

LICENSING SUB-COMMITTEE

MEETING : Tuesday, 30th November 2010

PRESENT : Cllrs. C. Witts, Dee and Beeley

Officers

Gill Ragon, Group Manager, Environmental Health and Regulatory Services

Tony Moseley, Licensing Enforcement Officer

Steve Isaac, Solicitor

Amanda Tarren, Democratic Services Officer

Also in Attendance

PS Elizabeth Lovell, Police

APOLOGIES : Cllrs.

1. ELECTION OF CHAIR

Councillor Chris Witts was elected as Chair.

2. INTRODUCTIONS AND PROCEDURES

The Chair introduced the Panel and the officers in attendance. The Chair outlined the procedure to be followed.

3. DECLARATIONS OF INTEREST

There were no declarations of interest.

4. APPLICATION TO VARY A PREMISES LICENCE UNDER SECTION 34 OF THE LICENSING ACT 2003 IN RESPECT OF THE OLD PELICAN INN, 4 ST MARY'S STREET, GLOUCESTER

The Sub Committee and all parties considered a report for a variation to a premises certificate under Section 34 of the Licensing Act 2003 for The Old Pelican Inn.

On the invitation of the Chair, the Licensing and Enforcement Officer, presented the report. He highlighted the conditions proposed by the Police.

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The applicant asked questions of the Licensing and Enforcement Officer, and answers were provided.

Residents asked questions of the Licensing and Enforcement Officer, and answers were provided.

Members asked questions of the Licensing and Enforcement Officer, and answers were provided.

On the invitation of the Chair, the applicant presented the case in support of the variation of the premises certificate.

Residents asked questions of the applicant, and answers were provided.

Members asked questions of the applicant and answers were provided.

On the invitation of the Chair, the residents presented their objections to the variation of the premises certificate.

The applicant confirmed that he had no questions to ask the residents.

Members asked questions of the residents and answers were provided.

The Licensing and Enforcement Officer, the residents and the applicant were given the opportunity to summarise their positions.

The Sub committee retired from the meeting to consider their decision.

DECISION

The Chair advised that the decision of the Sub committee was to grant the variation of the club premises certificate subject to the following conditions:

Opening hours

Sunday to Wednesday	10:00 - 00:30
Thursday to Saturday	10:00 - 02.30

Hours for licensable activity

Sunday to Wednesday	10:00 – 00.00
Thursday to Saturday	10:00 - 02.00

1. Where a programme includes a film which has been classified by the British board of film classification as 12 a, 15 or 18 category no person appearing to be under 12 (and accompanied in that case), 15 or 18 as appropriate shall be admitted to any part of the programme; and the licence holder shall display in a conspicuous position a notice in the following terms -

Persons under the age of (insert appropriate age) cannot watch any part of the programme

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1. Within one month of issue (of the licence) to appoint a suitably qualified and competent noise consultant to carry out a noise assessment in respect of the premises, paying particular attention to the assessment and control of low frequency noise, and submit a report detailing the methodology and results to the Environmental Protection Service for approval. The report must also include a detailed scheme of works designed to reduce noise to a level where it is inaudible at the nearest noise sensitive premises.
2. Within 2 months of written approval being provided in respect of the scheme of works by the Environmental Protection Service, carry out all works as detailed to the approval of this authority.
3. Music and amplified voices shall be inaudible at the nearest noise sensitive premises
4. All windows and doors to be kept closed when live/recorded music is being played, except to allow persons to enter and leave the building.
5. No persons be allowed to take containers of alcohol into the beer garden after 23.00 hours.
6. No rubbish, including bottles shall be moved, removed or placed in outside areas between the hours of 23.00 and 08.00.

Time of commencement: 18:00 hours
Time of conclusion: 21:35 hours

Chair