

**LICENSING AND REGULATION COMMITTEE****5 November 2003**Attendance:

Councillors:

Carter (Chairman) (P)

Baxter  
Bennetts (P)  
Coates (P)  
Evans (P)  
Hammerton (P)Johnston (P)  
Mather (P)  
Maynard  
Pines (P)  
Sutton (P)663. **PUBLIC PARTICIPATION**

There were no questions asked or statements made.

664. **MINUTES**

RESOLVED:

That the minutes of the meetings held on 30 July, 3 September and 8 October 2003 be approved and adopted.

665. **PUBLIC COLLECTIONS – CONSULTATION REPORT**

(Report LR92 refers)

Members discussed the suggested responses to the Consultation Paper and agreed to the following amendment to the suggested response to question 31 of Section 3;

“The City Council considers that 16 years should be a minimum age.”

RESOLVED:

That the City Council responds to the consultation paper in the terms set out in Appendix 2 to the report, subject to the above amendment.

666. **APPLICATION FOR THE GRANT OF A PUBLIC ENTERTAINMENT LICENCE IN RESPECT OF MEAD END PUBLIC HOUSE, DENMEAD.**

(Report LR91 refers)

Councillor Coates declared a personal (but not prejudicial) interest in this item as he was an occasional customer of the premises.

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 Licensing and Registration Officer circulated a copy of a letter received from Waterlooville Police detailing eight Police 'call-outs' to the Mead End public house between January 2002 and October 2003.

The Chairman asked if the timber construction of the function room posed any concerns. The Director of Health and Housing advised that a bungalow at the back of the function room provided some shielding, although noise disturbance could be a problem after 11pm and therefore advised that a full acoustic survey should be carried out before a licence to provide entertainment after 11pm was granted.

In response to questions, Mr Nicol explained that he ran a series of 'tribute nights' at which entertainment usually ended at 11.15pm. He was happy for entertainment to end at 11pm if required. He also wished to hold discos for wedding functions and occasional karaoke if requested. He requested that background music be allowed between 11pm and 12 midnight. The Director of Health and Housing advised that this was acceptable, provided that it was contained.

Mr Nicol continued that neighbours to the sides of the public house were not really affected by noise as it mainly emitted from the front and rear. He also explained that the "Supper Hour" Certificate was rarely used, and that he usually applied for an Extended Hours Licence instead.

At the invitation of the Chairman, Councillor Allgood addressed the Committee. He advised that he had attended some functions at The Mead End public house and believed that it was a well run establishment. He confirmed that he had not received any complaints from local residents. Councillor Read also addressed the Committee and advised that he was not aware of any problems associated with the public house and had not been contacted by local residents.

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 granted subject to the applicants giving a written undertaking to the Council that they will take all necessary steps to prevent noise disturbance to nearby residential properties after 11pm.

2 Subject to 1) above that the Licence be granted for compliance with the Standard Conditions and Regulations of Winchester City Council and to include the following Additional Conditions:-

(i) The premises, described as the inside bars and function room of The Mead End Public House, Denmead may be used for the purposes of this licence during the following times:-

Mondays to Saturdays inclusive from 12.00 midday to 11.00pm

Sundays from 12.00 midday to 10.30pm.

(ii) The premises may only be used for the purposes of this licence on not more than five occasions in any one calendar month.

- (iii) The City Secretary and Solicitor shall be notified at least seven days in advance of the dates that it shall be intended to use the premises for the purposes of this licence.
- (iv) All doors and windows that are capable of being opened directly to the outside of any part of the premises being used for the purposes of entertainment, shall not be kept open, wedged open, or be maintained open by an electrical, mechanical or other device.
- (v) The maximum number of persons permitted to be on the premises whilst in use for the purposes of this Licence shall not exceed 100 persons in the Function Room, 60 persons in the Lounge Bar and 60 persons in the Bar.
- (vi) The Licensees or other person nominated by them shall be on duty at all times whilst the premises are in use for the purposes of this Licence to receive and respond to any complaints of noise or other nuisance received from any person.

3 That the licensees be reminded of the need to continue to take all possible steps to minimise any nuisance to residents caused by persons leaving the premises.

4 That the licensees be reminded that only the inside bars and function room of The Mead End are licensed for the purposes of public entertainment and no public entertainment may take place outside the building.

667. **ELECTORAL REVIEW – BOARHUNT PARISH**  
(Report LR893 refers)

RESOLVED:

That the City Secretary and Solicitor be authorised to make an Order under the Local Government and Rating Act 1997 to increase the size of the Boarhunt Parish Council from 5 to 6 Members with effect from the next scheduled Parish election in 2004.

The meeting commenced at 6.00pm and concluded at 7.35pm

Chairman