

MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE HELD IN THE COUNCIL CHAMBER, COUNCIL OFFICES, CORKS LANE, HADLEIGH ON THURSDAY 4 OCTOBER 2012 (10.30 a.m.)

PRESENT: Mr P J Holbrook - Chairman

Mr J R B Cave

Mr A J Ward

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

Mr L Carvell – Corporate Manager – Licensing  
Mr J Buckingham (Corporate Manager – Environmental Protection)  
Ms J Hart (Senior Environmental Protection Officer)  
Mr E Brown (Club Committee Chairman)  
Mr J Parr (Club Committee member)  
Mr R Mower (Objector)  
Mr A Gilham (Objector)

The following were in attendance at the meeting:-

Mr J Reed – Legal Services Manager (Legal Adviser to the Sub-Committee)  
Mrs L Sheppard – Senior Democratic Services Officer (Committee Clerk)

Other Attendees – Members of the Club and public, including the following:-

From Northcroft Social Club

Mrs S Dreyer – Vice Chairman  
Mr D Dreyer – Treasurer  
Mr E Cribb – Committee Member

Other

Cllr P Jones  
Cllr J M Owen

1 DECLARATION OF INTERESTS

None declared.

2 LICENSING ACT 2003 – HEARING REPORT  
APPLICATION (S71) NEW CLUB PREMISES CERTIFICATE NORTHCROFT  
SOCIAL CLUB SUDBURY

The Chairman of the Sub-Committee reconvened the hearing, which had been adjourned on 3 September to enable further information to be made available to the Sub-Committee, and introduced those present. Members had before them the original report ([Paper M65](#)) considered on 3 September, together with the correspondence from the Financial Services Authority (FSA) and the Notification of Adjournment (referred to as Appendices F and G respectively to Paper M65) which had been circulated with the Agenda for the reconvened hearing.

At this point, the Chairman adjourned the meeting for a short period to enable the parties to read additional papers circulated at the meeting (subsequently referred to as [Appendix H to Paper M65](#)).

The Chairman then referred to the procedure to be followed at the hearing, after which the Licensing Officer gave a resumé of Paper M65 and the current position. He also listed the requirements for additional information, as set out in the Notification of Adjournment.

Mr Mower, objector, addressed the meeting and responded to questions. Mr Gilham, objector, confirmed that he maintained his objection, but did not wish to speak further.

Mr Brown provided an update on the items which had been dealt with by him and the Club Committee since 3 September, and referred to matters of Club administration which were in the process of being addressed, including the keeping of appropriate records of meetings and complying with the FSA's requirements for updating and distributing Club Rules. Mr Brown and Mr Parr responded to questions from Members and the objectors relating to various matters, and Mr Carvell clarified the position regarding the requirement for Clubs to provide properly certificated door staff for events held under TENS notices.

Mr Buckingham provided further details relating to proposed noise control measures, and confirmed his earlier advice that it should be possible to resolve the noise and other environmental concerns by the imposition of appropriate conditions. He reminded the parties that the Noise Abatement Notice for the premises remained in force.

Mr Reed asked further questions of Mr Brown to establish the extent to which the specific areas identified in the Notification of Adjournment had been addressed. In responding to the questions, Mr Brown also referred to his intention to affiliate the Club to the Club and Institute Union (CIU), which provides a service of advice and other assistance to affiliated bodies. The parties were offered the opportunity to make closing remarks, following which they withdrew to allow Members to deliberate the matter. The parties were then invited back into the meeting and the Council's decision was notified as follows:-

In reaching its unanimous decision to grant the application for a new Club Premises Certificate, the Sub-Committee took into account the additional information supplied to the hearing, the assurances reiterated by Mr Brown regarding the future operation of the Club, and Mr Buckingham's view that noise management and other issues were capable of resolution. The Sub-Committee also had regard to the concerns of the objectors and identified various measures which would assist in the promotion of the licensing objectives and help meet the concerns of the objectors, including reductions in the proposed hours of operation. In addition, Members considered that any future negative impacts linked to the operation of the Club could be adequately addressed by the review provisions, and the noise abatement measures available to the Council.

**RESOLVED**

**That the application under Section 71 of the Licensing Act 2003 for a new Club Premises Certificate in respect of Northcroft Social Club at 1 The Croft Sudbury be granted on the following basis:-**

- 1. Undertakings made by the Club to the Licensing Authority to:**
  - (a) Update the hiring agreement produced at the hearing to reflect the requirement that no glasses or bottles shall be taken outside of the Club.**
  - (b) Within seven days of the date of the issue of the decision notice provide the Licensing Authority with a copy of the Club's updated rules and constitution, as provided by the Club to the FSA. A copy of the FSA's approval, once forthcoming, shall also be provided to the Licensing Authority within seven days of its receipt.**
  - (c) Also note that the Club should further update, or ensure compatibility of, its club rules to account for the terms and conditions of the new granted club premises certificate – specifically those relating to members and guests. Section 82 of the Licensing Act 2003 also places specific obligations on the Secretary of a club to promptly notify and provide updated club rules to the Licensing Authority.**
- 2. Mandatory conditions which apply and conditions consistent with the operating schedule submitted within application 007846 as modified during the hearing process (and interim adjournment).**
- 3. Conditions and restrictions imposed on the granted club premises certificate by the Sub-Committee as follows:-**
  - (a) The relevant authorised timings proposed by application 007846 shall be replaced by the reduced timings shown below:-**

**STANDARD TIMINGS**

- **Supply of alcohol**

**Hours authorised:**

**Monday to Thursday 11:00hrs until 23:00hrs**

**Friday and Saturday 11:00hrs until 23:30hrs**

**Sunday 11:00hrs until 23:00hrs**

- **Live music and Performances of dance**

**Hours authorised:**

**Monday to Thursday 20:00hrs until 23:00hrs**

**Friday and Saturday 20:00hrs until 23:30hrs**

**Sunday 20:00hrs until 23:00hrs**

- **Recorded music**

**Hours authorised:**

**Monday to Thursday 11:00hrs until 23:00hrs**

**Friday and Saturday 11:00hrs until 23:30hrs**

**Sunday 12:00hrs until 23:00hrs**

**NON-STANDARD TIMINGS / SEASONAL VARIATIONS**

- **Christmas Eve:**  
**All licensed activities authorised to extend until 00:00hrs**
- **New Years Eve:**  
**From the end of authorised hours to the start of authorised hours on the following day.**

- (b) **There shall be no licensable music activities authorised by the granted club premises certificate until such time as a scheme of appropriate sound attenuation measures has been submitted to and agreed in writing with the Licensing Authority, and implemented to the satisfaction of the Licensing Authority. The scheme shall include (although not exclusively) proposals for: insulating the structure of the ground floor to secure an acceptable level of noise emanating from the building; a system to terminate amplified music whenever the first floor fire door is opened; and monitoring of all forms of noise outside the premises, which shall include the use of a suitable sound level meter.**

The business of the meeting was concluded at 12.55 p.m.

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Chairman