

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, 4th December 2007 at 7.00 p.m.

Present: Councillor N.D. Harrison (Chairman); Councillors R. Harper and G.L. Norman.

16. MINUTES

In accordance with the revised procedures approved by Council, it was

RESOLVED that the Minutes of the meeting of the Sub-Committee held on 26th October 2007 be approved as a correct record and signed.

17. LICENSING SUB-COMMITTEE - PROCEDURE RULES

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

18. APPLICATION FOR VARIATION OF PREMISES LICENCE - 39-41 CHURCH STREET, REIGATE

The Sub-Committee received a report on an application for the variation of the Premises Licence relating to JJ Whispers (formerly Tickled Ivory) at 39-41 Church Street, Reigate.

The Sub-Committee followed the 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 and were addressed by the applicants and their representatives. The Sub-Committee also heard representations from other Interested Parties (objectors who had registered to speak and, with the agreement of the Sub-Committee, a representative of an objector who was not able to be present in person). It was noted that no representations had been received from the Police or any of the other responsible authorities.

The application related to variations to the capacity of the premises, and the timing of live music, recorded music, performances of dance, provision of facilities for dancing, late night refreshment, supply of alcohol and the hours during which the premises would be open to the public. The submitted report included copies of the application, the existing premises licence, the representations that had been received within the specified period, and the notice of hearing.

Questions were put to the Licensing Officer, the applicant and his representatives and the other interested parties, and in response to a specific query it was noted that the risk assessment on public safety had now been carried out and was available for the Council to inspect. At the conclusion of the questions, all parties were invited to give their closing statements.

On completion of the hearing the Sub-Committee adjourned to deliberate its decision from 7.51 p.m. to 8.36 p.m. On return, the Chairman explained that the Sub-Committee had taken account of the following factors in reaching its decision. Reference was made to the representations that had been received against the application within the period allowed for objections, but Members felt that these were not sufficiently specific and could not be directly linked to these premises. The Sub-Committee also took into account the fact that no representations had been received from the Police or from any of the other responsible authorities. The Sub-Committee noted the aims of the Licensing Act 2003 and paid regard to the Council's Statement of Licensing Policy, statutory guidance, human rights legislation and the rules of natural justice.

RESOLVED that:

- (i) the application to vary the premises licence in respect of 39-41 Church Street, Reigate be granted in accordance with the application as submitted, including the additional steps to promote the licensing objectives as set out in section P of the application form; and
- (ii) the risk assessment on public safety be submitted to the Council's Licensing Officer within 7 days and that any requirements of that assessment be undertaken and completed within a period of one month.

19. 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.

20. ANY OTHER URGENT BUSINESS

None.

The meeting closed at 8.40 p.m.