing procedure, to send a copy of the application to the chief officer of police. If the police are satisfied that the exceptional circumstances of the case are such that granting the application would undermine the crime prevention objective, they must give the licensing authority a notice stating the reasons why they are so satisfied. The notice received from the police will be produced at the hearing.
- 2.3 The Licensing Authority must hold a hearing to consider the application, unless the authority, the applicant and the police agree that a hearing is unnecessary. At any hearing, the authority may reject the application if it considers it necessary for the promotion of the crime prevention objective to do so.

3.0 Options

- 3.1 Grant the application.
- 3.2 Refuse the application.

Contact Officer:	Philip Bensted, Regulatory Services Manager, ext 7630
Reporting to:	Penny Button, Head of Neighbourhood Services, ext 7425

Annex List

<i>Annex 1</i>	Premises licence
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Background Papers

Title	Details of where to access copy
N/A	

Corporate Consultation

Finance	N/A
Legal	N/A