

LICENSING PANEL

THURSDAY, 25 OCTOBER 2012

PRESENT:- Councillors John Ballman, Andrew Bennett and Wayne Crabbe.

33. Appointment of Chair

Resolved – That Councillor Andrew Bennett Chair this meeting of the Panel.
(Councillor Bennett took the Chair.)

34. Declarations of Interest

The Chair reminded Members of the need to declare any known interests in any matters to be considered at the meeting. No declarations were made.

35. Licensing Act 2003 - Temporary Event Notice - Consideration of an Objection Notice

The Panel considered (a) a report of the Council's Licensing Officer setting out an application, by the Council's Environmental Health Team, objecting to a temporary event notice for The King and Queen, 15 High Street, Highworth Swindon, for musical entertainment until 1:00am on 3rd November 2012, (b) representations by Mr. James Holland (Environmental Health Officer), in support of the objection, (c) the facts set out in the Licensing Officer's report, (d) the Council's procedure for licensing hearings, (e) verbal representations by Mr. Adam Campbell (Licensee) in support of the application, (f) questions and answers to officers, the representative of Environmental Health and the applicant, and (g) the Licensing Objectives.

Resolved –That, having carefully considering all representations in support of the objection, evidence from Environmental Health and submissions on behalf of The King and Queen Public House the Panel determined that the Temporary Event Notice for musical entertainment until 1:00am on 3rd November 2012 be granted.

Reasons

1. The Panel determined that there was no compelling evidence that the Licensing Objectives, and in particular the Prevention of Public Nuisance Licensing Objective, would be undermined through the grant of a Temporary Event Notice for a period of one evening.
2. The Panel heard evidence from the management of The King and Queen Public House as to the measures to be put into place to ensure the maintenance of the Licensing Objectives.
3. The Panel heard evidence regarding the current premises licence for The King and Queen Public House allowed for the sale of alcohol until 1:00am, the same time as requested for regulated entertainment.
4. The Panel heard evidence that there had been a total of five complaints against the premises in the previous fifteen months of operation.

The Chair reminded the Environmental Health Team that they had the right of appeal to the Magistrates Court and that an application for any such appeal should be made within 21 days of this determination and no later than five days before the scheduled event.