

## **BOROUGH OF REIGATE AND BANSTEAD**

### **LICENSING SUB-COMMITTEE**

Minutes of a meeting of the Licensing Sub-Committee held at the Town Hall, Reigate on Tuesday 6<sup>th</sup> September 2005 at 10.00 a.m.

Present: Councillor Mrs G.L. Circus (Chairman); Councillors Mrs D.E. Durward and T.D. Stoddart.

#### **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 – THE JOLLY BRICKMAKERS, FRENCHES ROAD, REDHILL**

The Sub-Committee received a report on an application to vary an existing Justices' Licence for The Jolly Brickmakers, Frenches Road, Redhill.

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 were addressed by the Licensing Officer, the applicants and their representative, and a representative from the Environmental Protection Team. Consideration was also given to a written representation, a copy of which was attached to the agenda. It was noted that the applicants had withdrawn section B of their application relating to the showing of films.

Questions were put to the Licensing Officer, the applicants and their representative 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 11.15 a.m. to 11.42 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 recommendations of the Environmental Protection Team and to the comments made on behalf of the applicants. 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 Human Rights legislation and the rules of natural justice. Members considered that the attachment of the agreed conditions would address the concerns raised.

**RESOLVED** that the application for the variation of the existing Justices' Licence for The Jolly Brickmakers, Frenches Road, Redhill be granted subject to the following:-

- (i) Section B (Films) – Withdrawn from application.

- (ii) Section C (Indoor Sporting Events):-  
Mondays to Thursdays – 1000 hours to 0000 hours  
Fridays and Saturdays – 1000 hours to 0100 hours  
Sundays – 1000 hours to 0000 hours
- (iii) Section E (Live Music), Section F (Recorded Music) and Section I (Provision of Facilities for making Music):-  
Mondays to Sundays 1000 hours to 2300 hours
- (iv) Section J (Provision of Facilities for Dancing):-  
Mondays to Thursdays – 1000 hours to 0015 hours  
Fridays and Saturdays – 1000 hours to 0115 hours  
Sundays – 1000 hours to 0015 hours
- (v) Section L (Late Night Refreshment):-  
Mondays to Thursdays – 2300 hours to 0000 hours  
Fridays and Saturdays – 2300 hours to 0100 hours  
Sundays – 2300 hours to 0000 hours
- (vi) Section M (Supply of Alcohol):-  
Mondays to Thursdays – 1000 hours to 0000 hours  
Fridays and Saturdays – 1000 hours to 0100 hours  
Sundays – 1000 hours to 0000 hours
- (vii) Section O (Hours Premises are open to the Public):-  
Mondays to Thursdays – 1000 hours to 0030 hours  
Fridays and Saturdays – 1000 hours to 0130 hours  
Sundays – 1000 hours to 0030 hours
- (viii) In relation to Sections E, F and I of the application (as set out in (iii) above), no more than 12 events shall be held per calendar year.
- (ix) No use of outdoor areas by patrons after 23.00 hours, except for ingress to and egress from the premises.
- (x) No entry to the premises to patrons to be allowed after 23.00 hours.

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 – THE PANTHER, 50 CROYDON ROAD, REIGATE**

It was reported that an application had been received for the variation of the Premises Licence in respect of the above property and Members noted that the only representations received to this application had been from the Council's Environmental Protection Team who had subsequently reached agreement with the Solicitors representing the Public House. As a result of mediation between the Licensing Officer, the applicant and the Environmental Protection Team, all parties had agreed to the following conditions being placed on the licence:-

- (i) No more than 30 events per calendar year.
- (ii) No more than 2 events per week.
- (iii) The Licensee shall ensure that any music provided at the premises shall not cause a disturbance to local residents. From 2300 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.
- (iv) No use of outdoor areas by patrons after 2300 hours, except for ingress to and egress from the premises.
- (v) External lighting to be kept to a minimum compatible with safety purposes after 2300 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 Premises Licence for The Panther, 50 Croydon Road, Reigate be agreed subject to conditions (i) to (v) set out above.

4. **MEDIATION CASE – THE ROYAL BRITISH LEGION, ALBERT ROAD, HORLEY**

It was reported that an application had been received for the variation of the Premises Licence in respect of the above property and Members noted that the only representations received to this application had been from the Council's Environmental Protection Team who had subsequently reached agreement with the Solicitors representing the applicant. As a result of mediation between the Licensing Officer, the applicant and the Environmental Protection Team, all parties had agreed to the following conditions being placed on the licence:-

- (i) No more than 30 events per calendar year.
- (ii) No more than 2 events per week.
- (iii) The Licensee shall ensure that any music provided at the premises shall not cause a disturbance to local residents. From 2300 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.

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 Premises Licence for The Royal British Legion, Albert Road, Horley be agreed subject to conditions (i) to (iii) set out above.

5. **ANY OTHER URGENT BUSINESS**

None.

**The meeting closed at 11.47 a.m.**