

**MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE HELD AT  
FOLLATON HOUSE, TOTNES ON THURSDAY 24 MARCH, 2016**

**Present:** Cllrs Dan Brown, Kathy Cuthbert and Tom Holway  
Sue Nightingale, Solicitor  
Naomi Wopling, Specialist – Licensing  
Kathryn Trant, Senior Case Manager

**Also in attendance and participating:**

Mr and Mrs Robinson – applicants for The Cove  
Mr Dave Setherton – Representing Applicants for Ashburton Football Club  
Councillors Hubbard and Hill – Representing Staverton Parish Council

**LSC11/15 APPOINTMENT OF CHAIRMAN**

**RESOLVED**

That Cllr Holway be appointed Chairman for the duration of the meeting.

**LSC.12/15 DECLARATIONS OF INTEREST**

Members and officers were invited to declare any interests in the items of business to be considered during the course of the meeting but none were made.

**LSC.13/15 TO DETERMINE AN APPLICATION TO VARY THE PREMISES LICENCE OF THE COVE, HOPE COVE**

The Sub-Committee considered a report that sought to determine an application for the variation to the Premises Licence at The Cove, Hope Cove, in accordance with Section 34 of the Licensing Act 2003.

The Licensing Specialist introduced the report and outlined the details of the application and set out the amendments agreed since the application had been submitted.

**1. Address by the Applicants**

The Applicant advised the Sub Committee that the intention was to extend the time that dining was available at the premises. The music was generally acoustic in style and usually started once people had eaten. The events were always advertised in advance and the applicants were aware of their surroundings. They appreciated the letters of objection that had been received and noted they were from businesses. There were no letters of objection from residents. The applicants set out their security arrangements.

(At 11.55am, the Sub-Committee adjourned in the presence of Mrs Nightingale to consider the application and reconvened at 12.10pm).

## **2. The Decision**

In announcing the Sub-Committee decision, the Chairman read out the following statement:

We have considered the application to vary the premises licence.

We have considered the Statement of Licensing Policy, the government guidance and our obligations that relate to the promotion of the licensing objectives.

We have read carefully the written representations from parties not present today and have read carefully representations received from parties present plus additional statements from persons here today.

It is our decision to grant this application subject to the additional conditions proposed by Environmental Health being incorporated into the operating schedule. We have determined the changes to be appropriate to achieve the licensing objectives.

In addition to being appropriate the Committee also believe the amendment(s) to be necessary.

### **LSC.14/15 TO DETERMINE AN APPLICATION FOR A NEW PREMISES LICENCE FOR ASHBURTON FOOTBALL CLUB**

The Sub-Committee considered a report that sought to determine an application for a new premises licence at Ashburton Football Club, Chuley Hill, Ashburton in accordance with Section 18 of the Licensing Act 2003.

The Licensing Specialist introduced the report and updated the Committee on additional wording regarding the CCTV that the Police Authority had requested be included in the conditions. Concerns had been raised by objectors in terms of non- members being able to use the Club however, the applicants intended the premises to be used primarily as a football club and non -members were likely to be supporting the teams or attending a prebooked event. The Licensing Specialist confirmed that Temporary Event Notices had been used in the past and there had never been any complaints about those events.

#### **1. Address by the Parish Council representatives**

The Parish Council expressed concerns over how conditions would be enforced. They were advised that the attendance of non- members would be evidence based. They also expressed concerns over lack of parking and the difficult access to the Club along a single lane road.

## **2. Response by Applicant's Representative**

Whilst not requiring to specifically address the Sub Committee, the Applicant's Representative responded to a number of questions raised by the Members of the Sub Committee related to security measures and mitigation measures regarding lack of parking. He also advised that the request for the licence had arisen to give the Club flexibility in being able to hold events.

(At 12.30pm, the Sub-Committee adjourned in the presence of Mrs Nightingale to consider the application and reconvened at 12.35pm).

## **3. The Decision**

In announcing the Sub-Committee decision, the Chairman read out the following statement:

We have considered the application for a new premises licence.

We have considered the Statement of Licensing Policy, the government guidance and our obligations that relate to the promotion of the licensing objectives.

We have read carefully the written representations from parties not present today and have read carefully representations received from parties present plus additional statements from persons here today. We have also considered the additional conditions proposed by the Police and accepted by the Applicant.

It is our decision to grant this application subject to the additional conditions proposed by the Police being incorporated into the operating schedule. We have determined the changes to be appropriate to achieve the licensing objectives.

In addition to being appropriate the Committee also believe the amendment(s) to be necessary.

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Chairman