

DECISION NOTICE

Southern Area Licensing Sub-committee

Meeting held 22th July 2010, in respect of an Application for a Club Premises Certificate – Stratford Social Club, Salisbury

The Southern Area Licensing Sub-committee resolved to grant the licence, as applied for, save for the addition of the mandatory conditions and conditions that are consistent with the operating schedule.

Reasons:

The Sub-committee considered the application and the statements made in support by Mrs Burnett and Mr Weekes, together with the letter of objection from the Camping and Caravan Club

The Sub-committee noted that it was obliged by section 18 of the act to consider the objection and the likely effect of this application on one or more of the licensing objectives as set out in section 4) of the Licensing Act 2003.

The letter of objection is essentially an objection based on the potential problem of noise nuisance. Specifically the letter refers to “the noise disturbance which will be caused to our campers”. Nobody from the Caravan Club attended to give oral evidence, and the letter itself contains no supporting evidence for the assertion that disturbance will be caused.

The Sub-committee is required to assess whether or not the application presents a real possibility of one or more of the licensing objectives being undermined. In the absence of any supporting evidence the Sub-committee did not consider itself entitled to speculate on the possibility of future problems.

Indeed in this instance the Sub-committee took account of the guidance issued under section (182) of the act, which discourages a Sub-committee from considering in the licensing decision matters which fall under other legislation.

Representatives of the Social Club have indicated that they have turned their mind to potential problems by stating in their oral evidence that the new property will include secondary glazing and curtains/blinds, that the applicant has stated will be drawn when an event is taking place.

In summary as the Sub-committee is not satisfied that there is any evidence that they can properly consider to suggest the granting of the application will undermine one or more of the licensing objectives, they therefore grant the application as it stands, save for the addition of the mandatory conditions and conditions that are consistent with the operating schedule.

Additionally the Sub-committee notes the fact that the hours of provision of live music on New Year’s Eve are 19:00 until 00:30, and not until 01:30 as originally stated.