



# MINUTES

## ALCOHOL AND ENTERTAINMENT LICENSING COMMITTEE

FRIDAY, 16 DECEMBER 2005

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### COMMITTEE MEMBERS PRESENT

Councillor Mrs Joyce Gaffigan  
Councillor Mrs Maureen Jalili  
Councillor Mrs Angeline Percival

Councillor Frank Turner (Vice-Chairman)  
Councillor Mrs Mary Wheat (Chairman)

### OFFICERS

Environmental Health Manager  
Committee Support Officer  
Environmental Health Practitioner  
Trainee Democratic Support Officer

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### 163. APOLOGIES

Apologies for absence were received from Councillors Mrs. Bosworth, Howard, Parkin, Mrs. Radley, Wheat and Williams.

### 164. DECLARATIONS OF INTEREST

Councillor Mrs. Percival declared a personal and prejudicial interest in Agenda Item 4c, the application for a Premises Licence for the Masonic Hall, Stamford, because her husband is a member of the organisation.

### 165. MINUTES OF MEETING HELD ON 2ND DECEMBER 2005

The minutes of the meeting held on 2<sup>nd</sup> December 2005 were confirmed as a correct record of the decisions taken.

### 166. LICENSING ACT 2003: APPLICATION FOR CONVERSION AND VARIATION TO A LICENCE FOR ESTABLISHMENT, 90 WESTGATE, GRANTHAM - REMITTED BACK FROM MAGISTRATES' COURT

*Decision:-*

*That the application for conversion and variation to a licence in respect of Establishment, 90 Westgate, Grantham be agreed for the following hours for the sale of alcohol and activities requested:-*

*11:00 to 02:00 – Monday to Saturday*

11:00 to 00:30 – Sunday

*Note – The applicants are requested to display signs at the exits to the premises asking the customers to leave the club and area quietly.*

The Committee had before them the Head of Environmental Health and Licensing's report ENV286 in relation to an application for conversion and variation to a Premises Licence in respect of Establishment, 90 Westgate, Grantham. The application had previously been considered by the Committee and following appeal had been remitted back from the Magistrates' Court. A full copy of the application was attached as appendix 1, including a map of the premises; representations received from Lincolnshire Police were attached at appendix 2 and attached at appendix 3 was a copy of the minutes from the meeting of Monday 12<sup>th</sup> September 2005, at which the application was first considered.

The Environmental Health Manager introduced the report and outlined the application for the Committee and the representations made by the police and explained why the application had been remitted back from the Magistrates' Court.

The Committee Support Officer advised the Committee that the course of action open to them was to approve the transition of the licence for hours as previously agreed but with the removal of conditions. It would be possible to add a note to the applicant requesting that appropriate signs be displayed requesting patrons leave quietly, as the applicant had agreed to that at the initial hearing. This was duly proposed, seconded and agreed upon.

**167. LICENSING ACT 2003: APPLICATION FOR CONVERSION AND VARIATION TO A LICENCE FOR THE ROSE CASTLE, TRENT ROAD, GRANTHAM - REMITTED BACK FROM MAGISTRATES' COURT**

*Decision:-*

*That the application for conversion and variation to a premises licence in respect of The Rose Castle, Trent Road Grantham be granted for the following hours for the sale of alcohol, provision of regulated entertainment and provision of entertainment facilities:-*

11:00 to 00:00	Monday to Thursday
11:00 to 01:00	Friday & Saturday
11:00 to 22:30	Sunday
New Years Eve:	10:00 New Years Day

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

- 1. CCTV be installed and operated during opening hours and tapes retained for no less than twenty-eight days.*
- 2. Outside areas cease to be used by 22:30hrs for all purposes.*
- 3. Non-standard timings be removed.*

The Committee had before them the Head of Environmental Health and Licensing's report ENV294 in relation to an application for conversion and variation to a Premises Licence in respect of The Rose Castle, Trent Road, Grantham. A full copy of the application was attached at appendix 1, including a map of the premises. The application had been remitted back from the Magistrates' Court for further

consideration by the Committee. The representations from Lincolnshire Police were attached at appendix 2 and a copy of the minutes from the 19<sup>th</sup> September 2005 was attached at appendix 3.

