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**APPLICATION TO REVIEW A PREMISE LICENCE**

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**Purpose of Report**

1. To invite Members to consider an application from a Responsible Authority (Durham Constabulary) to review a premise licence on the grounds of crime and disorder

**Background Information**

2. Attached to this report are details of the application for a review of a premise licence (**Appendix 1**) and the Notice of Hearing pertaining to this application (**Appendix 2**).
3. Members are requested to determine the application and give reasons for their decision.

**Legal Implications**

4. The Borough Solicitor, in accordance with the Council's approved procedures, has considered this report. There are no issues which the Borough Solicitor considers need to be brought to the specific attention of Members, other than those highlighted in the report.

**Human Rights Act**

5. (a) Article 1 of Protocol 1 of the European Convention of Human Rights confers on individuals (and companies) the Right to Peaceful Enjoyment of their Possessions and the Protection of Property.  
  
(b) When considering matters relating to the grant, revocation, renewal or refusal of licences and the placing of conditions on licences, the Committee must consider whether the decision affects an individual, group or company's Human Rights as set out in the Convention and if it does, whether the interference with those rights is permissible by reason of the justifications set out in the Convention. In addition consideration must be given to whether the interference is proportionate

**Section 17 of the Crime and Disorder Act 1998**

6. One of the four Licensing Objectives of The Licensing Act 2003 is the prevention of crime and disorder. The attached report directly relates to this objective.

## **Recommendation**

7. Members are requested to determine the application in accordance with Statutory Instrument 2005 No 44, The Licensing Act 2003 (Hearings) Regulations 2005.

**Richard Alty**  
**Director of Services for Place**

## **Background Papers**

Application for the review of a premise licence – Durham Constabulary  
The Slater's Arms Hotel Premise Licence  
The Licensing Act 2003  
DCMS Guidance issued under Section 182 of the Licensing Act 2003  
The Licensing Act 2003 (Hearings) Regulations 2005

## **Appendices**

1. Report – the Slater's Arms Hotel
2. Notice of Hearing

Pam Ross                      Extension: 388647