

BOROUGH OF REIGATE AND BANSTEAD

LICENSING SUB-COMMITTEE

Minutes of a meeting of the Licensing Sub-Committee held at the Town Hall, Reigate on Friday 30th September 2005 at 10.00 a.m.

Present: Councillor J.M. Ellacott (Chairman); Councillors S.A. Gates and F.J. Moore.

1. LICENSING SUB-COMMITTEE – PROCEDURE RULES

RESOLVED that the Procedure Rules for meetings of the Licensing Sub-Committee be noted.

2. APPLICATION FOR VARIATION OF PREMISES LICENCE – WOODMANSTERNE SPORTS CLUB, WOODMANSTERNE STREET, WOODMANSTERNE

The Sub-Committee received a report on an application to vary an existing Justices' Licence for Woodmansterne Sports Club.

The Sub-Committee followed the recently adopted procedure for the consideration of applications under the Licensing Act 2003 taking account of the statement of licensing policy that had been adopted by the Council.

The Sub-Committee heard the report from the Licensing Officer, representations from the applicant, from an objector who had registered to speak and from the Environmental Protection Team. In addition to the report attached to the agenda, copies of written representations from two other local residents in support of the petition submitted by the objector had been circulated prior to the meeting. However, it was reported that one of those letters should be disregarded as they had not signed the original petition. It was noted that the Environmental Protection Team had originally made representation concerning this application but had subsequently reached agreement with the representative of the applicant.

Questions were put to the Licensing Officer, the applicant, the objector and the representative of the Environmental Protection Team, who were then asked to give their closing statements.

On completion of hearing all the representations, questions/answers and summing up from all parties, the Sub-Committee adjourned to deliberate its decision from 10.47 a.m. to 11.53 a.m. On return the Chairman explained that the Sub-Committee had taken account of the following factors in reaching its decision. The Sub-Committee had paid due regard to the comments made by the applicant and the representations made both orally and in writing by the objectors. The Sub-Committee noted that the Environmental Protection Team had reached agreement with the applicant, and that there had been no representations from the police. The concessions made at this meeting had also been taken into account. The Sub-Committee noted the aims of the Licensing Act 2003 and paid specific regard to the need to promote the licensing objective of prevention of public nuisance. Due regard was also paid to the Statement of Licensing Policy and national

guidance, Human Rights legislation and the rules of natural justice. Members considered that the main issue related to noise, particularly after closing time, and that the attachment of conditions would address the concerns raised.

RESOLVED that the application for the variation of the existing Justices' Licence for Woodmansterne Sports Club be granted subject to the following amendments and additional conditions:-

- (i) Indoor Sporting Events (Section C) – Approved as applied for;
- (ii) Live Music (Section E) and Recorded Music (Section F) – Approved as applied for subject to any conditions set out below. Live and Recorded music as permitted shall only take place within the clubhouse with the exception of one event per annum which shall finish at 22.00 hours outside of the premises;
- (iii) Supply of Alcohol (Section L) – Approved during the following hours:-

 Mondays to Saturdays – 10.30 hours to 23.00 hours
 Sundays – 12.00 hours to 22.30 hours

 Non-standard hours to be permitted as applied for on the 15 events approved in (v) below;
- (iv) The non-standard hours applied for in relation to New Year's Eve be permitted;
- (v) No more than 15 events per calendar year for live music, recorded music and extended hours;
- (vi) No more than 2 events per week;
- (vii) The Licensee shall ensure that any music provided at the premises shall not cause a disturbance to local residents. From 23.00 hours any music shall be inaudible in any residential property, the test of which is that it shall be no more than barely audible at the boundary of any residential property;
- (viii) Signage shall be displayed prominently on exit from the premises requesting patrons to leave quietly;
- (ix) Members also suggested that a list of forthcoming 'event days' should be maintained by the Club, to be made available upon the reasonable request of local residents.

The Chairman informed those present that notification of the Sub-Committee's decision would be sent out in writing in due course.

3. **APPLICATION FOR VARIATION OF PREMISES LICENCE – TADWORTH SOCIAL CLUB, DORKING ROAD, WALTON ON THE HILL**

It was reported that an application had been received for the variation of the Premises Licence in respect of the above property. Members noted that subsequent to the production of the agenda, agreement had been reached between the applicant and the Council's Environmental Protection Team who originally had submitted the only representations received to this application. As a result of mediation through the Licensing Officer, the Solicitors acting on behalf of the applicant and the Environmental Protection Team, all parties had agreed to the following conditions being placed on the

Licence:

- (i) The Licensee shall ensure that any music provided at the premises shall not cause a disturbance to local residents. At all times any music shall be inaudible in any residential property, the test of which is that it shall be no more than barely audible at the boundary of any residential property.
- (ii) No use of outdoor areas by patrons after 23.00 hours, except for ingress to and egress from the premises.
- (iii) External lighting to be kept to a minimum compatible with safety purposes after 23.00 hours.

In view of the fact that agreement had been reached between the parties a full Hearing was not required in respect of this application. Consequently it was

RESOLVED that the application for the variation of the existing Justices' Licence for Tadworth Social Club be granted subject to the additional conditions set out in (i) to (iii) above.

4. **MEDIATION CASES**

It was reported that no cases had arisen since the preparation of the agenda where formal approval was required for applications where agreement had been reached by mediation.

5. **ANY OTHER URGENT BUSINESS**

None.

The meeting closed at 11.58 a.m.