



Minutes

Name of meeting	LICENSING (DETERMINATIONS) SUB COMMITTEE
Date and time	WEDNESDAY, 2 DECEMBER 2009 COMMENCING AT 10.00 AM
Venue	COMMITTEE ROOM ONE, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Cllrs Susan Scoccia (Chairman), Ivan Bulwer, David Williams
Officers Present	Amanda Thomas, Claire Thomas, Justin Thorne

22. Minutes

RESOLVED :

THAT the Minutes of the meeting held on [19 November 2009](#) be confirmed.

23. Declarations of Interest

There were no declarations received at this stage.

24. Report of the Head of Community Safety Service

Consideration was given to the report of the Head of Community Safety Service, 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 the 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 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 2008 – 2011, the application be determined as detailed below:

Decision Ref:	10 (09/10)
Application:	A Premises Licence for Isle of Wight Zoo, Yaverland Road, Sandown, Isle of Wight
Resolution	THAT the grant of a Premises Licence for Isle of Wight Zoo, Yaverland Road, Sandown, 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, including the conditions agreed prior to the hearing recited in the report at pages B-32 to B-36, 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:	Notwithstanding the licence, no regulated entertainment shall be permitted outside of the premises between 9.30 am and 11.00 am on a Sunday.
Reasons for Decision:	<p>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.</p> <p>The additional condition was imposed to promote the prevention of nuisance objective and following agreement with the applicant during the hearing.</p> <p>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.</p> <p>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 from the date of notification.</p>
Details :	As per application
Public Participants:	Ms Charlotte Corney and Mr Robin Crawley (applicant and premises supervisor)

CHAIRMAN