



Minutes

Name of meeting	LICENSING (DETERMINATIONS) SUB COMMITTEE
Date and time	MONDAY, 9 AUGUST 2010 COMMENCING AT 11.00 AM
Venue	COMMITTEE ROOM ONE, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Cllrs Susan Scoccia (Chairman), Jonathan Bacon, Ivan Bulwer
Officers Present	Bill Berry, Julie Martin, Justin Thorne, Claire Van Heerden

17. Minutes

The Committee noted the following three points, in relation to the content of the minutes, raised by Mr Robert Izzard prior to the commencement of the meeting. Mr Izzard believed that :

- (i) The meeting had not been correctly advertised as the agenda was not displayed in a prominent place prior to the meeting.
- (ii) The committee had failed to consult with Lake Parish Council, which was confirmed as being true by the Clerk to the Parish Council.
- (iii) The Council failed to advertise the application by not displaying a notice at the mouth of Scotchells Brook Lane, where it meets Newport Road.

RESOLVED :

THAT the Minutes of the meeting held on [26 July 2010](#) be confirmed subject to the following amendments :

The addition of Sergeant Mark Voller (Hampshire Constabulary) to the list of public participants and the addition of Mr John King to officers present.

18. Declarations of Interest

There were no declarations received at this stage.

19. **Report of the Head of Community Safety Service**

- (a) Consideration was given to the report of the Head of Community Safety Service, providing details of an application for a Club Premises Licence, received in accordance with Section 71 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 the 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 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 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:	06 (10/11)
Application:	A Club Premises Certificate for the Royal Sports and Social Club, 31A Regent Street, Shanklin, Isle of Wight, PO37 3AF
Resolution	THAT the application of a Club Premises Certificate for the Royal Sports and Social Club, 31A Regent Street, Shanklin, Isle of Wight, PO37 3AF be refused.
Reasons for Decision:	Members refused the application as they were not satisfied that the applicant was a qualifying club for the purposes of Section 61 – Section 63 of the Licensing Act 2003.

Members were not satisfied with the sufficiency of the information accompanying the application in showing that it would be run as a proper club for the purposes of the Act.

In particular members noted that the rules were unadopted, there were only potential members, there was no information on the repayment of the loan to Mr Skelton and no information on subscriptions.

Members did not believe, on the information before them, that it was not a club that was established and conducted in good faith as a club.

Details : As per application
Public Participants: Mr Brian Oxford (Applicants agent)
Mr Steven Skelton (Applicant)
Additional Representations: Sergeant Mark Voller (Hampshire Constabulary)
An e-mail and a copy of the proposed rules of the club were circulated to members prior to the meeting

- (b) A Club Gaming Permit for the Royal Sports and Social Club, 31A Regent Street, Shanklin, Isle of Wight, PO37 3AF

RESOLVED :

The applicant withdrew the application due to the outcome of the first item.

CHAIRMAN