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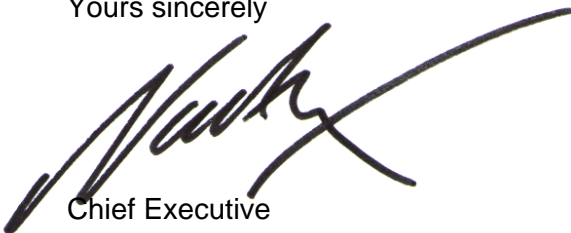
12 April 2010

Dear Councillor

NOTICE IS HEREBY GIVEN THAT a meeting of the **LICENSING** Committee will be held at these Offices on Tuesday 20 April 2010 at 10.00 am when the following business will be transacted.

Members of the public who require further information are asked to contact Pauline Hodding on (01304) 872305 or by e-mail at [paulinehodding@dover.gov.uk](mailto:paulinehodding@dover.gov.uk).

Yours sincerely



Chief Executive

Licensing Committee Membership:

Councillor P S Le Chevalier	(Chairman)	Councillor V J Revell
Councillor B W Butcher	(Vice-Chairman)	Councillor D G Smallwood
Councillor C M Edwards		Councillor A R Smith
Councillor R Frayne		Councillor C J Smith
Councillor A Friend		Councillor J M Smith
Councillor C E Kirby		Councillor R J Thompson
Councillor P A Lodge		Councillor R S Walkden
Councillor S C Manion		

DECLARATIONS OF INTEREST

Members are required to disclose the existence and nature of a personal interest at the commencement of the item of business to which the interest relates or when the interest becomes apparent. An explanation in general terms of the interest should also be given to the meeting. If the interest is also a prejudicial interest, the Member should then withdraw from the room or chamber.



## AGENDA

1. **APOLOGIES**

2. **APPOINTMENT OF SUBSTITUTE MEMBERS**

To note appointments of Substitute Members.

3. **MINUTES** (Page 3)

To consider the attached Minutes of the meeting of the Committee held on 9 February 2010.

4. **LICENSING SUB-COMMITTEE MINUTES** (Pages 4-6)

To receive the attached Minutes of the meetings of the Licensing Sub-Committee held on 9 February 2010.

### **Access to Meetings and Information**

- Members of the public are welcome to attend meetings of the Council, its Committees and Sub-Committees. You may remain present throughout them except during the consideration of exempt or confidential information.
- All meetings are held at the Council Offices, Whitfield unless otherwise indicated on the front page of the agenda. There is disabled access via the Council Chamber entrance and a disabled toilet is available in the foyer. In addition, there is a PA system and hearing loop within the Council Chamber.
- Agenda papers are published five clear working days before the meeting. Alternatively, a limited supply of agendas will be available at the meeting, free of charge, and all agendas, reports and minutes can be viewed and downloaded from our website [www.dover.gov.uk](http://www.dover.gov.uk). Minutes are normally published within five working days of each meeting. All agenda papers and minutes are available for public inspection for a period of six years from the date of the meeting. Basic translations of specific reports and the Minutes are available on request in 12 different languages.
- If you require any further information about the contents of this agenda or your right to gain access to information held by the Council please contact Pauline Hodding, Senior Democratic Support Officer, telephone: (01304) 872305 or email: [paulinehodding@dover.gov.uk](mailto:paulinehodding@dover.gov.uk) for details.

Large print copies of this agenda can be supplied on request.

Minutes of the meeting of the **LICENSING** Committee held at the Council Offices, Whitfield on Tuesday 9 February 2010 at 9.30 am.

Present:

Chairman: Councillor P S Le Chevalier

Councillors: B W Butcher  
C M Edwards  
P A Lodge  
V J Revell  
A R Smith  
J M Smith  
R J Thompson  
R S Walkden

Officers Licensing Manager  
Senior Democratic Support Officer

Apologies for absence were received from Councillors A Friend, C E Kirby, D G Smallwood and C J Smith.

399 MINUTES

The Minutes of the meetings of the Committee held on 10 November 2009 and 25 November 2009 were approved as a correct record and signed by the Chairman.

