

Minutes

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| Name of meeting | LICENSING (DETERMINATIONS) SUB COMMITTEE |
| Date and time | MONDAY, 18 FEBRUARY 2008 COMMENCING AT 10.00 AM |
| Venue | COMMITTEE ROOM ONE, COUNTY HALL, NEWPORT, ISLE OF WIGHT |
| Present | Cllrs Susan Scoccia (Chairman), Ivan Bulwer, Mike Cunningham |
| Officers Present | Laura Gaudion, Julie Martin, Claire Van Heerden |

62. **Minutes**

RESOLVED :

THAT the Minutes of the meeting held on [21 January 2008](#) be confirmed.

63. **Declarations of Interest**

There were no declarations received at this stage.

64. **Report of the Head of Consumer Protection**

Consideration was given to the report of the Head of Consumer Protection, providing details of an application for a Premises Licence, received in accordance with Section 17 of the Licensing Act 2003.

Details of any proposed additional steps to promote the licensing objectives were set out in the report circulated with the agenda.

The Sub Committee followed the agreed procedure, which had previously been circulated to all parties prior to the meeting. After hearing each application, the Sub Committee presented the following decision and the reasons for that decision.

RESOLVED:

THAT upon receiving the report of the Licensing section, oral and/or written evidence from the applicant, interested parties and/or responsible authorities and having regard to the Guidance issued under s182 of the Licensing Act 2003 and the Isle of Wight Council's Statement of Licensing Policy, the applications be determined as detailed below:

Decision Ref: 17 (07/08)

Application: A Premises Licence for The Royal Squadron, 70 Union Street, Ryde, Isle of Wight

Resolution THAT the grant of a Premises Licence for The Royal Squadron, 70 Union Street, Ryde, Isle of Wight be approved, in accordance with the application, subject to those conditions proposed by the applicant within the operating schedule and also subject to the mandatory conditions specified in the Licensing Act 2003, but modified to such an extent as the Sub Committee have considered necessary for the promotion of the four licensing objectives, namely by requiring the following conditions listed below:

Conditions: (i) As per suggested conditions 6 and 7 inclusive on page B – 2 of the report dated 18 February 2008.

(ii) Notwithstanding the application no live music shall be permitted after 01:00 hours on Mondays save for Bank Holiday Mondays.

Reason: to meet the Licensing Objective of the prevention of public nuisance

(iii) To amend condition 11 at page B – 24 (Appendix 1) of the report to state ‘and shall be available to the Local Licensing Authority on request within 24 hours’.

Reason: To meet the Licensing Objective of the Prevention of Public Nuisance.

(iv) No public entertainment shall take place unless the internal doors, marked B and C on the plan attached to the report at page B – 25 are closed, save for access and egress.

Reason: To meet the Licensing Objective of the Prevention of Public Nuisance.

(v) No sale of alcohol will be made at the premises until a suitable Designated Premises Supervisor, to replace Mr Simon Bayliss, has been found who will be at the premises on a day-to-day basis

Reasons for Decision:

The reasons were provided in the report to promote the Licensing objective regarding the Prevention of Crime and Disorder, Public Safety, The Prevention of Public Nuisance and The Protection of Children From Harm, in particular.

In reaching the decision the Sub Committee had regard to the Human Rights Act 1998, and in particular Article 1 of the First Protocol, Article 8 and Article 6. The Sub Committee considered their decision to be proportionate and necessary for the promotion of the four licensing objectives under the Licensing Act 2003.

All parties were advised that they had a right of appeal to the Magistrates Court if they were dissatisfied with the decision, and that any such appeal had to be made within 21 days.

Details

As per application

Public Participants:

Mr Jonathan Smith (On behalf of the applicant Sunvine)

Mr Simon Bayliss (Designated Premises Supervisor)

Mr Ian Heal (On behalf of Mrs Drew)

Mrs L Harkins (Objector)

Additional Representations:

A list of licensable activities for premises within the area was circulated.

CHAIRMAN