

Licensing Sub-Committee – 22 August 2005

Minutes of the meeting of the **Licensing Sub-Committee** held on **22 August 2005** when there were present:-

Chairman: Cllr D G Stansby

Cllr K H Hudson

Cllr A J Humphries

OFFICERS PRESENT

A Bugeja	- Head of Legal Services
K Doyland	- Licensing Manager
J Spinks	- Licensing Officer
J Bradley	- Trainee Solicitor
S Worthington	- Committee Administrator

7 APPOINTMENT OF CHAIRMAN

Councillor D G Stansby was appointed Chairman of the Sub-Committee.

8 PROCEDURE FOR LICENSING HEARING

The Sub-Committee noted the procedure to be followed in hearing the review.

9 LICENSING APPLICATION

The Sub-Committee considered an application for variation of a premises licence made under section 34 of the Licensing Act 2003. The application related to premises known as the Anne Boleyn, at 93 Southend Road, Rochford. Members had before them the report of the Head of Housing, Health and Community Care setting out the details of the application and the representations received.

The Authority's Environmental Protection Unit officer considered that insufficient attention had been paid to potential noise emissions from the premises which might have a detrimental impact on residences in the surrounding area. The Unit perceived that nearby residents could also be disturbed by the noise of customers and cars leaving the premises after midnight. The Unit had accordingly suggested 3 conditions to be applied to the premises licence, if granted.

The Unit further considered that the use of the outside areas for special events, including fun days and the use of bouncy castles, should be restricted to 9.00 pm.

Public objectors were particularly concerned that if the applicants were granted permission to sell alcohol on the premises until midnight on Fridays and Saturdays, this could lead to increased public nuisance. The Anne Boleyn was situated in a residential area and residents were worried that proposals to increase the licensing hours would lead to noise and anti social

behaviour in the small hours.

The applicant, in support of the application, advised that the Anne Boleyn was managed as a community-based pub, which adhered to strict binge drinking and underage drinking policies. The purpose of the licence application was to provide existing customers with good service and a more relaxed atmosphere at weekends.

The applicant stressed that the intention was to continue to operate in the same way as currently; the application for an entertainment licence had been made with a view to holding special events infrequently. Similarly, the live music element of the application related to occasional charity events, which would feature individual singers.

In conclusion, the applicant confirmed that he understood the four conditions requested by the Council's Environmental Protection Unit, and that he was willing to accept these conditions, should Members be minded to grant the variation to the premises licence.

Members, while mindful of the representations made and of the concerns raised by residents, having carefully considered all the evidence were of the view that the conditions proposed were sufficient to address those concerns.

Resolved

That the application be granted, subject to the conditions set out in the operating schedule and subject to the additional conditions set out in Appendix 4 to the officer's report. (HHHCC)

The meeting closed at 10.48 am.

Chairman

Date