

MINUTES of the meeting of Regulatory Sub Committee held at The Council Chamber, Brockington, 35 Hafod Road, Hereford on Tuesday, 25th September, 2007 at 3.00 p.m.

Present: Councillor P Jones CBE (Chairman)

Councillors: ME Cooper and JW Hope MBE

25. ELECTION OF CHAIRMAN

Councillor P. Jones CBE was elected as Chairman for the Regulatory Sub-Committee hearing.

26. APOLOGIES FOR ABSENCE

No apologies for absence were received.

27. NAMED SUBSTITUTES (IF ANY)

There were no substitutes present at the hearing.

28. DECLARATIONS OF INTEREST

There were no declarations of interest made.

29. APPLICATION FOR A NEW PREMISES LICENCE 'VOWCHURCH AND TURNASTONE MEMORIAL HALL, VOWCHURCH, HR2 0RB.' (Pages 1 - 4)

The Sub-Committee were required to hear and determine an opposed application for a new premises licence for Vowchurch and Turnastone Memorial Hall. The Chairman introduced the Sub-Committee and Officers and confirmed that all Members had received the background papers. He then asked any interested parties attending the hearing to make themselves know. Dr Parker and Mrs Teakle, the secretary and treasurer of Vowchurch and Turnastone Memorial Hall, advised the Chairman of their wish to address the Sub-Committee. The Chairman asked the applicants if they required an extension to the 10 minute allocated time allowed for public speaking. They felt that 10 minutes would be acceptable and no requests for an extension to the time limit were made.

Mr Charters, one of the interested parties who had objected to the application advised the Sub-Committee that he would withdraw his representation, as he was satisfied with the car parking arrangements.

The Licensing Officer presented his report to the Sub-Committee and confirmed that the applicant had agreed to all of the conditions recommended by West Mercia Police Authority and the Environmental Health Officer. He advised Members that this had resulted in the withdrawal of five of the representations and only left the letter of objection received by Mr Sharp to take into consideration.

The Environmental Health Officer advised Members of the agreed conditions which helped to address the concerns of the local residents.

In accordance with the Licensing Act 2003 Regulations for Hearings, Dr Parker, the applicant, spoke in support of her application.

The Regulatory Sub-Committee withdrew from the meeting to make their decision. They requested that the Legal Advisor and Democratic Services Officer accompany them to offer procedural advice.

RESOLVED:

That the application for a variation to the premise licence in respect of Vowchurch and Turnastone Memorial Hall, Vowchurch, HR2 0RB, be granted subject to the conditions outlined in the attached decision notice.

30. APPLICATION FOR VARIATION OF PREMISES LICENCE 'SEVEN STARS, 11 THE HOMEND, LEDBURY, HR8 1BN.'

The Licensing Officer advised Members that the application had been agreed following negotiations with the applicant and the interested parties.

The meeting ended at 3.50 p.m.

CHAIRMAN



HEREFORDSHIRE COUNCIL

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

PREMISES	Vowchurch & Turnastone Memorial Hall
APPLICANT'S NAME	Dr Elspeth Parker & Mrs Alison Lloyd
APPLICATION TYPE	Premises Licence
PANEL MEMBERS	Councillor Brig. P. Jones CBE (Chairman) Councillor Mrs ME Cooper Councillor JW Hope
DATE OF MEETING	25th September, 2007

Members of the Regulatory Sub-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 Dr Elspeth Parker & Mrs Alison Lloyd Mr. Smith in respect of their application. Mr. Charters who had raised objections to the application said that he was now satisfied with the conditions that were proposed for the licence by the officers and withdrew his objection.

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 (INDOORS ONLY)

	Performance of Plays	Live Music & Recorded Music	Supply of Alcohol	Showing of Films	Community Sporting events	Community Dancing/Facilities for Dancing	Open to the public
Monday	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0700 - 0000
Tuesday	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0700 - 0000
Wednesday	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0700 - 0000
Thursday	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0700 - 0000
Friday	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0700 - 0000
Saturday	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0700 - 0000
Sunday	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0900 - 2300	0700 - 0000

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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.
- The application for any licensable activity outdoors shall be withdrawn.

PREVENTION OF CRIME & DISORDER

- That all functions where the licensable activity of the retail of alcohol takes place will be pre booked functions and that a record of that booking will be kept and made available for inspection by the licensing authority and police.
- That the chair of the village hall management committee will work closely with the Designated Premise Supervisor to ensure that the sale of alcohol at the premises is carried out in such a way that the over all character of the hall remains that of a community premises and that all 4 licensing objectives are promoted.
- Hirers of the hall will be required to make suitable arrangements for the sale of alcohol with the DPS if the sale is undertaken in accordance with the premises licence as opposed to a temporary event notice.

PREVENTION OF PUBLIC NUISANCE

- All licensable activities shall cease at 23.00 hours and the premises shall not be open to the public after 00.00 hours.
- There shall be no more than four events per calendar month which wholly or partly contain music entertainment after 21.00 hours.
- All external windows and doors shall be kept closed, except for access, when amplified sound or music is provided on the premises. The doors to the front lobby shall not be propped open.
- Noise or vibration shall not emanate from the premises so as to cause a nuisance.
- There shall be no accumulation of rubbish on the premises and suitable arrangements shall be made for the collection and disposal of cigarette ends outside the premises.

PUBLIC SAFETY

- The designated parking area shown outlined in red on the attached plan shall be made available at all times.

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- Clear and prominent signs shall be erected on the road through the village, when events are to be held at the hall, at least 100 metres from the entrance to the hall and at least 100 metres from the entrance to the parking area, and at suitable intervals along that route. These signs shall clearly warn oncoming traffic of pedestrians on the road and direct patrons to the designated parking area.
- All reasonable precautions shall be taken to ensure that, when an event is held at the hall, patrons do not park on the road through the village or in the driveway to any residential accommodation.
- Clear instructions shall be provided to any person hiring the hall for licensable activities (via booking forms or other suitable means) that parking is restricted to the designated parking area and warning that there is little or no street lighting along the route from the carpark to the hall.
- The maximum number of persons permitted on the premises at any time shall be 105.
- A suitable and sufficient risk assessment shall be recorded and maintained for the provision of licensable activities on the premises. The actions and control measures identified in the risk assessment shall be effectively implemented.
- A current inspection certificate shall be held for all electrical installations in accordance with BS 7671 and BS5266-1.
- All portable electrical entertainment/music equipment shall be powered through a suitable and sufficient Residual Current Device.
- Adequate means of ventilation shall be provided, particularly when entertainment is provided and windows and doors are to be kept shut.
- No open containers shall be removed from the premises.
- Alcohol shall not be stored on the premises other than when supplied under the authority of the Designated Premises Supervisor (DPS).
- The DPS or person nominated by him/her in writing shall be responsible for the safety of persons on the premises for the duration of any event where alcohol is being supplied.

PROTECTION OF CHILDREN FROM HARM

- Proven methods shall be employed for the prevention of unlawful supply, consumption and use of alcohol, drugs and other products, which is illegal to sell to children.
- No person under the age of 18 years old shall be allowed to serve alcohol within the premises without the written permission of the Council.

HEREFORDSHIRE COUNCIL

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

- Staff should ensure sight of evidence of age from any person appearing to those engaged in selling or supplying alcohol to be under the age of 18 and who is attempting to buy alcohol.