



Minutes

Name of meeting	LICENSING (DETERMINATIONS) SUB COMMITTEE
Date and time	WEDNESDAY, 3 JUNE 2009
Venue	COMMITTEE ROOM TWO, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Cllrs Susan Scoccia (Chairman), Ivan Bulwer, George Cameron
Officers Present	Julie Martin, Justin Thorne, Claire Van Heerden

60. Minutes

RESOLVED :

THAT the Minutes of the meetings held on [27](#) and [29 May 2009](#) be confirmed.

61. Declarations of Interest

There were no declarations received at this stage.

62. Report of the Head of Community Safety Service

Consideration was given to the report of the Head of Community Safety Service, providing details of the Police objection to a Temporary Event Notice for Mr Ross Edgerton, Newport, Isle of Wight, for a catering Trailer, submitted in accordance with Section 100(1) of the Licensing Act 2003.

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 and responsible authority 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	23(08/09)
Application:	An application for the grant of a Temporary Event Notice submitted by Mr Ross Edgerton, Newport, Isle of Wight for a catering trailer to be located at the front of the Riverside Centre, Newport Quay, Newport, Isle of Wight.
Resolution:	THAT the grant of a Temporary Events Notice for Mr Ross Edgerton, Newport, Isle of Wight for a catering trailer to be located at the front of the Riverside Centre, Newport Quay, Newport, Isle of Wight be permitted in accordance with the notification received.
Reasons for Decision:	<p>The Committee was satisfied that the promotion of crime prevention would not be undermined by the Temporary Event Notice.</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 the decision to be proportionate and necessary for the promotion of the licensing objective under the Licensing Act 2003.</p> <p>The applicant was advised that there was a right of appeal to the magistrates court, however no such appeal could be made within 5 clear working days of the event.</p>
Public Participants:	<p>Mr Ross Edgerton (Applicant)</p> <p>Sergeant Carter (Operations and Events for Hampshire Constabulary)</p> <p>Sergeant Mudge (Hampshire Constabulary)</p>
Comments :	<p>There was a short adjournment to see if a compromise could be reached between the applicant and the Police.</p> <p>Upon reconvening the committee was told that no compromise had been reached.</p> <p>Informative: members had noted the applicants offer of an undertaking and hope that he will indeed work with the police in accordance with such.</p>