

MINUTES of the meeting of Regulatory Sub Committee held at The Council Chamber, Town Hall, St. Owen's Street, Hereford on Tuesday, 6th September, 2005 at 10.00 a.m.

Present: Councillor R.I. Matthews (Chairman)

Councillors: J.W. Hope MBE and D.C. Taylor

24. ELECTION OF CHAIRMAN

Councillor R.I. Matthews was elected as Chairman for the Regulatory Sub-Committee hearing.

25. APOLOGIES FOR ABSENCE

No apologies for absence were received.

26. NAMED SUBSTITUTES (IF ANY)

There were no substitutes present at the hearing.

27. DECLARATIONS OF INTEREST

There were no declarations of interest made.

28. THE LION HOTEL, 52 BRIDGE STREET, KINGTON, HEREFORDSHIRE, HR5 3DJ
(Pages 1 - 2)

Please see the attached decision notice for details regarding the determination of the application.

29. THE GOLDEN CROSS INN, SUTTON ST NICHOLAS, HEREFORD. (Pages 3 - 4)

Please see the attached decision notice for details regarding the determination of the application.

30. SELLACK VILLAGE HALL, SELLACK, ROSS ON WYE (Pages 5 - 6)

Please see the attached decision notice for details regarding the determination of the application.

31. COLWALL VILLAGE HALL, MILL LANE, COLWALL, NR LEDBURY, WR13 6EQ.
(Pages 7 - 8)

Please see the attached decision notice for details regarding the determination of the application.

CHAIRMAN



HEREFORDSHIRE COUNCIL

**REGULATORY COMMITTEE DECISION NOTICE
(THE LICENSING ACT 2003)**

PREMISES	The Lion Hotel
APPLICANT'S NAME	Mr. N. Morris
APPLICATION TYPE	Variation
PANEL MEMBERS	Councillor R.I. Matthews (Chairman) Councillor J.W. Hope Councillor D.C. Taylor
DATE OF MEETING	6th September, 2005

Members of the Licensing Panel of the Council's Regulatory Committee considered the above application, full details of which appeared before the Members in their agenda and the background papers.

Prior to making their decision, the Members heard from Mr. Morris, the Applicant, and Mrs. Andrews, a local resident who objected to the application.

Having carefully considered those matters brought before them, the Committee were of the opinion that the application should be **granted subject** to the conditions appearing below. In reaching their decision, the Members had full regard to both the provisions of the Licensing Act 2003 and the Council's Licensing Policy. The Members imposed conditions in order to promote the four licensing objectives, namely the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

HOURS OF LICENSABLE ACTIVITY

	Supply of Alcohol	Live / Recorded Music & Dance	Facilities for Making Music / Dancing	Open to the public
Monday	1100 - 0100	1100 - 2400	1100 - 2400	1100 - 0130
Tuesday	1100 - 0100	1100 - 2400	1100 - 2400	1100 - 0130
Wednesday	1100 - 0100	1100 - 2400	1100 - 2400	1100 - 0130
Thursday	1100 - 0100	1100 - 2400	1100 - 2400	1100 - 0130
Friday	1100 - 0100	1100 - 2400	1100 - 2400	1100 - 0130
Saturday	1100 - 0100	1100 - 2400	1100 - 2400	1100 - 0130
Sunday	1200 - 2400	1200 - 2400	1200 - 2400	1200 - 0030

HEREFORDSHIRE COUNCIL

**REGULATORY COMMITTEE DECISION NOTICE
(THE LICENSING ACT 2003)**

CONDITIONS

The application was granted in respect of the hours of operation of the licensable activities described in the box above together with the following conditions

- The mandatory conditions of The Licensing Act 2003.
- All conditions as agreed with the Environmental Health Department.
- All conditions as agreed with the Police Authority.

NON STANDARD HOURS

	Supply of Alcohol	Live / Recorded Music & Dance	Facilities for Making Music / Dancing	Open to the public
Bank Holiday Sunday	1100 - 0100	1100 - 0100	1100 - 0100	1100 - 0130
Bank Holiday Monday	1100 - 0100	1100 - 0100	1100 - 0100	1100 - 0130
New Years Eve	Supply of Alcohol permitted from 1100 on New Years Eve until the start of licensing hours on New Years Day.			



HEREFORDSHIRE COUNCIL

**REGULATORY COMMITTEE DECISION NOTICE
(THE LICENSING ACT 2003)**

PREMISES	The Golden Cross
APPLICANT'S NAME	Mr. J. P. Murray
APPLICATION TYPE	Variation/Personal Licence/etc
PANEL MEMBERS	Councillor R.I Matthews (Chairman) Councillor J.W. Hope Councillor D.C. Taylor
DATE OF MEETING	6th September, 2005

Members of the Licensing Panel of the Council's Regulatory Committee considered the above application, full details of which appeared before the Members in their agenda and the background papers.

Prior to making their decision, the Members heard from Mr. Murray, the Applicant, together with P.C. Thomas; Miss Woodland, the Environmental Health Officer, and Mr. Wilkinson, an interested party who raised an objection to the application.

Having heard the representations and considered all of those matters brought before them, the Panel decided to **REJECT** the said application on the basis that the application was not consistent with promoting the licensing objectives within the meaning the Licensing Act 2003 in that the application, if allowed, would:

- (a) give rise to public nuisance in the form of noise disturbance during antisocial hours.
- (b) be impossible having regard to the Police objections, for conditions to be devised to address potential issues of public safety or crime and disorder.

