

File Ref:

**Property : Foresters Arms, 87 Sandridge Road, Melksham, Wiltshire
SN12 7BL**

Decision

The Sub Committee has considered all of the submissions made to it today and the written representations together with the Licensing Act 2003, statutory Guidance and Regulations and the Licensing Policy of the Council.

The Licensing Sub Committee concluded, after careful deliberations, that on the balance of probabilities to grant the application before it, for the variation of the Premises Licence in respect of the Foresters Arms, 87 Sandridge Road, Melksham SN12 7BL, would not satisfy the licensing objectives.

The Licensing Sub Committee resolved that the application in respect of :

- Extending the hours, as below, for the sale of alcohol, live music, recorded music, performance of dance and provision of facilities for dancing be refused

**0900 hours to 0000 - Sunday to Thursday
0900 hours to 0100 the following morning - Friday & Saturday**
- Permitting karaoke be granted subject to it terminating 30 minutes prior to the premises closing at the time specified in the Premises Licence
- An additional thirty minutes drinking up time on top of the last permitted sale of alcohol be granted
- An additional hour into the morning for Easter weekend, Christmas Eve and Boxing Day be granted
- To operate from the start of permitted hours New Years Eve to the close of permitted hours New Years Day be granted
- To remove the embedded restrictions in relation to the admission of children be granted
- To remove the restriction on hours for Christmas Day and Good Friday be granted

The elements of the approved application will also be subject to the mandatory conditions contained in the Licensing Act 2003

REASONS:

The Sub Committee considered the concerns of the Interested Parties in relation to the Prevention of Public Nuisance objective and on the balance of probabilities, the Licensing Sub Committee were satisfied that to grant the application in the terms detailed above would satisfy this licensing objective.

The Sub Committee considered each area of the application for variation individually and considered its impact on the relevant licensing objective.

The Sub Committee was satisfied with the evidence supplied by the Interested Parties and was able to uphold the concerns expressed by them in relation to the Prevention of Public Nuisance objective.

The Licensing Sub Committee concluded that its decision was proportionate and was directed at the cause of the representations made by the Interested Parties and would protect the amenity of residents in the vicinity of the premises.

The Chair of the Sub Committee noted that the Designated Premises Supervisor stated during the course of the hearing that football was not allowed to be played on the premises and that he would ensure that this was enforced.

19 November 2007