

DECISION NOTICE

Northern Area Licensing Sub Committee

Decision made on 5 January 2012

In respect of an application for a Review of the Premises Licence made by Ms L Penfold for the Borough Arms, Malmesbury

Decision:

The Northern Area Licensing Sub Committee has resolved to amend the Premises Licence for the Borough Arms, Malmesbury as follows:

The Provision of Licensable Activity:

Film

Friday to Saturday 10.00hrs to 00.00 hrs

Indoor Sporting Events

Friday to Saturday 10.00hrs to 00.00 hrs

Live Music

Friday to Saturday 10.00hrs to 00.00 hrs

Recorded Music

Friday to Saturday 10.00hrs to 00.00 hrs

Provision of Late Night Refreshment

Friday to Saturday 23.00hrs to 00.30 hrs

Supply of Alcohol – for consumption on the premises

Friday to Saturday 10.00hrs to 00.00 hrs

The opening hours of the premises

Friday to Saturday 10.00 hrs to 00.30 hrs

All remaining hours as the detailed in the existing licence.

And subject to the following additional conditions:

- 1) There shall be a minimum of two SIA registered door staff dedicated to the premises on duty Friday and Saturday nights from 21.30 – 01.00hrs.
- 2) The license holder or designated representative shall attend Pubwatch on a regular basis.

Reasons

The Sub-Committee accepted the evidence from the Applicant, police and other Interested Parties that there was a significant problem of noise nuisance and anti social behaviour outside, and associated with, the premises on Friday and Saturday nights. The Sub Committee considered that the provision of door staff and the reduction in hours for the sale of alcohol on those evenings would reduce these problems and were necessary to meet the licensing objectives.

In reaching its decision the Sub Committee has considered the relevant provisions of the Licensing Act 2003 (in particular Sections 4 and 52); the guidance issued under Section 182 of the Act and the Licensing Policy of Wiltshire Council.

The Sub Committee have also considered the written evidence presented in the agenda and the supporting evidence provided orally.

Right to Appeal

All parties have the right to appeal to the Magistrates Court within 21 days of receipt of this decision. This decision does not come into effect until the appeal period has elapsed or, if an appeal is made, until that appeal has been finally disposed of.