



Minutes of the Licensing Sub-Committee

22 December 2011

-: Present :-

Councillors Brooksbank, Doggett and Butt

457. Election of Chairman/woman

Councillor Butt was elected as Chairman for the meeting.

458. Apologies

It was reported that the membership of the Sub-Committee had been amended for this meeting by including Councillor Butt instead of Councillor Addis.

459. Seamus O'Donnells, 28 Victoria Parade, Torquay

Members considered a report on an application for a Variation to a Premises Licence in respect of Seamus O'Donnells, 28 Victoria Parade, Torquay. The Premises do fall within the Cumulative Impact Area.

Written Representations received from:

Name	Details	Date of Representation
Police	Representation suggesting additional conditions should the application for a Variation to a Premises Licence be granted.	22 November 2011
Public Protection	Representation objecting to the application on the ground of 'The Prevention of Public Nuisance'. The representation also suggests additional conditions should the application be granted.	14 November 2011
Member of the Public	Representation objecting to the application on the ground of 'The Prevention of Public Nuisance'.	Unknown
Public Protection	Representation advising of a complaint regarding noise nuisance.	1 December 2011

Public Protection	Representation reiterating suggested conditions should the application be granted.	13 December 2011
Public Protection	Representation amending previously suggested conditions and proposing new conditions.	13 December 2011

Additional Information

Prior to the Sub-Committee the Applicants Solicitor requested an extension of time to make his oral representations. Members of the Sub-Committee agreed to an extension of time of 20 minutes and informed all interested parties that they too would have 20 minutes to make their oral representation.

Oral Representations received from:

Name	Details
Applicant Solicitor	The Applicants Solicitor outlined the application and responded to Members questions.
Noise and Safety Officer	The Noise and Safety Officer outlined his objections to the application, the proposed conditions should the application be granted and responded to Members questions.
Police	The Police Representative outlined the proposed conditions in appendix 4 to the submitted report which would, in their opinion, alleviate their concerns.

Decision:

That the application for a Variation to a Premises Licence in respect of Seamus O'Donnells, 28 Victoria Parade, Torquay be granted, subject to all the conditions proposed by the Police and Environmental Health and as agreed by the Applicant.

Reason for Decision:

Having carefully considered all the written and oral Representations, Members resolved to grant the application as they were satisfied that the comprehensive conditions put forward and agreed by all parties would seek to promote the Licensing Objectives and as such, would alleviate the concerns of the Objectors.

In addition Members had regard to Torbay Council's Licensing Statement of Principles 2011, specifically in respect of the Cumulative Impact Policy and resolved that by the implementation, monitoring and compliance with the agreed conditions, the grant of the application would not in their opinion add to crime and disorder and/or public nuisance.

Should issues arise as a result of this grant, Members would encourage a Review of the Premises Licence from either the Responsible Authorities or Interested Parties to ensure that the Licensing Objectives remain to be promoted.

Chairman

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