



Reigate & Banstead
BOROUGH COUNCIL
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REPORT OF:	HEAD OF NEIGHBOURHOOD OPERATIONS
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TO:	LICENSING SUB COMMITTEE
DATE:	TUESDAY 19 SEPTEMBER 2023

AGENDA ITEM NO:		WARD(S) AFFECTED:	REIGATE
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SUBJECT:	APPLICATION TO VARY THE EXISTING PREMISES LICENCE FOR: THE BULLS HEAD, 55 HIGH STREET, REIGATE RH2 9AE
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PURPOSE OF THE REPORT:	TO DETERMINE THE APPLICATION
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OPTIONS

The Committee having had regard to the representations received may take such steps as it considers appropriate to promote the licensing objectives from the following options:

1. To grant the application as submitted
2. To modify the conditions of the licence.
3. To reject the whole or part of the application

The Committee has authority to determine the above options.

Background

1. An application for a premises licence was received from Punch partnership (PTL) Limited, Elsey Court, 20-22 Great Titchfield Street London W1W 8BE on 25 July 2023. The application has been submitted on behalf of the applicant by Ms Nikki Rennie Flint Bishop LLP, 2 Prospect Place, Pride Park, Derby DE24 The application is included at Annex 1
2. The application is to amend the licensing plan shown on the current licence. Drawing number 11.081.PT.G.201 accompanies the application and is shown at Annex 2 . The current licence is attached to this report as Annex 3

3. A location plan of the premises is attached at Annex 4
4. There have been several planning applications since 2020 regarding the structures erected in the area marked beer garden on the existing premises plan. These have been summarised and include the conditions attached by the planning authority at Annex 5.

Application Summary

5. The application seeks to vary the plan only, to show the fixed structures in the beer garden
6. Council officers are satisfied that the application has been correctly made and advertised in accordance with the statutory requirements.
 - pale blue notices of no less size than A4 containing a brief summary of the application have been displayed around the premises by the applicant.
 - a notice was published within 10 working days of the application being made, in the Surrey Mirror on 3 August 2023

Representations

7. A representation was received from the responsible authority for Environmental protection on the grounds of prevention of public nuisance, due to the close proximity of residential houses and the likelihood of those residents being affected by noise nuisance. This is attached at Annex 6
8. A further valid representation was received from an interested party The relevant parts of the representation raise concerns of noise nuisance, lighting levels, smoking and lack of supervision to the area. The representation email is reproduced in full at Annex 7.

Policy and Legal Considerations

9. Relevant to this application are section 8 of the Council's Statement of Licensing Policy – The Licensing Objectives, Section 149 Equality Act 2010 - Public Sector Equality Duty, Human Rights Act 1998. Licensing Act 2003; Part 2 Licensing Authorities (sections 4-6); Part 3 Premise Licences (sections 11-23); section 182 Home Office guidance; section 183 Hearings and other matters considered relevant on the facts.

Appeals Procedure

10. In cases where an application for a variation to a premises licence is either rejected or granted, in full or in part, an appeal may be made to the Magistrates Court within 21 days beginning with the day on which the appellant was notified of the decision. The rights of appeal are available to both the applicant, in cases where the application is rejected, and to persons who made relevant representations in cases where the application is granted.

Background Papers: None

Annex 1	Application form
Annex 2	Proposed plan
Annex 3	Current licence ref 18/00233/LAPREM
Annex 4	Location Plan
Annex 5	Planning summary since 2020
Annex 6	Responsible authority representation
Annex 7	Interested party representation