



Minutes

Name of meeting	LICENSING (DETERMINATIONS) SUB COMMITTEE
Date and time	MONDAY, 4 APRIL 2011 COMMENCING AT 10.00 AM
Venue	COMMITTEE ROOM ONE, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Cllrs Susan Scoccia (Chairman), Paul Fuller, Arthur Taylor
Officers Present	Jon Baker, Ben Gard, Nathaniel Slade, Claire Thomas
Apologies	None

37. [Minutes](#)

It was noted that there was a small typographical error on page A3 and that the word "the" should be prior to the word addition.

RESOLVED:

THAT, subject to the above, the Minutes of the meeting held on [24 March 2011](#) be confirmed.

38. [Declarations of Interest](#)

There were no declarations received at this stage.

39. **Reports 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 2008 – 2011, the applications be determined as detailed below:

Decision Ref:	14 (10/11) (Recording 1 and 2)
Application:	A premises Licence for Westfield Hotel, 17 The Broadway, Sandown, Isle of Wight
Resolution	THAT the grant of a Premises Licence for Westfield, 17 The Broadway, Sandown, Isle of Wight, PO36 9BY be approved, in accordance with the application, subject to those conditions proposed by Environmental Health via a memo dated 29 March 2011 and those agreed with the Police shown in the report and also subject to the mandatory conditions specified in the Licensing Act 2003.
Conditions	<p>No playing of live or recorded music outside of the building will be permitted</p> <p>That live or recorded music is only played inside the building through a sound meter set to the satisfaction of the licencing authority</p> <p>That a log book is kept on the premises and any complaints received relating to public nuisance be recorded including the name of the complainant and their contact details if possible as well as the date and time the complaint was received and the details of the complaint and any action taken by the licence holder or Designated Premises Supervisor following the complaint. These recordings will be available to an authorised Isle of Wight Council officer on request.</p>
Reasons for Decision:	The reasons were provided in the report and 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.
Details	<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> <p>As per application</p>

**Public
Participants:**

Mr R Wright (Applicant)

Mrs J Wright (Applicant)

Mrs M Peace (Objector)

Mr G Lyons (Objector)

Mrs Y Gerysz (Objector)

Sergeant Mark Voller (Hampshire Constabulary)

CHAIRMAN