

MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE HELD IN THE COUNCIL CHAMBER, COUNCIL OFFICES, CORKS LANE, HADLEIGH ON THURSDAY 22 AUGUST 2012

PRESENT: Mr P J Holbrook - Chairman

Mr R W Thake

Mr A J Ward

The following were present at the meeting to make representations:-

Mr L Carvell (Corporate Manager -Licensing) to present Paper M58

Mr D Pratt } Applicants
Mr D Pratt }

PC Lannigan (Suffolk Constabulary)

The following were in attendance at the meeting:-

Mrs K Saward – Head of Legal Services - (Legal Advisor to the Sub-Committee)

Mr J Buckingham (Corporate Manager - Environmental Protection)

Mr S Ellwood – Democratic Services Manager

1 DECLARATION OF INTERESTS

None declared.

2 LICENSING ACT 2003 – SECTION 34 HEARING REPORT

Mr Holbrook, the Chairman of the Licensing and Appeals Committee, chaired the hearing meeting. He referred to the procedure to be followed, a copy of which had been circulated with the Agenda, and introduced the Members and officers present.

The Head of Environment submitted a report ([Paper M58](#)) to enable the Sub-Committee to consider an application under the 2003 Licensing Act to vary the premises licence for Easterns Station Lounge at Station Road, Sudbury.

Members then questioned the Head of Environment.

PC Lannigan presented his objections to the proposals and referred to Appendix C of Paper M58.

PC Lannigan was questioned by the Members, Officers and the Applicant.

Mr J Buckingham presented his report and referred to Appendix C to Paper M58.

The Applicants then questioned Mr Buckingham.

The Applicants made an opening address to the meeting in support of the application.

The Applicants were then questioned by Members, Officers and PC Lannigan.

All parties were then requested to provide closing comments to the meeting. Following this all parties withdrew to enable the Committee to deliberate the Application.

The relevant parties were then invited back into the meeting and the Council's decision (which was unanimous) was notified.

RESOLVED

(1) That in order to promote all four licensing objectives the request to remove the following two conditions from premises licence BPL0072 be rejected :

(a) A personal licence holder shall be on duty on the premises at all times whilst the licensed premises are being used for the sale and supply of alcohol.

(b) The requirement of Annex 2 Condition 4 of premises licence BPL0072 relating to female door supervision. Accordingly that condition remains on the licence unaltered with the exception of the reference to a member of staff (rather than door supervisor) now monitoring the smoking shelter, which has been granted.

(2) That the proposal to amend condition 8 of Annex 2 of premises licence BPL0072 be granted and that this condition is now modified to read:

There shall be no new patrons admitted, or patrons re-admitted, to the licensed premises after 02:00hrs on any occasion save for in exceptional circumstances for reasons relating to personal safety or personal welfare. All persons requesting re-entry to the venue under these circumstances shall be searched by door supervisors. A legible record shall be kept at the premises logging all authorised re-admissions. For the avoidance of doubt, patrons that are observing the smoke-free legislation in the designated smoking-areas for the licensed premises, and whilst they have been under the direct control and supervision of the licence-holder or their staff may be re-admitted to the licensed premises.

(3) That the proposal to amend condition 11 of Annex 2 of premises licence BPL0072 be granted and that this condition is now modified to read:

No person under the age of 18 shall be permitted on the licensed premises at any time whilst it is being used as a nightclub, bar or exclusively or primarily for the sale or supply of alcohol. Persons under the age of 18 shall only be permitted on the licensed premises whilst attending a pre-booked function and accompanied by a responsible person aged 18 or over.

For sixth-form or similar pre-booked school functions for 16 to 18 year olds, alcohol shall only be sold or supplied to persons aged 18 or over in an area of the premises which is suitably and sufficiently separated and supervised to ensure that persons under the age of 18 are not able to purchase or consume alcohol. All pre-booked school or sixth-form functions shall apply to the whole of the premises and not just part thereof, so that other functions or licensed activities are not taking place in the venue at the same time.

- (4) That the proposal to amend condition 12 of Annex 2 of premises licence BPL0072 be granted and that this condition is now modified to read:**

No person under the age of 14 shall be permitted in the bar area of the licensed premises whilst the premises are open for licensed activities unless one of the following applies:

- (i) He/she is the child of the holder of the premises licence,**
- (ii) He/she resides in the premises, but is not employed there,**
- (iii) He/she is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.**

- (5) That the proposal to add Boxing and Wrestling entertainment (indoors) to premises licence BPL0072 be granted , subject to modification of the premises licence to add the following conditions to promote public safety, prevention of crime and disorder and protection of children from harm:**

- (a) All appropriate regulations of the relevant sport's governing body shall be complied with including, but not limited to:**
 - (i) a qualified medical practitioner being present throughout a sports entertainment involving boxing, wrestling, judo, karate or other sports entertainment of a similar nature;**
 - (ii) any ring being constructed by a competent person and/or inspected by a competent authority; and**
 - (iii) at any wrestling or other entertainments of a similar nature members of the public shall not occupy any seat within 2.5 metres of the ring.**
- (b) Plastic or polycarbonate drinking vessels shall be used during all boxing and similar entertainment events at the licensed premises, with drinks which are only available in bottles/glassware to be decanted to plastic or polycarbonate vessels. No bottles/glassware shall be left accessible in the vicinity of the boxing or similar entertainment activity.**

- (c) There shall be a minimum of 4 (four) SIA registered door supervisors on duty at the licensed premises for the duration of any boxing or similar entertainment activity.**
- (d) Entry to any boxing or similar entertainment activity shall be by prior ticket arrangement only.**

The business of the meeting was concluded at 11.55am.

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Chairman

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