

Meeting	Licensing Sub-Committee
Date and Time	Monday, 25th November, 2024 at 11.00 am.
Venue	Walton Suite, Guildhall, Winchester and streamed live on YouTube at www.youtube.com/winchestercc

Note: The open parts of this meeting will be held in person at the location specified above. Members of the public should note that a live video feed of the open parts of the meeting will be available from the council's YouTube channel (www.youtube.com/winchestercc).

A limited number of seats will be made available at the above-named location. Please note that priority will be given to those who have made written representation to the application following confirmation with the Licensing Team, over those wishing to attend and observe. Those who may wish to observe must notify the council at least 3 working days in advance of the meeting.

AGENDA

- To confirm a Chairperson for the meeting**
- Disclosure of Interests**
To receive any disclosure of interests from Members and Officers in matters to be discussed.
Note: Councillors are reminded of their obligations to declare disclosable pecuniary interests, personal and/or prejudicial interests in accordance with legislation and the Council's Code of Conduct.
- Application for a Review of Premises Licence - Boomtown Fair, Matterley Bowl, Alresford Road, Winchester (LR588) (less exempt appendices) (Pages 5 - 76)**
- EXEMPT BUSINESS**
To consider whether in all the circumstances of the case the public interest in maintaining the exemption outweighs the public interest in disclosing the information.
 - To pass a resolution that the public be excluded from the meeting during the consideration of the following items of business because it is likely that, if members of the public were present, there would be disclosure to them of 'exempt information' as defined by Section 100 (I) and Schedule 12A to the Local Government Act 1972.

5. **Application for a Review of Premises Licence - Boomtown Fair, Matterley Bowl, Alresford Road, Winchester (LR588 - Exempt Appendices)** (Pages 77 - 124)

**Laura Taylor
Chief Executive**

15 November 2024

Agenda Contact: Claire Buchanan, Senior Democratic Services Officer
Tel: 01962 848 438 Email: cbuchanan@winchester.gov.uk

The Membership of the Sub-Committee will be:

Councillors Morris, Cunningham and Laming

Reserve Member:

Councillor Wallace

Appointments – The Sub-Committee consists of a Chairperson and two other Members who are appointed on a rota basis from the membership of the full Licensing and Regulation Committee subject to availability. The confirmation of a Chairperson will be made at the start of each meeting from the three Members that form the Licensing Sub-Committee.

For the information, the Membership of the Licensing and Regulation Committee is:

Councillors: Laming, S Achwal, Brophy, Cunningham, Langford-Smith, Latham, Morris, Pett, Wallace and Wise (Deputies: Cllrs Godfrey, Lee, Small, Tippett-Cooper and Warwick)

FILMING AND BROADCAST NOTIFICATION

The open parts of this meeting will be recorded and broadcast live from the Council's YouTube channel. These parts of the meeting may also be recorded and broadcast by the press and members of the public – please see the Access to Information Procedure Rules within the Council's Constitution for further information, which is available to view on the [Council's website](#). Please note that the video recording is subtitled, but you may have to enable your device to see them (advice on how to do this is on the meeting page).

Licensing Sub Committee – Procedure for Hearing Review Applications (Part Exempt).

In accordance with the Licensing Act 2003 (Hearings) Regulations 2005, the hearing will take the form of a discussion led by the Sub-Committee. Cross-examination will not be permitted unless the Sub-Committee considers it necessary to properly consider the matter.

Written objections, representations and petitions will be circulated with the Agenda and Report and will be taken into account by Members of the Sub-Committee. Only those who have made “relevant representations” within the meaning of the Licensing Act 2003 will be entitled to be heard as of right by the Sub-Committee.

1. The **Chairman** will set out the procedure to be followed in the hearing
2. The **Licensing Manager** will introduce the Report.
3. The Members may ask questions of the **Licensing Manager**.

Persons who have made Relevant Representations (within the meaning of the Licensing Act 2003) will then be allowed to introduce their representations. The Sub-Committee may ask them questions, and (subject to the permission of the Sub-Committee) the Applicant or representative may ask them questions.

1. **Persons making Relevant Representations**
2. The **Licence Holder** or representative may address the Sub-Committee in order to reply to any representation made in the review application or by a party to the hearing.
3. Members of the Sub-Committee may ask questions of the **Licence Holder** or representative
4. The **Applicant for the review** or representative may address the Sub-Committee in order to reply to any representation made.
5. Members of the Sub-Committee may ask questions of the **Applicant for the review** or representative

EXEMPT BUSINESS, as set out on the Agenda: To consider whether in all the circumstances of the case the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

(ii) To pass a resolution that the public be excluded from the meeting during the consideration of the following items of business because it is likely that, if members of the public were present, there would be disclosure to them of ‘exempt information’ as defined by Section 100 (Part I) and Schedule 12A to the Local Government Act 1972, by virtue of paragraph 1, information relating to any individual, paragraph 2, information which is likely to reveal the identity of a person and paragraph 7, information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

6. The **Applicant for the review** or representative may address the Sub-Committee, as follows:- a) clarification of any points which the Licensing Authority has given notice of (Regulation 7(1)(d) of the Licensing Act 2003 (Hearings) Regulations 2005 b) address the Sub-Committee and present the application.
7. Members of the Sub-Committee may ask questions of the **Applicant** or representative

Responsible Authorities who have made representations will then be allowed to introduce their representations. The Sub-Committee may ask them questions, and (subject to the permission of the Sub-Committee) the Applicant or representative may ask them questions.

8. **Environmental Health Officer**
9. **Police**

10. **Fire Service**
11. **Child Protection Team**
12. **Local Planning Authority**
13. **Health and Safety Executive**
14. **Trading Standards**
15. **NHS Public Health Manager**
16. **Licensing Authority**

The Committee will retire to consider the application in private with only the Head of Legal and Democratic Services' representative and Committee Administrator in attendance. The Committee will reach its determination and notify the applicant of the decision in accordance with Regulations 26 – 29 of the Licensing Act 2003 (Hearings) Regulations 2005.