

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

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| <b>PREMISES</b>         | The Britannia Inn   |
| <b>LICENCE HOLDER</b>   | Punch Taverns PLC   |
| <b>APPLICANT'S NAME</b> | Mr RA and GP Jones<br>Miss J Elwell and M Flakowska                               |
| <b>APPLICATION TYPE</b> | Review of Premises Licence  |
| <b>PANEL MEMBERS</b>    | Councillor P Jones CBE (Chairman)<br>Councillor PGH Cutter<br>Councillor A Seldon |
| <b>DATE OF MEETING</b>  | 10 August 2009  |

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 Jones, Dr Jobst, and Mr Pandelli, in support of the review, together with the Legal Advisor and Area Manager for Punch Taverns, the Premises Licence Holders. They also heard a representation from Inspector Gary Thomas from West Mercia Police.

Having carefully considered those matters put before them, the Members of the Committee considered that in order to promote the Licensing Objectives that the application should be, and was determined as follows:

That the following additional conditions be imposed forthwith\* upon the licence:-

- No live or amplified music to be played outside at any time
- No open containers to be removed from the front of the premises.
- No open containers to be removed from the premises to the outside area located at the rear after 2300.
- A terminal hour for all licensable activities of 2300.
- A representative of Punch Taverns PLC to attend the premises on no less than a monthly basis to ensure that the Licensee be properly supported and any local concerns be fully considered. These meetings to take place for a period of 6 months.

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

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 Guidance issued pursuant to Section 182 of the Act, together with the matters raised both orally and in the documents presented to the meeting. The Committee were cognisant of the fact that the Licence amounted to 'property' within the meaning of Article 1 to the First Protocol of the European Convention on Human Rights and considered that their decision was proportionate, having regard to all the matters put before them. The Members made their decision 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.

*\* Subject to Section 52(11) which states that a determination under this section does not have effect:*

- (a) until the end of the period given for appealing against the decision, or*
- (b) if the decision is appealed against, until the appeal is disposed of.*