

Licensing Sub Committee (Miscellaneous)

Tuesday 19 October 2010

PRESENT:

Councillor Mrs Bowyer, in the Chair.
Councillor Drean, Vice Chair.
Councillor Rennie.

Apologies for absence: Councillor Wright

Also in attendance: Debbie Bradbury – Lawyer, Pete Clemens – Senior Licensing Officer, Rachael Harris – Senior Environmental Health Officer and Rhodri Morgan – Environmental Health Officer.

The meeting started at 10.00 am and finished at 11.10 am.

Note: At a future meeting, the committee will consider the accuracy of these draft minutes, so they may be subject to change. Please check the minutes of that meeting to confirm whether these minutes have been amended.

18. APPOINTMENT OF CHAIR AND VICE-CHAIR

Agreed that Councillor Mrs Bowyer was appointed as Chair and Councillor Drean appointed as Vice Chair for this meeting.

19. DECLARATIONS OF INTEREST

There were no declarations of interest in accordance with the code of conduct.

20. CHAIR'S URGENT BUSINESS

There were no items of Chair's urgent business.

21. VARIATION OF PREMISES LICENCE - WATERFRONT, 9 GRAND PARADE, WEST HOE, PLYMOUTH

The Committee having –

- (i) considered the report from the Director for Community Services;
- (ii) considered the written representations;
- (iii) heard from the applicant that:
 - due to the representations received he had amended his original application;
 - he was withdrawing his variation application apart from the

request for the following opening hours:

Sunday to Thursday 07.00hrs to 00.30hrs

Friday to Saturday 07.00hrs to 01.30hrs

- he believed the two written representations made in respect of the original application were objections to the extension of music and not the earlier opening hours;
- he would like to work with residents and the local authority to resolve any potential concerns

(iv) heard from a representative of Environmental Health that:

- there was no objection to the amended variation application proposed;

(v) considered representations under the licensing objectives as follows:

a) **Prevention of Public Nuisance –**

considered two written representations that referred specifically to extended opening hours. This was not considered relevant as Members agreed with the applicant and did not consider these representations to be in respect of the earlier opening hours requested.

b) **Prevention of Crime and Disorder –**

there were no representations

c) **Protection of Children from Harm –**

there were no representations

d) **Public Safety –**

there were no representations

e) **Representations in support of the premises –**

there was one letter of representation received from an interested party living in the vicinity in support of the premises; this said that from January to June 2010 the area was lifeless and rundown. Rubbish had started to accumulate and tramps were sleeping rough in the area. Unlicensed parties were a regular occurrence. Since the Waterfront gained a licensee the whole environment had changed. It is clean and tidy, is well used and a credit to the city;

The Committee agreed that having taken into account all of the above representations the amended variation application be granted as requested

- (1) Subject to mandatory conditions contained in the Licensing Act 2003 and conditions consistent with the applicants operating schedule.

22. **EXEMPT BUSINESS**

There were no items of exempt business.