



Ribble Valley
Borough Council

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SECTION 34 LICENSING ACT 2003
NOTICE OF DETERMINATION IN RESPECT OF A HEARING
WHICH TOOK PLACE ON MONDAY 6 JUNE 2022
TO DETERMINE AN APPLICATION BY GREENE KING BREWING & RETAILING LTD
FOR THE VARIATION TO A PREMISES LICENCE IN RESPECT OF THE SPREAD
EAGLE, MELLOR LANE, MELLOR, BB2 7EG.

The Licensing Sub-Committee met on 6 June 2022. The Sub-Committee comprised the following members:

Councillor S Hore - Chair
Councillor J Alcock
Councillor S O'Rourke

Also in attendance:

Solicitor (RVBC)
Mr D Bradbury – Applicant's Business Development Manager

The Sub-Committee met to consider the application of Greene King Brewing and Retailing Ltd for the variation of the premises licence in respect of the Spread Eagle, Mellor Lane, Mellor BB2 7EG vary the premises licence in respect of the opening hours of the premises and the hours during which the sale of alcohol would be permitted at the premises.

The application had been amended by reduction of the extended hours sought under the variation. The amended application sought to bring forward the opening hours and hours during which the sale of alcohol was permitted from 10.00 am to 9.30 am on Saturdays and Sundays only. No other variation was sought.

The Sub-Committee considered the contents of the report of the Head of Legal and Democratic Services dated 6 June 2022 and its appendices ("**Report**"). The Sub-committee also heard from the applicant's Business Development Manager. Although there had been 3 representations in response to the original application, 2 of these had been withdrawn in the light of the amendment to the application.

The outstanding representation was included in the bundle before the sub-committee. The resident in question was unable to attend the hearing but had submitted further representations by email which were read out to the Sub-committee. The concerns related to the impact of noise on neighbouring properties, particularly if an ongoing planning application for additional use of external areas were to be successful. The resident considered that the amendment to the application did not help.

The applicant's Business Development Manager explained that the only service during the extended hours would be a brunch service, which could, if requested, be accompanied by an alcoholic drink such as prosecco. There would not be any promotions of a "bottomless brunch" or similar, which did not conform with the applicant's brand offer. If the planning application were to be successful, consideration would be given to submission of any further licensing applications which might be necessary. The premises were a destination and did not form part of a group of public houses visited in sequence.

The Sub-Committee considered the location of the premises in relation to the surrounding residential premises, and the extent of the proposed increase in licensable hours.

The Sub-committee gave careful consideration to the representations made by all parties, both verbal and written, and to the requirements of the Licensing Act 2003, the licensing objectives, the relevant regulations and the Council's licensing policy and determined that the amended variation would not impinge upon the licensing objectives.

The Sub-committee determined that the application to vary the premises licence should be granted as applied for. In so granting the Sub-committee was mindful of the fact that if any issues arose as a result of the operation of the premises, residents and responsible authorities would be able to bring a review of the premises licence which would bring the licence back before the Sub-committee.

The parties are hereby notified that they may appeal against this decision to the magistrates' court with 21 days beginning with the date of notification of this decision.