

MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE HELD IN THE COUNCIL CHAMBER, COUNCIL OFFICES, CORKS LANE, HADLEIGH ON FRIDAY 3 JUNE 2011

PRESENT: Mr P J Holbrook - Chairman  
Mr P Jones Mr R C Smith

Also in attendance at the meeting were:-

Mr L Carvell (Licensing Section) to present Paper L13  
PC Gary Pinyoun (representing Suffolk Constabulary – Applicant for the Review)  
Sgt Amanda Griggs (representing Suffolk Constabulary – Applicant for the Review)  
Inspector Paul Crick (Suffolk Constabulary – observer)  
Mr C Symes (on behalf of Cornard United Football Club – Premises Certificate Holder)  
Mr N Proctor (supporting Mr Symes)  
Mr J Buckingham (Natural and Built Environment Division)  
Mrs L Platt (Interested Party)  
Mr C Ping (Interested Party)  
Ms C Whatling (Legal Advisor to the Sub-Committee)

1 DECLARATION OF INTERESTS

Mr R C Smith declared a personal interest in the review as he was acquainted with one of the interested parties, Mrs L Platt (a former Sudbury Town Councillor), but stated that his interest was such that he was able to speak and vote on the matter.

2 LICENSING ACT 2003 – REVIEW HEARING REPORT – SECTION 87 REVIEW OF A CLUB PREMISES CERTIFICATE, CORNARD UNITED FOOTBALL CLUB BLACKHOUSE LANE GREAT CORNARD

The Chairman of the Sub-Committee referred to the procedure to be followed at the hearing, a copy of which had been circulated with the Agenda.

Mr Carvell referred to a letter from a parent whose son had attended an event at the Club on 18 February, which had been passed to him by the Police. With the consent of all parties, the letter was circulated and the Members of the Sub-Committee were given time to read it before Mr Carvell presented [Paper L13](#), the report of the Head of Natural and Built Environment, which provided information to assist in the determination of the Review Application detailed in Appendix A to the report.

PC Pinyoun presented the Police documentary submissions in support of the review grounds (Appendix A), following which he and Sgt Griggs responded to questions from Members and Mr Symes.

Mr Buckingham then presented his representations, as set out in Appendix B and responded to questions from Mrs Platt, and this was followed by Mrs Platt and Mr Ping presenting their respective representations, also as set out in Appendix B. Both parties responded to questions from Mr Symes.

Mr Symes requested permission to circulate a copy of his prepared statement but in accordance with advice from the Legal Advisor, he was allowed to hand out the document after he had read it to the meeting. Mr Symes responded to questions from Members, the Police representatives, Ms Whatling and Mr Carvell. Mr Buckingham and Mr Proctor also made comments to the hearing.

Sgt Griggs made a closing address followed by Mr Symes. All parties then withdrew to allow Members to deliberate the Application, following which the relevant parties were invited back into the meeting and the Council's decision was notified by the Chairman, as follows:-

In reaching its decision, the Sub-Committee had regard to the evidence put forward by the Police and Environmental Protection Officers of the long history of problems related to public safety, crime and disorder, nuisance, and particularly evidence relating to the protection of children from harm. Mr Symes's representation was also taken into account and Members expressed concern about his apparent ignorance of the Challenge 21 Scheme adopted by the Club, and identified management failures. Members were however aware of the laudable sporting aspects of the Club and decided, after having had regard to DCMS Guidance (September 2009) in relation to reviews, not to revoke the club licence but to suspend it for three months and to modify permanently the Certificate by the imposition of the additional conditions listed in Resolution (2) below.

Members noted that the Licensing Officer will investigate the ongoing qualifying status or otherwise of the Club pursuant to Sections 61 and 90 of the Licensing Act 2003 as this is not a matter within the terms of reference of the Sub-Committee.

**RESOLVED**

- (1) That the Club Premises Certificate BCP0026 held by Cornard United Football Club be suspended for a period of 3 (months) and**
- (2) That the following additional, permanent conditions shall apply to Club Premises Certificate BCP0026 upon its re-instatement:**
  - (a) All prospective hiring of the Club facilities shall be reviewed and agreed by the Club Committee before consent is given by the Club to the hirer. A legible written record of all such agreements shall be kept and made available upon request to the Licensing Authority.**
  - (b) Any hirer of the Club facilities shall be at least 25 years old and shall be present throughout the function. The Club shall ensure that this condition is made sufficiently clear to all hirers at the time of the booking. Contractual records of all bookings made shall be kept and made available upon request to the Licensing Authority.**

- (c) **A minimum of 2 (two) Committee Members shall be present at all times whilst the Club is open for licensable activities. For the avoidance of doubt, this requirement shall apply to temporary events.**
- (d) **All sales of beverages shall be made, and payment taken, directly over the bar. For the avoidance of doubt, vouchers, tickets and all other forms of pre-payment for beverages are prohibited.**
- (e) **All bar staff shall be aged 21 years or over.**
- (f) **A minimum of 3 (three) Club Committee members and all bar staff are to undergo training, as determined by the Licensing Officer, regarding the sale and supply of alcohol and general Licensing Act 2003 requirements.**

The business of the meeting was concluded at 1.40 p.m.

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Chairman