

# Licensing Sub Committee

Tuesday 17 September 2013

## PRESENT:

Councillor Rennie, in the Chair.  
Councillor Parker, Vice Chair.  
Councillors Mrs Bowyer and John Smith (Fourth Member).

Also in attendance: Ann Gillbanks, Senior Lawyer, Marie Price, Licensing Officer, and Katey Johns, Democratic Support Officer.

The meeting started at 11 am and finished at 11.31 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.*

### 13. **APPOINTMENT OF CHAIR AND VICE-CHAIR**

Agreed that Councillor Rennie is appointed Chair and Councillor Parker is appointed Vice-Chair for this meeting.

### 14. **DECLARATIONS OF INTEREST**

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

(Councillor John Smith (Fourth Member) left the meeting).

### 15. **CHAIR'S URGENT BUSINESS**

There were no items of Chair's urgent business.

### 16. **ST BUDEAUX ROYAL BRITISH LEGION LTD., 74 NORMANDY WAY, PLYMOUTH - VARIATION OF CLUB PREMISES CERTIFICATE**

The Committee having –

- (i) considered the report from the Director for Place;
- (ii) considered the representation in the form of a petition from Other Parties;
- (iii) heard from the applicants that:

They are striving to run a successful members Club and would welcome the opportunity to bring their licence in to line with other licenses in the local area;

To date they have never had any issues which have involved either the

Police or Environmental Health Department and feel that extending the licence for the extra hour on a Sunday would not impact on the residents of Normandy Way;

All other variations refer to internal activities within the Club which would enable them to carry out sporting and entertainment activities at short notice without further reference to the licensing department;

In response to Members' questions the applicant advised that parking in the area was mainly residents' parking and that patrons rarely used their cars and therefore did not cause parking nuisance;

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

a) **Prevention of Public Nuisance –**

The club is situated in the middle of a residential area next to young families, and working households and elderly persons. It is a problem neighbour now with parking and traffic coming and going, noise from car doors;

Smokers talk loudly at the front of the club;

Since the club sold their garages and car park land there has been problem with parking;

The issue is not only the extension of selling drinks until midnight it is the dispersal factor well after that time;

Houses have bedrooms above road level and noise and sounds carry more late at night.

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

None

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

None

d) **Public Safety –**

None

e) **Other representations –**

None

In light of the applicant's admission that persons use the front of the building for smoking and possible noise raised by concerned residents, Members consider it is appropriate for the

promotion of the licensing objectives that a condition that no more than 8 persons at any one time should be smoking at the front of the premises and that this should be controlled by a club committee member or designated member of club management.

Agreed that having taken into account all of the above representations the variation application be GRANTED as requested with the addition of the following clause –

that no more than 8 persons at any one time should be smoking at the front of the premises and that this should be controlled by a club committee member or designated member of club management.

17. **EXEMPT BUSINESS**

There were no items of exempt business.

18. **GRANT OF PERSONAL LICENCE (EI)**

Application withdrawn.