



Minutes

Name of meeting	LICENSING SUB COMMITTEE
Date and time	THURSDAY, 26 JULY 2012
Venue	COUNCIL CHAMBER, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Julie Jones-Evans (Vice Chairman in the Chair), Jonathan Bacon, Paul Fuller
Officers Present	Marie Bartlett, Ben Gard, Sarah Macdonald, Kevin Winchcombe, Mark Wootton

12. [Minutes](#)

RESOLVED :

THAT the Minutes of the meeting held on [2 July 2012](#) be confirmed.

13. [Declarations of Interest](#)

There were no declarations received at this stage.

14. **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 the Police objection to a Temporary Event Notice for Barefoot on the Beach, Colwell Chine Road, Totland, Isle of Wight, for the sale of alcohol, the provision of regulated entertainment and the provision of late night refreshments 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 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 application be determined as detailed below:

Decision Ref	07 (12/13)
Application:	To consider an objection notice from Hampshire Constabulary to a Temporary Event Notice submitted by Mr Fraser Jones, for the sale of alcohol, the provision of regulated entertainment and the provision of late night refreshments to be located at Barefoot on the Beach, Colwell Chine Road, Totland, Isle of Wight
Resolution:	THAT a Counter Notice be issued under Section 105(2)b of the Licensing Act 2003 to the premises holder Mr Fraser Jones, Barefoot on the Beach, Colwell Chine Road, Totland, Isle of Wight refusing permission for the sale of alcohol, the provision of regulated entertainment and the provision of late night refreshment at the place and times specified in the Temporary Event Notice.
Reasons for Decision:	<p>Having had regard to the objection notice the Committee felt the decision was necessary to promote the Licensing objectives regarding the Prevention of Crime and Disorder, Public Safety, The Prevention of Public Nuisance and The Protection of Children from Harm.</p> <p>The Committee believed that the concerns raised in the objection notice could not be overcome by the application of conditions under S106A 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 C Gary Fletcher – Hampshire Constabulary Sergeant Lyth – Hampshire Constabulary P C Rogers – Hampshire Constabulary
Comments:	A site plan outlining the site was circulated with the agreement of all parties

CHAIRMAN