The Committee Support Officer introduced the application and clarified the names of the representatives from The Rose Castle.

The Chairman sought and received confirmation that all parties had received and understood the procedure to be followed.

The Environmental Health Manager introduced the report and outlined the reasons why the application had been remitted back from the Magistrates' Court. The Committee were advised that although they had heard the application previously, the hearing should be conducted as if it was the first hearing of the application. He reminded members of the Committee that one letter of representation had been received from the Lincolnshire Police. In the period from August 2004 to August 2005, 15 incidents had been recorded at the Rose Castle, 5 of which had been recorded as crimes. Issues raised by the police included the attempt to circumnavigate the need for temporary event notices, lack of door stewards where live entertainment is provided after midnight, the installation of CCTV cameras and the retention of tapes and an outside area being used for licensable activities.

The applicants stated their case, highlighting issues in relation to the use of CCTV and the fact that there had been no incidents to which the police were called since the Licensee had taken over. Members of the Committee questioned the applicant on matters related to CCTV. Clarification was sought as to whether there was an outside area in which licensable activities took place; the applicant stated that there was none. The applicant added that no objections had been received from any members of the local community. The applicant had amended the time for the cessation of the sale of alcohol on a Friday and Saturday to 01:00.

In summing up, the Environmental Health Manager reminded the Committee of the number of incidents that had been reported there and reminded them of the police's concerns. By way of conclusion, the applicant stated that if any interested party was unhappy with the way the premises was run, they would be able to call for a review.

The applicants and officers left the meeting.

The Committee considered the application and it was proposed and seconded that the licence should be granted for the amended hours requested and subject to the conditions previously applied. On being put to the vote, this was agreed.

The applicants and officers returned to the meeting and were advised of the decision as noted above. The Committee Support Officer also advised the applicants that any interested party could request the review of the Committee's decision at any time if any issues connected with the application arose in the future.

*10:30 – 10:49 The meeting was adjourned.*

**168. LICENSING ACT 2003: APPLICATION FOR A PREMISES LICENCE FOR STAMFORD MASONIC HALL, ALL SAINTS STREET, STAMFORD**

*10:49 Councillor Mrs. Percival left the room before the consideration of this agenda item, having declared a personal and prejudicial interest.*

*Decision:-*

*That the application for a premises licence for the Masonic Hall, All Saints Street Stamford, be granted as applied for, subject to the following condition:*

- 1. All external doors and windows shall be kept closed when regulated entertainment is being provided except in the event of an emergency.*

*Note – the applicant is requested to display signs at the exits to the premises requesting the customers to leave the premises quietly.*

The Committee had before them report number ENV334 by the Head of Environmental Health and Licensing in respect of a premises for the Masonic Hall, All Saints Street, Stamford. A full copy of the application was attached at appendix 1 together with a map of the premises. Attached at appendix 2 were letters of representation from 6 interested parties.

The Committee Support Officer introduced the application and clarified the names of the representatives from the Masonic Hall and two members of the public who had given notification that they wished to speak.

The Chairman sought and received confirmation that all parties had received and understood the procedure to be followed.

The Environmental Health Manager introduced the report and outlined the application to the Committee and the representations that had been received. He explained that the application had not been transferred during the transition period because provisions in place with the club certificate would not transfer under new legislation. He stated that no representations had been received from the police.

The applicant's representative explained that a licence that included off-sales was required to facilitate a wine distribution point in the cellar of the building. The main premises provided facilities for the lodge, dinners and bar facilities. The premises had also been used for selected private functions, all of which had been supervised by the Events Manager. Questions were asked of the applicant to clarify the details of the application and whether the premises had CCTV coverage.

Two members of the public raised issues concerning noise disturbance, access to the premises and concerns about an increase in licensable activities with the increase in hours. Members of the Committee asked questions on the representations made by the members of the public.

In summing up the Environmental Health Manager reminded the committee that the application they had heard was for a premises licence including provision for on and off sales of alcohol, regulated entertainment and provision of facilities for regulated entertainment. He also reminded the committee that six local residents had made representations.

