

REPORT TITLE:

Licensing Act 2003 – Application for the Full Variation of a Club Premises Certificate – Drub Lane Working Men’s Club, 104 Drub Lane, Drub, Cleckheaton, BD19 4BU

Meeting:	Licensing Panel
Date:	Thursday 6 th November 2025
Cabinet Member (if applicable)	Cllr Amanda Pinnock
Key Decision Eligible for Call In	No No
Purpose of Report To determine the application	
Recommendations <ul style="list-style-type: none"> Members of the panel are requested to determine the application 	
Reasons for Recommendations <ul style="list-style-type: none"> In accordance with the requirements as set out in the Licensing Act 2003, where relevant representations are received by either a responsible authority or any other person, the matter is referred to the panel for a decision. 	
Resource Implications: There are no resource implications.	
Date signed off by <u>Executive Director</u> & name Is it also signed off by the Service Director for Finance? Is it also signed off by the Service Director for Legal Governance and Commissioning (Monitoring Officer)?	Fiona Goldsmith – on behalf of David Shepherd, Strategic Director for Place, Growth and Regeneration Not applicable Not applicable

Electoral wards affected: Cleckheaton

Ward councillors consulted: Cllr John Lawson
 Cllr Andrew Pinnock
 Cllr Kath Pinnock

Public or private: Report to be heard in Public

Has GDPR been considered? GDPR has been considered and appropriate sections of the report and supporting documents have been amended.

1. Executive Summary

1.1 The purpose of the report is to inform members of an application for the full variation of a club premises certificate. Five representations have been received and is therefore referred to this panel for determination.

2. Information required to take a decision

2.1 Application

On 19th September 2025 the Licensing department received an application for the full variation of a club premises certificate for Drub Lane Working Men's Club, 104 Drub Lane, Cleckheaton, BD19 4BU. A copy of this application and plan is shown at **Appendix A**.

The current club premises certificate authorises the supply of alcohol between the following days and times:-

Day	From	To
Monday	20:00	23:30
Tuesday	20:00	23:30
Thursday	20:00	23:30
Friday	20:00	00:00
Saturday	20:00	00:00
Sunday	12:00	14:00
Sunday	20:00	23:00

There are several non-standard timings which can be viewed on the certificate, these are to remain the same.

On the current certificate there are several now obsolete licensable activities. With the exception of regulated entertainment these activities will not transfer over to the new licence should the variation be granted. This is due to the creation of the Live Music Act 2015, which resulted in regulated entertainment being deregulated.

The applicant seeks to amend the supply of alcohol timings on a Saturday and Sunday to the following.

Saturday	12:00 – 00:00
Sunday	12:00 – 23:00

A copy of the current Club Premises Certificate which includes all licensable activities can be seen at **Appendix B**.

During the consultation period, a total of 5 representations were received from members of the public. A copy of the representations can be seen at **Appendix C**.

The application was sent to the responsible authorities to which no objections have been received.

Over recent months, the club have been granted several Temporary Events Notices (TEN's) to extend their licensed hours and fill the gaps applied for on this variation, The TEN's took place on 10th & 16th August 2025 and 11th October 2025. The Licensing service does not have any recorded complaints on file regarding these TEN's.

2.2 Licensing Policy

Members considering the application must take note of the Authority's Statement of Licensing Policy, which provides the following guidance on how members should approach the application and representation(s).

Executive Summary

In exercising its duties and responsibilities under the terms of the Licensing Act 2003, the Council will operate within the statements and procedures mentioned in this policy statement. Notwithstanding this statement, all applications will be treated on their merits and judged accordingly.

The council will have regard to any relevant guidance issued by the Secretary of State in exercising its powers under the Act.

Purpose

The Licensing Authority will carry out its functions under the Licensing Act 2003 with a view to promoting the four licensing objectives contained in the Act and each has equal weight.

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

The Policy has four main purposes:

- To provide the basis for elected Members to make decisions on applications.
- To inform licence applicants of the basis on which decisions will be taken and therefore give some indication of how they will be able to operate.
- To inform the wider community of the basis on which decisions will be taken and therefore how their needs will be addressed.
- To inform the Courts how decisions have been made and to support those decisions.

