

Minutes

Name of meeting	LICENSING COMMITTEE
Date and time	MONDAY, 14 JANUARY 2008 COMMENCING AT 4.00 PM
Venue	COMMITTEE ROOM ONE, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Cllrs Susan Scoccia (Chairman), Henry Adams, Ivan Bulwer, George Cameron, Mike Cunningham, Brian Mosdell, Arthur Taylor
Officers Present	David Curtis-Botting, Julie Martin, Justin Thorne
Apologies	Charles Chapman

15. **Minutes**

RESOLVED :

THAT the Minutes of the meeting held on [12 November 2007](#) be confirmed.

16. **Declarations of Interest**

Cllr Henry Adams declared a personal interest in Minutes 17 - Application for a Designated Public Place Order for Ryde – as he was a member of the Ryde Town Management Committee and ran a licensed premises in the area.

Cllrs Ivan Bulwer and Arthur Taylor declared a personal interest in Minutes 17 - Application for a Designated Public Place Order for Ryde – as he was a member of the Ryde Town Management Committee.

Cllr Arthur Taylor declared a personal and prejudicial interest in Minutes 17 - Application for a Designated Public Place Order for Ryde – as he had written a letter of support for the application, he was not present during the discussion or voting thereon.

Cllr Brian Mosdell declared a personal and prejudicial interest in Minute 18 - Application for a Designated Public Place Order for Freshwater and Totland Bay – as he had been the project manager for the restoration of Golden Hill Fort, Freshwater, he was not present during the discussion or voting thereon.

17.

Reports of the Head of Consumer Protection

(a) Application for a Designated Public Place Order for Ryde

(Cllr Arthur Taylor declared a personal and prejudicial interest in this item and left the room)

On 1 September 2001 sections 12 to 16 of the Criminal Justice and Police Act 2001 and the Local Authorities (Alcohol Consumption in Designated Places) Regulations 2001 had come into force. The Regulations set out the procedures to be followed by local authorities in creating a controlled drinking zone. The Act provided the Police with the power to require an individual to refrain from consuming intoxicating liquor and to surrender intoxicating liquor and any container it was contained in when asked to do so by a constable.

Details of the consultation process undertaken were outlined and it was reported that two representations had been received, one from Mr Brian Harris, Trustee of Play Lane Millennium Green supporting the Order and the other from Mrs Sandy Harris on behalf of Ryde South West Action Group who requested an extension to the proposed area.

Members were advised that the power being adopted was a regulatory power not a prohibitive order. It would only be exercised where it was believed it would prevent nuisance and disorder.

The committee was advised that if the Order was approved it could be advertised in the local paper on Friday, 18 January 2008. It could then become effective on Friday, 25 January 2008, although it could not be enforced until the signs were put in place, which would be in approximately three weeks.

RESOLVED :

THAT an Order be made designating the area shown on the map, of Paper B, Appendix 1, page 47 of the report, as a Designated Public Places Order for Ryde.

(b) Application for a Designated Public Place Order for Freshwater and Totland Bay

(Cllr Brian Mosdell declared a personal and prejudicial interest in this item and left the room)

On 1 September 2001 sections 12 to 16 of the Criminal Justice and Police Act 2001 and the Local Authorities (Alcohol Consumption in Designated Places) Regulations 2001 had come into force. The Regulations set out the procedures to be followed

by local authorities in creating a controlled drinking zone. The Act provided the Police with the power to require an individual to refrain from consuming intoxicating liquor and to surrender intoxicating liquor and any container it was contained in when asked to do so by a constable.

Details of the consultation process undertaken were outlined and it was reported that two representations had been received, one from Freshwater Parish Council formally supporting the application and the other from Mr Kelvin Currie who objected to the proposed Order. Totland Parish Council had previously submitted a letter of support to the police.

Members were advised that the power being adopted was a regulatory power not a prohibitive order. It would only be exercised where it was believed it would prevent nuisance and disorder.

The committee was advised that if the Order was approved it could be advertised in the local paper on Friday, 18 January 2008. It could then become effective on Friday, 25 January 2008, although it could not be enforced until the signs were put in place, which would be in approximately three weeks.

RESOLVED :

THAT an Order be made designating the area shown on the map, of Paper C, Appendix 2, page 61 of the report, as a Designated Public Places Order for Freshwater and Totland Bay.

CHAIRMAN