The applicant reiterated the purposes for which the premises were used, including selected private functions. He also stated that no objections had been received from statutory partners.

The applicants and officers then left the meeting.

The Committee discussed and considered the applicants' submissions and the

representations made by members of the public. It was proposed and seconded that the application should be granted for the hours and activities requested but that a condition should be imposed requiring external doors to remain closed during regulated entertainment. The Committee also agreed that the applicant should be asked to display notices near doors requesting that customers leave quietly. This was voted upon and duly agreed.

The applicants and the officers returned to the meeting and were advised of the decision as noted above. The Committee Support Officer also advised the applicants that the Committee's decision could be reviewed at any time if any issues connected with the application arose in the future.

**169. LICENSING ACT 2003: APPLICATION FOR VARIATION TO A PREMISES LICENCE FOR THE NEW INN, FOLKINGHAM**

*12:15 – Councillor Mrs. Percival returned to the meeting.*

*Decision:-*

*That the application for variation to a premises licence in respect of The New Inn, Folkingham be granted as applied for with the amendment that the times for the screening of films and television events should cease at the same time as the sale of alcohol and subject to thirty minutes drinking up time.*

*Note – the applicant is requested to display signs at the exits to the premises requesting the customers to leave the premises quietly.*

The Committee had before them report number ENV336 by the Head of Environmental Health and Licensing in relation to an application to vary a premises licence in respect of the New Inn, Folkingham. A full copy of the application was attached as appendix 1, including a map of the premises. Attached at appendix 2 were 12 letters of representation and a petition containing 24 representations from residents.

The Committee Support Officer introduced the applications and clarified the names of the applicant, her representative and those members of the public who had given notification that they wished to speak.

The Chairman sought and received confirmation that all parties had received and understood the procedure to be followed.

The Environmental Health Manager introduced the report and outlined the application to the Committee and the representations that had been received. The application for variation covered additional licensable activities. Members asked questions on the nature of the additional licensable activities.

The applicants stated their case and explained that they wished to vary the licence to allow an annual beer festival over one weekend in July and August, race themed evenings and other regulated entertainment. Permission was also sought for late night refreshments, i.e. tea and coffee to be served until closing time. When questioned by Committee members about the time at which the television would be turned off, the applicant agreed to switch it off at 23:00 to coincide with the last sale of alcohol.

The members of the public who spoke against the application said there were concerns over the generation of noise – formal complaints about which had been made previously – additional traffic and parking problems. The Environment Health

Manager questioned whether formal complaints had been made about the parking. One complaint had been sent to Environmental Health, and the Parish Council had also discussed it. Members of the Committee asked questions about the concerns raised by the local residents.

In summing up, the Environmental Health Manager reminded the Committee that the application was for a variation to increase the number of licensable activities. No variation was requested for the times for the sale of alcohol; however, an additional 10 minutes drinking up time had been requested.

The applicant summarised why the variation was required and stated that they had suggested to members of the Parish Council, the introduction of a residents' parking scheme.

The Committee Support Officer sought confirmation that the applicant had agreed that the time at which the television should be turned off was 23:00. The applicant confirmed this to be the case.

The officers, applicant and members of the public left the meeting.

The Committee discussed the application in terms of the representations received and the variations requested. It was proposed and seconded that the application should be granted as per the application with the modification agreed as to the time that the television should be switched off. The Committee felt it would be appropriate to ask the applicant to display a sign asking customers to leave quietly and felt that residents should be advised that the licence would be reviewable. Residents should also be advised of the appropriate authorities to contact in relation to car parking. This was duly voted upon and agreed.

The officers and applicant re-entered the meeting and were advised of the decision as noted above. They were advised that the licence was reviewable at any time following a request from any interested party. The members of the public who were present were told that parking was a matter for Lincolnshire County Council or, if any laws are contravened, the police.

#### **170. POLICE ENFORCEMENT INITIATIVE AND MONITORING UNDER AGE DRINKING**

The presentation by Inspector Rose of Lincolnshire Police on police enforcement initiatives and the monitoring of under age drinking was postponed to enable more Members of the Committee to be in attendance.

#### **171. CLOSE OF MEETING**

The meeting was closed at 12:50.