



## Minutes of the Licensing Sub-Committee

31 October 2013

-: Present :-

Councillor

Councillors Addis, Bent and Doggett

---

### 34. Election of Chairman/woman

Councillor Addis was elected as Chairman for the meeting.

### 35. Minutes

The Minutes of the meeting of the Sub-Committee held on 24 October 2013 were confirmed as a correct record and signed by the Chairman.

### 36. Exclusion of the Press and Public

Prior to consideration of the item in Minute 37 and 38 the press and public were formally excluded from the meeting on the grounds that the item involved the likely disclosure of exempt information as defined in paragraph 1 of Part 1 of Schedule 12A of the Local Government Act 1972 (as amended).

### 37. Licensing Act 2003 - An application for a Transfer for a Premises Licence

Members considered a report for an application for a Transfer of a Premises Licence in respect of Clock Tower, 23 Torwood Street, Torquay TQ1 1ED.

Written Representations received from:

Name	Details	Date of Representation
The Police	Representation received in respect of the exceptional circumstances of the case that granting the application would undermine the Crime Prevention Objective.	30 July 2013 16 October 2013

The Premise is situated in the Cumulative Impact Area.

The Environmental Health Manager (Commercial) advised Members that the original application for Transfer of a Premises Licence was deferred on the 29 August 2013 to enable the Applicant to attend the Committee in person and to respond to Representations and Members questions.

Decision:

That the application for a Transfer of a Premises Licence, in respect of Clock Tower, 23 Torwood Street, Torquay TQ1 1ED be granted as applied for.

Reason for Decision:

As set out in the Decision Notice Letter.

**38. Licensing Act 2003 – An application for a Variation to a Premises Licence to Specify an Individual as the Premises Supervisor of Clock Tower, 23 Torwood Street, Torquay TQ1 1ED**

Members considered a report for an application for a Variation to a Premises Licence to specify an individual as the Premises Supervisor in respect of Clock Tower, 23 Torwood Street, Torquay TQ1 1ED.

Written Representations received from:

Name	Details	Date of Representation
The Police	Representation received in respect of the exceptional circumstances of the case that granting the application would undermine the Crime Prevention Objective.	30 July 2013 16 October 2013

The Premise is situated in the Cumulative Impact Area.

The Environmental Health Manager (Commercial) advised Members that the original application for a Variation to a Premises Licence to specify an individual as the Premises Supervisor in respect of Clock Tower, 23 Torwood Street, Torquay TQ1 1ED naming Mr David Heaslewood has, since the matter was deferred on the 29 August 2013, been withdrawn and replaced with a new application, as before them today.

Oral Representations:

As submitted by both Parties that their oral representations would relate to both applications, it was agreed that the matters would be heard together.

The Chairman allowed the Applicant's Legal Representative and the Police's Legal Representative 15 minutes each for Oral Representations.

Oral Representation received from:

Name	Details
The Applicant's Legal Representative	The Applicant's Legal Representative outlined the applications, as set out in the submitted documents and with the assistance of the Applicant and her husband, responded to Members questions.
The Police Legal Representative	The Police Legal Representative highlighted their concerns in respect of the applications and responded to Members questions.

Additional Information:

The Applicant's Legal Representative circulated a paper to Members, with the Chairman's permission, on the amended guidance issued under Section 182 of the Licensing Act 2003 relating to points 8.94, 8.95, 8.96 and 4.10.

Decision:

That the application for a Variation to a Premises Licence to specify an individual as the Premises Supervisor in respect of Clock Tower, 23 Torwood Street, Torquay TQ1 1ED be granted as applied for.

Reason for Decision:

As set out in the Decision Notice Letter.

**39. Licensing Act 2003 – An application for a Variation to a Premises Licence in respect of TQ One, 22 Victoria Parade, Torquay TQ1 2BB**

The Environmental Health Manager (Commercial) advised Members that the Representation had been withdrawn and that the item had been withdrawn.

---

Chairman/woman