

LICENSING AND REGULATION COMMITTEE

23 March 2004

Attendance:

Councillors:

Carter (Chairman) (P)

Baxter
Bennetts (P)
Coates (P)
Evans (P)
Hammerton (P)

Johnston (P)
Mather (P)
Maynard (P)
Pines
Sutton (P)

1271. **MINUTES**

RESOLVED:

That the minutes of the previous meetings of the Committee held 14 January and 11 February 2004 be approved and adopted.

1272. **PUBLIC PARTICIPATION**

There were no questions asked or statements made.

1273. **APPLICATION FOR THE TRANSFER AND RENEWAL OF A PUBLIC ENTERTAINMENT LICENCE FOR THE ORIGINAL PORTHOUSE, UPPER BROOK STREET, WINCHESTER**

(Report LR108 refers)

Members considered the above licensing application in accordance with the procedure note approved by the Licensing Sub Committee on 18th September 1995 (minute 95 refers).

The applicant and residential manager Ms Ellis addressed Members and answered questions raised.

There were no members of the public present.

The Licensing and Registration Manager circulated to Members a copy of a letter from the Police which detailing their observations on the application and confirmed that they had no objections.

At the invitation of the Chairman, Sgt. Steve French addressed the Committee and at the request of Members detailed the reported crime figures that had been directly linked with the premises during the 5 month period 1 October 2003 to 29 February 2004. These included 4 assaults (2 of which were on door staff) and 6 thefts from within the premises and 3 reported damage to vehicles. Further to questions, Sgt. French confirmed that in his view, the issues referred to in the letter of representation appended to the report could not be directly attributed to the Original Porthouse.

Further to questions, Ms Ellis detailed how staff managed the premises, and set out the policies regarding entry. Ms Ellis also explained that the liaison meetings with local residents had lapsed recently, due to changes in area management arrangements resulting from the transfer of ownership of the premises. Assurances were given that the meetings would continue. Ms Ellis also reported that she had received no complaints from local residents regarding the premises, or behaviour of patrons outside, within the last six months. She also detailed the positioning of the premises's 10 CCTV cameras. These included four cameras outside.

The Committee retired to deliberate in camera.

In his closing remarks, the Chairman stated that in reaching its decision, the Committee had considered the application, the case presented by the applicant together with the observations of the Police, Officers and comments received from members of the public. They also had regard to the Council's responsibilities under the Human Rights Act and Crime and Disorder Act.

RESOLVED:

1. That the licence be transferred to Carmen Rose Ellis and Mark Armstrong Sutherland.

2. That the licence be renewed for one year, in compliance with the "Standard Conditions" and the following "Additional Conditions" for these premises:-

(i) That the hours during which the premises may be used for the purposes of this licence shall be as follows:

Mondays to Wednesdays inclusive from 11am to 12 midnight
 Thursdays from 11 am to 1 am the next day following
 Fridays from 11 am to 2 am the next day following
 Saturdays from 11 am to 1 am the next day following
 Sundays from 12 noon to 11pm

(ii) The maximum number of persons permitted to be admitted to the premises, whilst in use for the purposes of this licence, shall be as follows:

Lower Bar	–	100
Intermediate Bar	–	75
Dance Area	–	60
Upper Bar	–	75
Total for whole premises	–	310

(iii) All windows on the outside of the premises must be kept locked shut at all times, whilst the premises are in use for the purposes of this licence.

(iv) A closed circuit television system shall be maintained to assist in the control of customers, both in the premises and in Upper Brook Street.

(v) That when more than 20 persons are queuing at any one time the applicant should ensure that at least 2 qualified door staff manage the exit/entrance door.

3. That the licensees be reminded of the need to take all possible steps to reduce any noise to residents caused by persons at or in the vicinity of The Original Porthouse.

4. That the licensees be reminded of the need take all possible steps and give clear instructions to the door security staff that persons who appear drunk or are attempting to bring alcohol into, or remove bottles and glasses from the premises, are either not admitted or prevented from removing the bottles and glasses.

5. That the licensees be reminded of the need to continue to take steps to keep the area clean outside The Original Porthouse.

The meeting commenced at 6.30pm and concluded at 7.10pm

Chairman