The Licensing Authority recognises that each licence application must be considered on its own individual merits in the context of the four licensing objectives, and that unless relevant representations are received from responsible authority's or interested parties, there is no provision for a Licensing Authority to impose conditions on a licence other than those proposed within an application. Only conditions which have been volunteered by the applicant or which have been determined at a Licensing Panel hearing can be attached to a licence or certificate. If an application is lawfully made and no relevant representations are made in respect of an application, the Licensing Authority is under a

duty to grant the licence on the terms sought. Only if relevant representations are made will the Council's discretion be engaged.

2.3 Secretary of State Guidance

Members also need to consider the statutory guidance issued, by the Secretary of State, under Section 182 of the Licensing Act 2003. As the representations related to 3 of the licensing objectives. Member's attention is drawn to this guidance, the relevant parts may be found at **Appendix D**.

3. **Implications for the Council**

3.1 **Council Plan**

The Licensing Service and its Statement of Licensing Policy balance the objective of improving the local economy, improving health and wellbeing and tackling health inequalities and cultural development against noise, nuisance, safeguarding and crime and disorder.

3.2 **Financial Implications**

There are no financial implications in relation to this report.

3.3 **Legal Implications**

In determining the application Members should have regard to the Authority's licensing policy statement and the Secretary of State Guidance. The applicant or any other person who made relevant representations in relation to the application have the right of appeal to the Magistrates Court.

3.4 **Climate Change and Air Quality**

There are no climate change or air quality implications contained in this report.

3.5 **Other (eg Risk, Integrated Impact Assessment or Human Resources)**

Under the provisions of the Licensing Act 2003 there is no requirement for an Integrated Impact Assessment, while licence conditions should not duplicate other statutory provisions, members should be mindful of requirements and responsibilities placed on them by other legislation, which may include:

- The Gambling Act 2005
- The Environment Protection Act 1990
- The Noise Act 1996
- The Clean Neighbourhoods and Environmental Act 2005
- The Regulatory Reform (Fire Safety) Order 2005
- The Health and Safety at Work etc. Act 1974
- The Equality Act 2010
- The Immigration Act 2016
- Regulators' Code under the Legislative and Regulatory Reform Act 2006

4. **Consultation**

4.1 Consultation has taken place in accordance with the requirements set out in the Licensing Act 2003, 5 representations have been received as detailed above.

5. Engagement

5.1 Engagement is not a requirement as set out in the Licensing Act 2003.

6. Options

6.1 Options considered

Members of the Panel are requested to determine the application.

6.2 Reasons for recommended option

In accordance with the requirements as set out in the Licensing Act 2003, where relevant representations are received by either a responsible authority or any other person, the matter is referred to the panel for a decision.

7. Next steps and timelines

7.1 When determining the application Members, having regard to the representation, may take such steps as they consider appropriate for the promotion of the licensing objectives. These steps are:

- Grant the Full Variation application
- Grant the Full Variation application with appropriate conditions
- Exclude from the scope of the licence any of the licensable activities which relate to this application, or
- Reject the Full Variation application

7.2 Findings on any issues of fact should be on the balance of probability.

7.3 In arriving at a decision Members must have regard to the relevant provisions of the statutory guidance and the licensing policy statement and reasons must be given for any departure.

7.4 The decision should be based on the individual merits of the application.

8. Contact officer

Jordan Barrett – Licensing Officer
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Jordan.barrett@kirklees.gov.uk

9. Background Papers and History of Decisions

Licensing Act 2003 Statement of Licensing Policy - [Licensing Policy](#)

Revised guidance issued under section 182 of Licensing Act 2003 - GOV.UK (www.gov.uk)

10. Appendices

Appendix A – Full Variation Application & Plan

Appendix B – Copy of Current Club Premises Certificate

Appendix C – Representations

Appendix D – Secretary of State Guidance

11. Service Director responsible

Katherine Armitage

Service Director – Environmental Strategy and Climate Change

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