

## **LICENSING ACT PANEL**

**Thursday, 21st August, 2008**

Councillor P.M. Blandamer

Councillors: B.S.R. Miller S.J. Prew-Smith

Appearing on behalf of the Applicant: Michelle Hazlewood – solicitor from John Gaunt and Partners, Solicitors

James Gilbert – The Designated Premises Supervisor

Tom Rowan – Area Manager

David Davies – Operations manager for Trust Inns

Interested parties:

Pauline Musson (neighbour)

David Nix (resident)

Maureen Pickworth

### **5 APPOINTMENT OF CHAIRMAN**

RESOLVED:

That Councillor Blandamer be elected Chairman for the meeting.

### **6 APPLICATION FOR A VARIATION TO THE PREMISES LICENCE FOR THE CAVENDISH HOTEL, CAVENDISH ROAD, CARLTON**

RESOLVED:

To grant the application to vary and to amend the permitted hours for the provision of regulated entertainment; the provision of films, recorded music, provision of facilities for making music and dance to:

10.00 to 23.30 Sunday to Thursday inclusive

10.00 to 00.30 Fridays and Saturdays, and any Sundays preceding a Bank Holiday Monday, Christmas Eve and Boxing Day

and to amend the permitted hours for the provision of late night refreshment to:

23.00 to 00.30 Sunday to Thursday inclusive

23.00 to 01.30 Fridays and Saturdays

23.00 to 01.00 Sundays preceding Bank Holiday Mondays, Christmas Eve and Boxing Day

and to amend the permitted hours for the supply of alcohol to:

10.00 to 00.00 Sunday to Thursday inclusive

10.00 to 01.00 Fridays and Saturdays

10.00 to 01.00 Sundays preceding a Bank Holiday Monday, Christmas Eve and Boxing Day

and to amend the hours the premises are open to the public to:

10.00 to 00.30 Sunday to Thursday inclusive

10.00 to 01.30 Fridays and Saturdays, and any Sundays preceding Bank Holiday Mondays, Christmas Eve and Boxing day.

In order to promote the 4 Licensing Objectives, the following conditions will be attached to the Premises Licence;

1. When regulated entertainment is played after 23.00 doors and windows will be closed except to allow access and egress.

2. Prominent and clear notices will be displayed at the exits of the premises requesting that people leave the premises and area quietly to respect the interests of local residents.

3. Noise and Vibration from regulated entertainment shall not emanate from the Premises so as to cause a nuisance to noise sensitive premises in the vicinity.

4. Internal and external CCTV cameras, monitor(s) and recording equipment shall be installed and maintained at the Premises in accordance with the Police recommendations and sufficient staff will be trained to use the system. All images are to be of evidential quality and retained for a minimum of 31 days and made available for inspection by officers of responsible authorities. Images shall be provided to the officer immediately on request.

5. The Premises will operate a challenge 21 proof of age scheme whereby any person who appears to be under the age of 21 will be asked to provide identification. Acceptable forms of ID will include a photographic driving licence, passport or pass accredited card. Failure to produce acceptable ID will result in a refused sale.

6. A refusal book will be maintained at the premises recording all incidences of refusing sales and reasons for refusal. The book will be made available for inspection and copying by the police and other officers of Responsible Authorities upon request, and all such books to be retained

at the premises for at least 2 years.

7. The Designated Premises Supervisor or nominated member of staff will regularly attend and support the local pub watch whilst ever it is in operation.

8. A bound and sequentially numbered incident/accident book shall be kept to record instances of disorder, damage and personal injury at the Premises. The book is to be made available for inspection and copying by the Police and other officers of Responsible Authorities upon request, and all such books to be retained at the premises for at least 2 years.

The above variation to the Premises Licence will take effect from 22nd August 2008.

The reasons for this decision are as follows:

i) The panel has carefully considered all the relevant representations and do not believe that there is sufficient evidence that the variation of this licence will exacerbate existing problems.

ii) The conditions imposed, in consultation with the police, are proportionate and will act to control any potential anti social behaviour/nuisance in keeping with the licensing objectives

iii) If problems do arise which can be directly related to this premises then the residents can apply for a review of the licence.

The meeting closed at 12.45pm.