

Minutes of the meeting of the **LICENSING SUB-COMMITTEE** held at the Council Offices, Whitfield on Wednesday, 29 November 2023 at 3.00 pm.

Present:

Sub-Committee:

Chairman: Councillor S B Blair

Councillors: D G Cronk
D J Parks

Officers:

Legal Adviser: Principal Lawyer - Litigation and Regulatory
Licensing Officer: Licensing Manager
Licensing Officer
Administrator: Democratic Services Officer

Persons attending in connection with the Hearing

As shown on the Notice of Determination (NOD/2023/0010).

17 APOLOGIES FOR ABSENCE

There were no apologies for absence.

18 APPOINTMENT OF SUBSTITUTE MEMBERS

There were no substitute members appointed.

19 DECLARATIONS OF INTEREST

There were no declarations of interest made by Members.

20 EXCLUSION OF THE PRESS AND PUBLIC

It was moved by Councillor D G Cronk, duly seconded and

RESOLVED: That, having applied the public interest test in accordance with Regulation 14 of The Licensing Act 2003 (Hearings) Regulations 2005, the press and public be excluded from the remainder of the meeting and that a decision will be published on the basis that it does not place sensitive data and/or information in the public domain.

21 LICENSING ACT 2003 - REGARDING MAGISTRATES' COURT APPEAL FOLLOWING THE APPLICATION FOR THE REVIEW OF A PREMISES LICENCE FOR THE ATTIC BAR, FIRST AND SECOND FLOORS, 8-9 CHURCH STREET, DOVER

The Licensing Sub-Committee was asked to review the number permitted in the outside smoking area as per the decision made by the Licensing Sub-Committee on 3 March 2023 in respect of the review of the premises licence for The Attic Bar, First and Second Floors, 8-9 Church Street, Dover.

The Sub-Committee had regard to and took into account the Licensing Manager's report, oral submissions and the options available to the Sub-Committee.

In reaching its findings the Sub-Committee had taken into account:

- (i) Dover District Council's Licensing Policy
- (ii) The Licensing Act 2003 and the guidance given under Section 182 of the Act
- (iii) Article 6 of the Human Rights Act (Right to a fair trial)
- (iv) Section 17 of the Crime and Disorder Act 1998 (Duty to consider crime and disorder implications)

RESOLVED: Taking into consideration various factors, the Licensing Sub-Committee is agreeable to the amendment as sought and this should be actioned accordingly.

The meeting ended at 3.21 pm.