

Minutes of the meeting of the **Appeals & Licensing Committee** held on **7 March 2002** when there were present:

Cllr Mrs R Brown
Cllr P D Stebbing

Cllr T G Cutmore

OFFICERS PRESENT

A Bugeja	Head of Legal Services
R Peacey	Safety, Food & Regulation Unit Manager
A Paddon	Environmental Health Assistant
C Evans	Legal Officer
S Worthington	Committee Administrator

ALSO PRESENT

PC K Hemsworth	Licensing Officer, Rayleigh Police
A Morris	Licensing Assistant, Rayleigh Police

APOLOGIES FOR ABSENCE

Apologies for absence were received from Cllrs R A Amner and Mrs H L A Glynn.

82 APPOINTMENT OF CHAIRMAN

Cllr P D Stebbing was appointed Chairman for the meeting.

83 DECLARATIONS OF INTEREST

Cllr P D Stebbing declared a non pecuniary interest by virtue of his chairmanship of Great Wakering Parish Council.

84 PROCEDURE

Members noted and adopted the procedure document, with the amendment of taking item 5 before item 4.

85 APPLICATION FOR THE GRANT OF A PUBLIC ENTERTAINMENT LICENCE – THE ANCHOR, 23 HIGH STREET, GREAT WAKERING

The Committee considered an application for a public entertainment licence to hold Karaoke between 8pm and 11pm Monday to Saturday for 100 people in respect of premises at the Anchor, 23 High Street, Great Wakering. Members had before them the report of the Head of Health, Housing and Community Care setting out the details of the application and the objections to the grant of a licence. Representations were received from the Environmental Health

Assistant, the applicant, Miss Breens, and her representative, Ms Belcher, from the Police Licensing Officer and from a local resident, Mr V Jones, who was opposed to the application.

Members were appraised of the facts surrounding the submission of the application, the concerns from local residents as to excessive noise and nuisance associated with musical entertainment at the premises and the measures to mitigate such problems.

The objector claimed that there had been instances of noise related disturbance during the summer as a result of doors being open at the premises. He was also concerned that the licence applied to 6 evenings a week. The applicant confirmed that the intention was to hold Karaoke events on Friday and Saturday evenings, although there might occasionally be mid-week events. The Licensing Officer believed that the proposed conditions would go some way to alleviate objectors' concerns about noise. It was further noted that public entertainment licences were valid for a twelve month period, and expired at the end of December. If the licence were to be granted any complaints received during the period of the licence would be taken into consideration when the licence was due for renewal.

The Applicant confirmed her acceptance of the proposed conditions and additional controls relating to the closure of ground floor windows and doors, excluding toilet windows, during Karaoke sessions, to frequent checks that music was not audible beyond the West, East and South boundaries of the premises, and that no open fires should be lit during licensed events, that no under 18 year olds were to be admitted and that CCTV should be in place as per the Council's requirements.

Mindful of the representations and having considered all the evidence, the Committee were of the view that the concerns relating to the use of the premises could adequately be addressed by the proposed conditions and safeguards listed in the Committee report and it was therefore appropriate for the licence to be granted.

Resolved

- (1) That the licence should not take effect until such a time as the Council's Head of Housing, Health & Community Care has confirmed in writing to the applicant that the applicant has completed the works listed in the Schedule enclosed with the letter sent to Miss Breens on 4 February 2002, to the satisfaction of the Council's Head of Housing, Health and Community Care.
- (2) When the licence takes effect it shall be subject to the Council's Standard Conditions and the following Special Conditions:
 - The licence is limited to Karaoke entertainment provided between 8pm and 11pm, Monday to Saturday with a limit of 100 people.

- All of the ground floor windows (except toilet windows) and doors shall be kept closed whenever Karaoke entertainment takes place.
- The music shall not be audible beyond the West, East and South boundary of the property.
- There must be a method approved in writing by the Head of Housing, Health and Community Care to maintain a constant and accurate record of the number of patrons within the premises when Karaoke entertainment takes place.
- No open fires shall be lit during licensed events.
- CCTV to be in place as per the Council's requirements.
- No under 18 year olds are to be admitted.

The meeting opened at 10.00 am and ended at 10.55 am.

Chairman:

Date: