



MINUTES

ALCOHOL AND ENTERTAINMENT LICENSING COMMITTEE

MONDAY, 26 SEPTEMBER 2005

COMMITTEE MEMBERS PRESENT

Councillor Pam Bosworth
Councillor Mrs Joyce Gaffigan
Councillor Reginald Howard
Councillor Alan Parkin

Councillor Mrs Angeline Percival
Councillor Mrs Margery Radley
Councillor Graham Wheat
Councillor Mrs Mary Wheat (Chairman)

OFFICERS

Head of Environmental Health and Licensing
Environmental Health Technician
Committee Support Officer
Trainee Democratic Support Officer

P.C. Stanley – Lincolnshire Police

90. APOLOGIES.

Apologies for absence were received from Councillors Turner, Mrs. Radley and Williams.

91. DECLARATIONS OF INTEREST.

None were declared.

92. LICENSING ACT 2003 - APPLICATION FOR CONVERSION AND VARIATION TO A LICENCE - THE GEORGE HOTEL, HIGH STREET STAMFORD

Decision:-

1. *That a hearing into the application for transfer and variation to licence in respect of The George Hotel, High Street, Stamford is unnecessary;*

and

2. *That the Head of Environmental Health and Licensing be authorised to take the appropriate action in respect of the licence, in accordance with the schedule of licensing objectives submitted with the application.*

The Head of Environmental Health and Licensing informed the committee that the police objection for The George Hotel, High Street, Stamford had been withdrawn following consultation. As such he requested that the committee agree that a hearing

would be unnecessary and that he be permitted to take appropriate action in respect of the licence.

93. LICENSING ACT 2003 - APPLICATION FOR CONVERSION AND VARIATION TO A LICENCE - THE ANGEL HOTEL, NORTH STREET, BOURNE

Decision:-

3. *That a hearing into the application for transfer and variation to licence in respect of The Angel Hotel, North Street, Bourne is unnecessary;*

and

4. *That the Head of Environmental Health and Licensing be authorised to take the appropriate action in respect of the licence, in accordance with the schedule of licensing objectives submitted with the application.*

The Head of Environmental Health and Licensing informed the committee that the police objection for The Angel Hotel, North Street, Bourne had been withdrawn following consultation. As such he requested that the committee agree that a hearing would be unnecessary and that he be permitted to take appropriate action in respect of the licence.

94. LICENSING ACT 2003 - APPLICATION FOR CONVERSION AND VARIATION TO A LICENCE - SIAM GARDEN, LONDON ROAD, GRANTHAM

Decision:-

5. *Thata hearing into the application for transfer and variation to licence in respect of Siam Garden, London Road, Grantham is unnecessary;*

and

6. *That the Head of Environmental Health and Licensing be authorised to take the appropriate action in respect of the licence, in accordance with the schedule of licensing objectives submitted with the application.*

The Head of Environmental Health and Licensing informed the committee that the police objection for Siam Garden, London Road, Grantham had been withdrawn following consultation. As such he requested that the committee agree that a hearing would be unnecessary and that he be permitted to take appropriate action in respect of the licence.

95. LICENSING ACT 2003 - APPLICATION FOR CONVERSION AND VARIATION TO A LICENCE - THE GEORGE AND DRAGON, 1 VICTORIA STREET, BILLINGBOROUGH

Decision:-

That the application for conversion and variation to a licence in respect of The George and Dragon, Victoria Street, Billingborough be agreed as submitted for the following hours for the sale of alcohol:-

11:00 to 00:00 Monday to Thursday

11:00 to 00:30	Friday
11:00 to 01:00	Saturday
12:00 to 22:30	Sunday

Plus:

A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.

A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.

A further additional hour for Christmas Eve.

A further additional hour for Boxing Day

To reflect existing New Year's Eve/Day hours

subject to thirty minutes drinking up time, and subject to the following condition:

- 1. That all doors and windows are shut when regulated entertainment takes place except for access and egress in case of emergency.*

Note – applicant be asked to display a suitable notice requiring customers to show consideration to local residents when leaving the premises.

The Committee had before them the Head of Environmental Health and Licensing's report ENV305 in relation to an application for conversion and variation to a licence for The George and Dragon, Victoria Street, Billingborough. A full copy of the application was attached as appendix 1 together with a map of the premises. 3 representations had been received from interested parties were attached as appendix 2.

A representative of the applicant was present at the meeting. The Chairman outlined the procedure that would be followed and introduced the Committee Members and Officers present. The applicant's representative stated that he had been advised of the procedure that would be followed, which he understood.

The Head of Environmental Health and Licensing presented his report, drawing the attention of the Committee to the variations applied for, including use for indoor sporting events, live music (two in a bar), recorded music and dancing. He stated that 3 letters of representation had been received from interested parties. A member of the Committee clarified the residence of the complainants.

The applicant presented his case, emphasising that no representations had been received from the police, the fire service or the environmental health department. The application would allow dispersal over a longer period. The applicant's representative stated that they would close all windows and doors, place signs asking patrons to respect local residents and meet with local residents to address any concerns.

Members of the Committee asked a variety of questions and clarified on and off sales.

The Head of Environmental Health and Licensing, in summing up, recommended that the committee consider the application for transfer and variation and reminded them of the representations received. The applicant then summed up and the officers and applicant left the room.

The Committee discussed the application. Following discussion, it was proposed,

seconded and duly voted upon, that the application be agreed as submitted with thirty minutes drinking up time. A condition would be attached requiring the closure of all doors and windows during regulated entertainment. The Committee also requested that the applicant display notices asking patrons to leave the premises considerately.

The applicant and officers then returned to the meeting and were advised of the decision, as noted above. The Committee Support Officer advised the applicant that the decision could be requested for review at any time by any interested party.

96. LICENSING ACT 2003 - APPLICATION FOR A LICENCE - ZORBAS, 40 BROAD STREET STAMFORD

Decision:-

That the application in respect of Zorbas, 40 Broad Street, Stamford be agreed subject to the following hours for the provision of late night refreshment:

<i>23:00 to 00:30</i>	<i>Sunday to Tuesday</i>
<i>23:00 to 02:30</i>	<i>Wednesday to Saturday</i>

And subject to the following conditions:

- 1. That the public area immediately surrounding the premises shall be cleared of waste food, food containers, wrapping, etc. at the end of trading on each day. Such refuse shall be placed in a container designed for the storage and disposal of refuse and waste foods which shall be constructed, maintained and located so that access to it by vermin and unauthorised persons is prevented and arrangements shall be made for the regular lawful disposal of their contents.*
- 2. That the existing CCTV installation shall be maintained and all resulting tapes shall be kept for a period of no less than 28 days and made available to the police if required.*

The Committee had before them the Head of Environmental Health and Licensing's report ENV307 in relation to an application for a Premises for Zorbas, 40 Broad Street, Stamford. A full copy of the application was attached as appendix 1 together with a map of the premises. Representations received from 44 interested parties were attached as appendix 2. A letter of representation from Lincolnshire Police was circulated at the meeting.

The applicants and their representative were present at the meeting; the Chairman outlined the procedure that would be followed and introduced the Committee Members and Officers present. The applicants stated that they had been advised of the procedure that would be followed, which they understood. Three members of the public had given notice that they wished to speak and a representative of Lincolnshire Police was also present.

The Head of Environmental Health and Licensing presented his report, reminding the Committee that the application was for a Premises Licence to cover the supply of late night refreshment, (only licensable between 23:00 to 05:00). He stated that 44 letters of representation had been received from interested parties. Representations had also been received from Lincolnshire Police.

The applicants presented their case, emphasising that the premises did not sell

alcohol. The opening hours were integrated with the night time economy. The property was fitted with CCTV cameras. They stated that they were recognised under the legislation as being responsible for their premises and its frontage only. The applicants were questioned about supervision for customers, litter caused by patrons and local responsibility.

The Police representative stated that increased opening hours would promote loitering in town centres and anti-social behaviour. Within the past year, two incidents had been reported at Zorbas. The applicant questioned the Police representative on incidents directly attributable to Zorbas. The Police representative answered questions on this and public nuisance.

Three members of the public made representations against the application. Their concerns included the potential increase in litter from longer opening hours, the increased number of people remaining in Stamford Town Centre, the extent of Zorbas responsibility for their patrons and the potential for noise and public nuisance.

The Head of Environmental Health and Licensing, in summing up, recommended that the committee consider the application for a Premises Licence. He reminded them of the representations received. The applicants summed up. The Committee Support Officer clarified with the Head of Environmental Health that the committee would be able to include conditions on provision of receptacles for litter disposal, then the officers, police representative and applicants left the room.

The Committee discussed the application in terms of public nuisance, litter and dispersal from nightclubs and the town centre. It was proposed and seconded that the application be granted subject to amended hours and the conditions on litter and the retention of CCTV footage. On being put to the vote, the proposition was agreed.

The applicant and officers then returned to the meeting and were advised of the decision, as noted above. The Committee Support Officer advised the applicant that the decision could be requested for review at any time by any interested party.

(The meeting adjourned from 11:08am to 11:30am).

97. LICENSING ACT 2003 - APPLICATION FOR CONVERSION AND VARIATION TO A LICENCE - THE DANIEL LAMBERT, 20 ST. LEONARD'S STREET, STAMFORD

Decision:-

That the application for conversion and variation to a licence in respect of The Daniel Lambert, St. Leonard's Street, Stamford be agreed for the following hours for the sale of alcohol:-

<i>11:00 to 00:00</i>	<i>Monday to Thursday</i>
<i>11:00 to 01:00</i>	<i>Friday and Saturday</i>
<i>12:00 to 23:30</i>	<i>Sunday</i>

and subject to thirty minutes drinking up time, and

*An additional hour on the Thursday prior to Good Friday
An additional hour Christmas Eve and Boxing Day
All other bank holiday weekends will be the times stated above*

and also subject to the following condition:

1. *That the doors will be closed at 23:00 every day allowing no entry or re-entry after this time.*

Note – applicant be asked to display a suitable notice requiring customers to show consideration to local residents when leaving the premises.

The Committee had before them the Head of Environmental Health and Licensing's report ENV310 in relation to an application for conversion and variation to a licence for The Daniel Lambert, 20 St. Leonard's Street, Stamford. A full copy of the application was attached as appendix 1 together with a map of the premises. Representations received from Lincolnshire Police and local residents were attached as appendix 2.

Present at the meeting were representatives of the applicants, and the police, and the Chairman then outlined the procedure to be followed and introduced the committee members and officers present at the meeting. The applicants confirmed that they were aware of the procedure to be followed in determining the application.

The Head of Environmental Health and Licensing, in outlining his report, confirmed that following discussions between the applicants and the police, agreement had now been reached and the hours requested would be reduced.

The applicant confirmed that discussions had taken place with the police in relation to the hours for the sale of alcohol and a no admissions/readmissions policy after 23:00. The police confirmed their agreement. The officers, police and applicant left the room.

It was then proposed and seconded that the application be agreed subject to the hours for the sale of alcohol being varied to a closure time of twelve midnight on Monday to Thursday; 01:00 on Friday and Saturday and 23:30 on Sunday, subject to thirty minutes drinking up time with the inclusion of a condition allowing no admission or readmission after 23:00. The Committee requested a sign be displayed asking patrons to leave quietly. On being put to the vote the proposition was agreed.

The applicant and officers returned and were advised of the decision, as noted above, by the Committee Support Officer

98. LICENSING ACT 2003 - APPLICATION FOR CONVERSION AND VARIATION TO A LICENCE - THE LINCOLNSHIRE POACHER, 5-8 BROAD STREET, STAMFORD

Decision:-

That the application for conversion and variation in respect of The Lincolnshire Poacher, Broad Street, Stamford be agreed as submitted (with the exclusion of live entertainment and dancing), for the following hours for the sale of alcohol:

<i>10:00 to 00:00</i>	<i>Sunday to Thursday</i>
<i>08:00 to 01:00</i>	<i>Friday</i>
<i>10:00 to 01:00</i>	<i>Saturday</i>

10:00 New Years Eve to 02:30 2nd January

and subject to thirty minutes drinking up time, and subject also to the following condition:

1. *That there shall be no admissions/readmissions to the premises after 23:00*

Note – applicant be asked to display a suitable notice requiring customers to show consideration to local residents when leaving the premises and to consider the installation of CCTV equipment and in such case keep any resulting tapes for a period of no less than 28 days.

The Committee had before them the Head of Environmental Health and Licensing's report ENV309 in relation to an application for conversion and variation to a licence for The Lincolnshire Poacher, Broad Street, Stamford. A full copy of the application was attached as appendix 1 together with a map of the premises. Representations received from Lincolnshire Police and local residents were attached as appendix 2.

A representative of the applicant was present at the meeting; the Chairman outlined the procedure that would be followed and introduced the Committee Members and Officers present. The applicant stated that he had been advised of the procedure that would be followed, which he understood. A representative of the Lincolnshire Police and two members of the public who had given notice that they wished to speak were also present at the meeting.

The Head of Environmental Health and Licensing presented his report, drawing the attention of the Committee to the proposed variation of times for the sale of alcohol and additional drinking up time. He stated that thirteen letters of representation had been received from interested parties. The premises currently had provision for "Two in a Bar" and that the only bank holiday variation that had been applied for was New Year. The applicant had undertaken negotiations with the police.

The applicant stated that the request for live music and dancing had been withdrawn from the application. The application still covered the playing of recorded music, showing films and the sale of alcohol. The schedule of operation included provision for staff training, membership of Pubwatch, a Sensible Drinking Policy, zero tolerance for drug users, a no admission/readmission policy after 23:00 and any incidents would be recorded in an incident book, which would be made available for the police or the Licensing Authority to inspect. When questioned, the applicant stated that the premises had no CCTV. The applicant also answered questions about proposed opening times.

Two members of the public raised issues including noise nuisance when the premises were under previous management. They confirmed that there had been no problems since new management had taken over. The Committee confirmed the proximity of the premises to residential areas. One member of the public commended the no admission/readmission policy.

The Head of Environmental Health and Licensing, in summing up, reminded the Committee that the application had been amended to exclude live music. The applicant summed up and then the Committee Support Officer asked for confirmation that if a policy was laid down in the schedule of operations, that there would be no need to attach a condition. This was confirmed by the Head of Environmental Health and Licensing. The officers and applicant left the room.

The Committee discussed the application in terms of the potential for noise nuisance and the specificity and proximity of the representations made by members of the public.

Following discussion, it was proposed, seconded and duly voted upon that the

application be granted as applied with the exclusion of live music. The committee requested that the applicant consider the installation of CCTV and that notices be placed in proximity of exits asking patrons to have regard for local residents when leaving.

The applicant and officers then returned to the meeting and were advised of the decision, as noted above. The Committee Support Officer advised the applicant that the decision could be requested for review at any time by any interested party.

99. LICENSING ACT 2003 - APPLICATION FOR CONVERSION AND VARIATION TO A LICENCE - LONDON INN, 4 ST. JOHN'S STREET, STAMFORD

Decision:-

That the application for conversion and variation to a licence in respect of the London Inn, St. John's Street, Stamford be agreed for the following hours for the sale of alcohol:-

<i>11:00 to 00:00</i>	<i>Sunday to Thursday</i>
<i>11:00 to 01:00</i>	<i>Friday to Saturday</i>

Sundays preceding a Bank Holiday, Christmas Eve, Boxing Day, New Year's Eve, St. Valentines Day, St. George's Day, St. Patrick's Day, all until 02:00

and subject to thirty minutes drinking up time, and subject also to the following conditions:-

- 1. That a noise limiter be installed and operated to suppress noise above a certain level, the settings for the meter to be agreed in writing with the Licensing Authority, on completion of tests;*
- 2. That there should be no entry or re-entry after one hour before the cessation of the sale of alcohol every night;*
- 3. On any day the premises remains open for trade after 23:00, S I A registered door staff shall be employed at the ratio of 2 staff for the first 100 patrons and one further door person for every 100 patrons after the first 100, from 21:00 until the end of alcohol sales;*
- 4. That CCTV should be installed and maintained and all resulting tapes maintained for a period of no less than 28 days and made available to the police if requested.*

The Committee had before them the Head of Environmental Health and Licensing's report ENV312 in relation to an application for conversion and variation to a licence for London Inn, St. John's Street, Stamford. A full copy of the application was attached as appendix 1 together with a map of the premises. 42 representations from interested parties had been received and attached as appendix 2, the letter or representation from Lincolnshire Police was circulated at the meeting.

The applicant and a representative were present at the meeting; the Chairman outlined the procedure that would be followed and introduced the Committee Members and Officers present. The applicant stated that he had been advised of the procedure that would be followed which he understood. Two members of the public had given notice

that they wanted to speak on this item. A police representative was also present.

The Head of Environmental Health and Licensing presented his report, drawing the attention of the Committee to the extension of licensable activities and the additional drinking-up time. Granting the application would include formal recognition of 'Two in a Bar'. He stated that letters of representation had been received from interested parties.

The applicant presented his case, stating that the premises would, subject to planning permission, be refitted; this would include installation of noise limiting equipment. Provision had been made in the application for door staff and membership of Pubwatch. The applicant circulated maps displaying the location of those who made representations in respect of the application. When questioned, the applicant stated that the property would be installed with CCTV after the refit. He also confirmed that the company would also install a noise-limiting device on completion of renovation.

The police stated that their representation reflected the need for door staff and whether there would be sufficient provision for occasions when all hours applied for were used. The applicant confirmed that S I A registered door staff would be in place any day the premises were open after 23:00, alongside a no admissions/readmissions policy. Questions also covered the potential disturbance to residents.

Two local residents were concerned about noise nuisance, lack of sufficient soundproofing and potential disruption should all patrons leave simultaneously. Questions were asked on these issues.

The Head of Environmental Health and Licensing, in summing up, recommended that the committee consider the application for transfer and variation and reminded them of the representations received. The applicant then summed up, confirming they were happy to provide door staff in a ratio as agreed with the police, then the officers, police representative and applicant left the room.

The Committee discussed the application in terms of the potential for public nuisance. Following discussion, it was proposed, seconded and duly voted upon that the application be granted to permit the sale of alcohol between 11:00am and midnight on Sunday to Thursday and 11:00am and 01:00am on Friday to Saturday with thirty minutes drinking up time and subject to conditions on noise limits, a no admission/readmission policy, the provision of suitably qualified door staff and the installation of CCTV and retention of tapes.

The applicant and officers then returned to the meeting and were advised of the decision, as noted above. The Committee Support Officer advised the applicant that the decision could be requested for review at any time by any interested party.

100. LICENSING ACT 2003 - APPLICATION FOR CONVERSION AND VARIATION TO A LICENCE - THE GREEN MAN, 29 SCOTGATE, STAMFORD

Decision:-

That the application for conversion and variation to a licence in respect of The Green Man, Scotgate, Stamford be agreed as submitted for the following hours for the sale of alcohol:-

<i>11:00 to 00:00</i>	<i>Monday to Sunday</i>
<i>12:00 to 02:00</i>	<i>Christmas Eve</i>
<i>12:00 to 04:00</i>	<i>New Year's Eve</i>

and subject to one hour drinking up time.

The Committee had before them the Head of Environmental Health and Licensing's report ENV313 in relation to an application for conversion and variation to a licence for The Green Man, Scotgate, Stamford. A full copy of the application was attached as appendix 1 together with a map of the premises. 14 representations from interested parties were attached as appendix 2.

The applicant was present at the meeting; the Chairman outlined the procedure that would be followed and introduced the Committee Members and Officers present. The applicant stated that he had been advised of the procedure, which he understood.

The Head of Environmental Health and Licensing presented his report; the application was for an extension to the hours of licensable activity and an additional 40 minutes drinking up time. He stated that letters of representation had been received from interested parties.

The applicant stated that he had a more mature customer base, who had requested that he apply for additional time, to avoid having to go to the town centre. The applicant was a member of the LVA and Pubwatch. On being questioned, the applicant confirmed that the application included use of the beer garden for all times requested. He stated that any external recorded music would be kept to a low level.

The Head of Environmental Health and Licensing, in summing up, recommended that the committee consider the application for conversion and variation and reminded them of the representations received. The applicant then summed up and the officers and applicant left the room.

The Committee discussed the application, which was duly proposed and seconded as presented. On being put to the vote, this was approved.

The applicant and officers then returned to the meeting and were advised of the decision, as noted above.

101. CLOSE OF MEETING

The meeting closed at 13:38.