



Minutes

Name of meeting	LICENSING SUB COMMITTEE
Date and time	TUESDAY, 22 JANUARY 2013 COMMENCING AT 11.00 AM
Venue	COUNCIL CHAMBER, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Cllrs Richard Hollis (Chairman), Margaret Webster, David Williams
Officers Present	Marie Bartlett, Amanda Gregory, Sarah Macdonald, Justin Thorne, Claire Whitchurch

33. [Minutes](#)

RESOLVED :

THAT the Minutes of the meetings held on 13 December 2012 be confirmed. ([Paper A](#) and [A1](#))

34. [Declarations of Interest](#)

There were no declarations received at this stage.

35. **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.

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, other persons 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: [15 \(12/13\)](#)

Application: A Premises Licence for Cowes Ale House, 5A Shooters Hill, Cowes, Isle of Wight

Resolution THAT the grant of a Premises Licence for Cowes Ale House, 5A Shooters Hill, Cowes, 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, but modified to such an extent as the Sub Committee have considered appropriate for the promotion of the four licensing objectives, namely by requiring the following conditions listed below:

- Conditions:**
- i) No patrons or staff shall be permitted to loiter or remain in the covered entrance area of the premises at any time. Signs shall be displayed in the same area to this effect.
 - ii) The licensable opening hours shall be reduced on Friday and Saturday evenings to 2330hrs (licensable activities 2300)

To amend condition 4 on page B-34 of the report, attached to and forming part of the minutes, to read:

- 4 A written record shall be made of every refusal to sell alcohol to a person who is drunk or apparently aged under 18 years. Each entry shall be signed and dated by the person making it. The record shall be produced to a police officer or authorised officer of the Local Authority on reasonable request.

Reasons for [Decision:](#) Members believed the above changes and conditions were appropriate to reduce the potential for public nuisance to residents.

The reasons were provided in the report 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, in particular.

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 appropriate 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.

Informative: Members noted the applicants offer to keep the residents informed of works and encouraged such dialogue to happen.

Details As per application

Public Mr Mark Ridett – Applicant
Participants: Mrs Debbie Ridett – Applicant

Ms Rebecca Concagh – Objector

Sergeant Mark Voller – Hampshire constabulary

CHAIRMAN