

Meeting: Licensing Committee

Date: 29th March 2005 18:00hrs

APPLICATION FOR VARIATION OF PREMISES LICENCE –

MEDUSA CAFÉ BAR RESTAURANT (FORMELY TRADING AS CODY’S BAR & RESTAURANT), 1-3 QUEENSWAY, STEVENAGE

Author – Philip Baxter Ext.No. 2049
Lead Officer – Richard Evans Ext.No. 2271
Contact Officer – Philip Baxter Ext.No. 2049

1 PURPOSE

To determine the application to vary the premises licence for the Medusa Café Bar Restaurant (formerly trading as Cody’s Bar & Restaurant), 1-3 Queensway, Stevenage.

2 SUMMARY OF APPLICATION

2.1 Type of Licence applied for

An application was received from Stavros Krokidas to vary a premises licence under section 34 of the Licensing Act 2003 (see appendix1). The Licensing Authority accepted the application on 9th February 2006.

2.2 Summary of application

Medusa is located in Queensway, Stevenage (see appendix 2 for location map and appendix 3 for premises plan).

The premises is trading as a café bar restaurant and currently holds a Premises Licence that was granted in November 2005 under the transitional arrangements put in place under the Licensing Act 2003 during the conversion period.

The variation application is to:

- Change the name of the premises to 'Medusa Café Bar Restaurant'.
- To permit live music from 10.00 hours until 01.00 hours Monday to Sunday inclusive.
- To permit the performance of dance from 10.00 hours until 01.00 hours Monday to Sunday inclusive.
- To extend the hours for the provision of late night refreshment in the –
Bar area from 23.30 hours to 01.00 hours Monday to Saturday, and from 23.00 hours to 01.00 hours on a Sunday,
and
Restaurant area from 23.00 hours to 01.00 hours Monday to Saturday, and from midnight to 01.00 hours on a Sunday.
- To extend the hours for the sale of alcohol in the –
Bar area from 23.00 hours to 01.00 hours Monday to Saturday, and from 22.30 hours to 01.00 hours on a Sunday,
and
Restaurant area from midnight to 01.00 hours Monday to Saturday, and from 23.30 hours to 01.00 hours on a Sunday.
- To extend the opening time of the premises from midnight to 01.30 hours Monday to Saturday.

3 DETAILS OF THE PROPOSED VARIATION

These are described in the Operating Schedule. The table below summarises differences where they increase activities and/or hours:

Table 1 – summary of existing, proposed standard and non-standard timings.

Day of the Week	LICENSABLE ACTIVITY									
	LIVE MUSIC		LATE NIGHT REFRESHMENT		PERFORMANCE OF DANCE		SUPPLY OF ALCOHOL		OPENING HOURS	
	Current permitted Hours	Proposed Hours	Current permitted Hours	Proposed Hours	Current permitted Hours	Proposed Hours	Current permitted Hours	Proposed Hours	Current permitted Hours	Proposed Hours
Monday	NONE	10am – 1am	(Bar) 11pm – 11:30pm	11pm – 1am	NONE	10am – 1am	(Bar) 10am – 11pm	10am – 1am	24hrs	10am – 1:30am
Tuesday										
Wednesday										
Thursday			(Restaurant) 11pm – 12.30am							
Friday										
Saturday			(Bar) NONE				(Restaurant) 11pm - midnight			
Sunday										
Non-Standard Timings	Alcohol sales: (Bar) 10am New Years Eve (midday if on a Sunday) to 11pm New Years Day (Restaurant) 10am New Years Eve (midday if on a Sunday) to midnight New Years Day (Bar) Noon Xmas Day to 3pm and 7pm to 10.30pm (Restaurant) Noon Xmas day to 11.30pm									

4 BACKGROUND INFORMATION

The following background information is known about these premises:

Previous licences held: Premises licence permits playing of recorded music, late night refreshment, sale by retail of alcohol
Current Convictions: None
Details of licence reviews: None

5 PROMOTION OF LICENSING OBJECTIVES

The representations received relate to the objective of the Prevention of Public Nuisance. The operating schedule submitted by the applicant shows that this licensing objective will be met as follows:

Please note that the operating schedule must be converted into conditions on the premises licence should the variation be granted.

5.1 PREVENTION PUBLIC NUISANCE

5.1.1 No food or drinks are to be taken off of the premises thereby limiting any nuisance caused by litter.

5.1.2 Live music will not be amplified. The music will remain at a level whereby diners can continue a conversation over their dinner. The music is intended as background music for diners. The windows in the restaurant do not open and they are double-glazed thereby limiting the noise levels heard from outside the restaurant.

6 RESPONSIBLE AUTHORITIES

No representations were received from responsible authorities.

7 INTERESTED PARTIES

One representation has been received from an interested party; see table below:

Table 2 – Summary of interested party representation

Number of addresses	Street Name	Representative Body (Yes/No)	Relevance to which licensing objective/s
1	Eastgate	No	Prevention of Public Nuisance

8 POLICY CONSIDERATIONS

The following sections of the licensing authority's statement of licensing policy apply to this application:

a) 10. Licensing Hours

- b) 13. License Conditions
- c) 14. Licensing Objectives

The Committee is reminded of their duty under the Crime and Disorder Act 1998 to consider the crime and disorder implications of their decisions and the authority's responsibility to co-operate in the reduction of crime and disorder in the Borough.

The Committee is reminded that the Human Rights Act 1998 guarantees the right to a fair hearing for all parties in the determination of their civil rights. The Act also provides for the protection of property, which may include licences in existence, and the protection of private and family life.

BACKGROUND DOCUMENTS

Licensing Act 2003

Stevenage Borough Council, Statement of Licensing Policy

National Guidance issued under section 182 of the Licensing Act 2003

APPENDICES

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| Appendix 1 | - Copy of application |
| Appendix 2 | - Location map |
| Appendix 3 | - Premises Plan |
| Appendix 4 | - Representations from Interested Party |