The Members further considered that if they had granted the application, there would be no suitable conditions which could be imposed in order to adequately address the said licensing objectives.



HEREFORDSHIRE COUNCIL

**REGULATORY COMMITTEE DECISION NOTICE
(THE LICENSING ACT 2003)**

PREMISES	Sellack Village Hall
APPLICANT'S NAME	Mr. G. Lewis
APPLICATION TYPE	Variation
PANEL MEMBERS	Councillor R.I. Matthews (Chairman) Councillor J.W. Hope Councillor D.C. Taylor
DATE OF MEETING	6th September, 2005

Members of the Licensing Panel of the Council's Regulatory Committee considered the above application, full details of which appeared before the Members in their agenda and the background papers.

Prior to making their decision, the Members heard from Mr. Lewis, the Applicant and Mrs. Meredith, the applicant's Legal Advisor.

Having carefully considered those matters brought before them, the Committee were of the opinion that the application should be **granted subject** to the conditions appearing below. In reaching their decision, the Members had full regard to both the provisions of the Licensing Act 2003 and the Council's Licensing Policy. The Members imposed conditions in order to promote the four licensing objectives, namely the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

HOURS OF LICENSABLE ACTIVITY

	Live / Recorded Music, Performance of Dance (or anything similar to the above)	Films, Plays, Provision of Facilities for Dance or Making Music	Late Night Refreshment	Open to the public
Monday	1100 - 0100	1100 - 0100	1100 - 0100	0700 - 0100
Tuesday	1100 - 0100	1100 - 0100	1100 - 0100	0700 - 0100
Wednesday	1100 - 0100	1100 - 0100	1100 - 0100	0700 - 0100
Thursday	1100 - 0100	1100 - 0100	1100 - 0100	0700 - 0100
Friday	1100 - 0100	1100 - 0100	1100 - 0100	0700 - 0100
Saturday	1100 - 0100	1100 - 0100	1100 - 0100	0700 - 0100
Sunday	1100 - 2400	1100 - 2400	1100 - 2400	0800 - 2400

HEREFORDSHIRE COUNCIL
REGULATORY COMMITTEE DECISION NOTICE
(THE LICENSING ACT 2003)

CONDITIONS

The application was granted in respect of the hours of operation of the licensable activities described in the box above together with the following conditions

- The mandatory conditions of The Licensing Act 2003.



HEREFORDSHIRE COUNCIL

**REGULATORY COMMITTEE DECISION NOTICE
(THE LICENSING ACT 2003)**

PREMISES	Colwall Village Hall
APPLICANT'S NAME	Colwall Village Hall Management Committee
APPLICATION TYPE	Variation
PANEL MEMBERS	Councillor R.I. Matthews (Chairman) Councillor J.W. Hope Councillor D.C. Taylor
DATE OF MEETING	6th September, 2005

Members of the Licensing Panel of the Council's Regulatory Committee considered the above application, full details of which appeared before the Members in their agenda and the background papers.

Prior to making their decision, the Members heard from Mrs. Herbert and Mrs. Meredith, the applicants together with Mr. Conway and Mr. Smith, two local residents who objected to the application.

Having carefully considered those matters brought before them, the Committee were of the opinion that the application should be **granted subject** to the conditions appearing below. In reaching their decision, the Members had full regard to both the provisions of the Licensing Act 2003 and the Council's Licensing Policy. The Members imposed conditions in order to promote the four licensing objectives, namely the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

HOURS OF LICENSABLE ACTIVITY

	Supply of Alcohol	Films / indoor sporting events	Late night refreshment	Open to the public
Monday	1100 - 2400	1100 - 0100	1100 - 0100	0700 - 0100
Tuesday	1100 - 2400	1100 - 0100	1100 - 0100	0700 - 0100
Wednesday	1100 - 2400	1100 - 0100	1100 - 0100	0700 - 0100
Thursday	1100 - 2400	1100 - 0100	1100 - 0100	0700 - 0100
Friday	1100 - 2400	1100 - 0100	1100 - 0100	0700 - 0100
Saturday	1100 - 2400	1100 - 0100	1100 - 0100	0700 - 0100
Sunday	1100 - 2200	1100 - 2230	1100 - 2230	0800 - 2230

HEREFORDSHIRE COUNCIL

**REGULATORY COMMITTEE DECISION NOTICE
(THE LICENSING ACT 2003)**

CONDITIONS

The application was granted in respect of the hours of operation of the licensable activities described in the box above subject to the following conditions:

- The mandatory conditions of The Licensing Act 2003.
- All conditions agreed with the Environmental Health Department
- All windows and doors to the entertainment areas to be kept closed after 2300 during either musical performances, the showing of films, indoor sporting events or the playing of amplified recorded music.

ADDITIONAL COMMENTS

Whilst the sub-committee were initially concerned about a possible lack of supervision, in that the designated premises supervisor was also the same designated premises supervisor as The Crown Inn, we are satisfied, having regard to the exceptional circumstances as to both the frequency of the sale of alcohol at the village hall and also the proximity of the Crown Inn, that our concerns have been addressed and fully satisfied.