

Minutes

Meeting of: Western Area Licensing Sub-Committee

Meeting held in: The Meeting Room, City Hall, Salisbury

Date: 12 September 2005

Commencing at: 10am

Present:

District Councillors:

Councillor Mrs P. Brown
Councillor T F Couper
Councillor P Edge

Officers

Mr G Broom (Democratic Services)
Mr R Hodgkinson (Legal & Property Services),

11. Election of Chairman:

Resolved – That Councillor P. Edge be elected Chairman for the duration of the hearing.

12. Minutes of the previous meeting

Resolved – That the minutes of the meeting held on 27 June 2005 be held a correct record

12. Explanation of Procedure:

The Chairman explained the procedure for the hearing for all present.

13. Declarations of Interest:

There were none

14. The Benett Arms, Semley

The Committee considered the previously circulated papers.

The Committee heard verbal representations from Mr Duthie, the applicant, in support of the application and PC Stephen Shepherd, from the Wiltshire Constabulary, in objection to the application.

Resolved – That having taken into consideration the representations made in writing and at the hearing, the licensing objectives and responsibilities as set out in the Act with the guidance issued under Section 182 and the Council's Statement of Licensing Policy, the application was **granted** with the following restrictions:

1. That the terminal hour for the sale and supply of alcohol and the provision of late night refreshment should be 2 am on Friday, Saturday and Sunday mornings and 12 midnight Sunday, Monday, Tuesday and Wednesday. This committee felt that the applicant did not present enough evidence to support a deviation from the Council's licensing policy and in light of the representations made by the Police the committee was satisfied that there was a real possibility that to extend licensable activities beyond 2 am would adversely impact on the licensing objectives of the prevention of crime and disorder and the prevention of public nuisance.

2. The premises should be closed to the public 30 minutes after the cessation of the sale and supply of alcohol and late night refreshments.
3. The provision of live music to terminate at midnight on all days;
And that this be subject to the following conditions:
 - a) The mandatory condition as set out in sub-section 19 of the Licensing Act 2003.
 - b) All doors and windows must be kept closed during the performance of any amplified music and at any event after midnight.
 - c) Noise limiters must be used in amplification equipment used on the premises at all times.

The committee believed that occasional extensions beyond the permitted licensing hours could be adequately provided for under temporary event notices as set out in the Licensing Act 2003.

All parties were informed that they had the right to appeal to the magistrates court within 21 days of written notification of the decision. Interested parties and responsible authorities have the right to review once the license has taken effect.

The meeting closed at 11.55am

Members of the public: 13