

Minutes

Name of meeting	LICENSING (DETERMINATIONS) SUB COMMITTEE
Date and time	MONDAY, 27 JUNE 2011 COMMENCING AT 10.00 AM
Venue	COMMITTEE ROOM ONE, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Cllrs Susan Scoccia (Chairman), Paul Fuller, Heather Humby
Officers Present	Julie Martin, Claire Thomas, Justin Thorne

4. [Minutes](#)

RESOLVED :

THAT the Minutes of the meeting held on [3 June 2011](#) be confirmed.

5. **Declarations of Interest**

There were no declarations received at this stage.

6. **Report of the Head of Planning and Regulatory Services**

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

A schedule of additional representations, received after the printing of the reports, was submitted to Members prior to the consideration of each relevant application.

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 written evidence from the applicant, interested parties and 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 2011 – 2014, the applications be determined as detailed below:

Decision Ref: [18 \(11/12\)](#)

Application: A Premises Licence for The Lodge, New Barn Lane, Shorwell, Isle of Wight

Resolution THAT the grant of a Premises Licence for The Lodge, New Barn Lane, Shorwell, 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, and including the conditions agreed with the police and environmental health save that conditions (g) and (h) shall now read as follows :

- Conditions:**
- (g) All staff engaged in the sale of alcohol shall receive regular training or instruction in the responsible sale of alcohol, which shall include the prevention of sale of alcohol to anyone who is drunk or under the age of 18 years. A record shall be kept of the delivery of any such training or instruction and any such record shall be produced to a police officer or relevant officer of the local authority on reasonable request.
 - (h) A written record shall be made of any complaint regarding the premises, including any noise complaint, taking place there, and of any refusal to sell alcohol to a person suspected to be drunk, or under the age of 18 years, or if a person is ejected from the premises. Any such record shall be produced to a police officer or relevant officer of the local authority on reasonable request.

Reasons for [Decision:](#) The reasons were provided in the report to promote the Licensing objective regarding the Prevention of Public Nuisance.

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 from the date of notification.

Details : As per application
Public Miss Kate Hart (Applicant)
Participants: Mr Duncan Milne (Applicants Legal Representative)
Mr Malcolm Blunn (Objector)
Additional A late representation was received from Councillor Peter
Representations: Bingham.

CHAIRMAN