

**TITLE OF REPORT:**     **Application to vary a Premises Licence:**  
The Runhead, Holburn Lane, Ryton, NE40 3HJ

**REPORT OF:**           **Strategic Director; Economy Innovation and Growth:**  
Licensing Officer

## **1.     PURPOSE OF THE REPORT**

The Sub-Committee is asked to consider the application from Malhotra Leisure Limited to vary the premises licence for The Runhead, Holburn Lane, Ryton, NE40 3HJ.

Representations have been received from members of the public.

## **2.     THE CURRENT REVIEW APPLICATION**

The variation application submitted by Malhotra Leisure Limited ('Applicant') is attached at Appendix 1.

The variation application seeks to:

- To include within the licensed area the tipi structure shown on the plan lodged with the application.
- To restrict licensed activities in the tipi to sale of alcohol only from 10:00 to 23:00 hours daily.
- To remove reference to facilities for making music and dancing.
- To permit sale of alcohol and other permitted licensed activities to 23:00 hours on Sunday
- To vary opening hours on Sunday to 23:30 hours and remove reference to Christmas Day.
- To remove all conditions under Annex 2 and Annex 3 and replace with a schedule of conditions.

## **3.     BACKGROUND**

A premises licence has been held for this site since 8 September 2005.

The Applicant became the premises licence holder on 6 September 2013 after submitting a transfer application having immediate effect.

The Applicant notified the Licensing Authority in November 2011 when it changed company name and again in March 2021 when it changed the registered address.

A copy of the existing Premises Licence is attached at Appendix 1.1.

#### **4. REPRESENTATIONS**

During the consultation phase of the application, Northumbria Police and Environmental Health requested amendments to the wording of proposed conditions 6 and condition 10. The Applicant agreed to those amendments and the amended proposed conditions are attached at Appendix 2.

Three representations were received by members of the public. They have asked for their names to be removed:

- Representation 1 (Appendix 2.1)
- Representation 2 (Appendix 2.2)
- Representation 3 (Appendix 2.3)

#### **5. PARTIES**

The Parties to the hearing will be:

- a) Malhotra Leisure Limited represented by Sarah Smith of Sintons
- b) Member of the public who submitted representation 1
- c) Members of the public who submitted representation 2
- d) Members of the public who submitted representation 3

All of the members of the public who submitted representations have stated that they are unable to attend the hearing but wish for the Licensing Sub-Committee to proceed.

#### **6. FOR CONSIDERATION**

The areas for consideration by the Sub-Committee are:

- The variation application
- The representations; and
- Whether or not the variation application should be granted.

#### **7. THE POLICY & GUIDANCE**

When carrying out its functions the Sub-Committee must have regard to:

- (a) the Statement of Gateshead Council's Licensing Policy, and
- (b) the Licensing Act 2003
- (c) the Amended Guidance (April 2018) issued under Section 182 of the Licensing Act 2003 by the Secretary of State.

Some relevant parts of the Policy and Amended Guidance are reproduced in Appendices 3 and 4. The parties may refer to any part of the Policy and Guidance during the hearing.

An area plan is attached at Appendix 5.

#### **7. FOR DECISION**

The Sub-Committee is asked to consider the variation application, decide whether or not it should be granted, and if relevant, attach such conditions as it deems appropriate for the promotion of the Licensing Objectives.

## **APPENDICES**

Appendix	1	Variation Application
	1.1	Premises Licence
Appendix	2	Amended proposed conditions
	2.1	Representation 1
	2.2	Representation 2
	2.3	Representation 3
Appendix	3	Relevant Extracts from Gateshead Council's Licensing Policy
Appendix	4	Relevant Extracts from the Guidance issued under Section 182 of the Licensing Act 2003.
Appendix	5	Area Plan