400 MINUTES OF LICENSING SUB-COMMITTEES

RESOLVED: That the Minutes of the Sub-Committees held on 10 November, 12 November, 25 November, 10 December, 21 December, 23 December 2009 and 19 January 2010 be received.

The meeting ended at 9.35 am.

Minutes of the meeting of the **LICENSING** Sub-Committee held at the Council Offices, Whitfield on Tuesday 9 February 2010 at 10.40 am

Present:

Sub-Committee

Chairman: Councillor B W Butcher

Councillors: A R Smith  
J M Smith

Officers

Legal Advisor: Solicitor to the Council  
Licensing Officer: Licensing Manager  
Administrator: Senior Democratic Support Officer

Persons attending in connection with the Hearing

None.

An apology for absence was received from Councillor V J Revell.

27 APPOINTMENT OF SUBSTITUTE MEMBERS

It was noted that Councillor A R Smith had been appointed as substitute for Councillor V J Revell.

28 LICENSING ACT 2003 – APPLICATION FOR REVIEW OF THE PREMISES LICENCE IN RESPECT OF THE AFYON CHARCOAL GRILL, 5 BEAUCHAMP AVENUE, DEAL CT14 9EX

The Sub-Committee was advised that the applicant for the Review, Responsible Authority Local Planning Authority, had withdrawn the request for a review as the Licence Holder had recently submitted a planning application to address the issues originally raised.

RESOLVED: That it be noted that the application for review of the premises licence in respect of the Afyon Charcoal Grill, Beauchamp Avenue, Deal had been withdrawn by the applicant.

29 LICENSING ACT 2003 - APPLICATION FOR REVIEW OF THE PREMISES LICENCE IN RESPECT OF RIVALS/ACADEMY, QUEEN STREET, DEAL CT14 6EY

Members were reminded that an application for review of a premises' licence under Section 51 of the Licensing Act 2003 had originally been made by two interested parties and heard on 3 April 2007. That Sub-Committee had imposed conditions on the premises licence including the installation and maintenance of a gate to the alleyway beside the premises in order to restrict access onto Queen Street by patrons leaving the premises and had also reduced the hours of operation for a period of three months. Subsequently the licence holder had appealed to the Magistrates' Court against the reduction in hours and the appeal had been held in

abeyance until such time as the gate had been installed and the effects monitored. The appeal had now been remitted to the Licensing Authority for a new hearing.

On 25 November 2009 the Licence holder had successfully applied for variation of the hours of operation to match those permitted by the Local Planning Authority.

This hearing was in respect of a request to remove the reduction in opening hours as the operation of the gate had been successful and the applicants for the 2007 review and other interested parties had withdrawn their objections.

RESOLVED: That the three months' reduction in opening hours in respect of Rivals/Academy, Queen Street, Deal be removed and the licence terms and conditions be as set out in Notice of Determination No 003/2010.

The meeting ended at 11.10 am.

Minutes of the meeting of the **LICENSING** Sub-Committee held at the Council Offices, Whitfield on Tuesday 9 February 2010 at 10.45 am.

Present:

Sub-Committee

Chairman: Councillor P A Lodge

Councillors: B W Butcher  
R S Walkden

Officers

Legal Advisor: Barrister (Litigation & Regulation)  
Licensing Officer: Licensing Manager  
Administrator: Senior Democratic Support Officer

Persons attending in connection with the Hearing

As set out in the Notices of Determination.

30 LICENSING ACT 2003 – APPLICATION FOR REVIEW OF THE PREMISES LICENCE IN RESPECT OF THE GRANVILLE ARMS, 13 CAMBRIDGE ROAD, WALMER, DEAL CT14 7HG

The Sub-Committee considered an application for review of the premises licence in respect of the Granville Arms, Walmer which had been requested by the Responsible Authority Kent Police.

In accordance with the approved procedure evidence was heard from the applicant for the review and their witnesses, the licence holder's legal representative, the licence holder, their witnesses and interested parties.

RESOLVED: That conditions be imposed on the premises licence in respect of the Granville Arms, 13 Cambridge Road, Walmer CT14 7HG as set out in Notice of Determination No 004/2010.

The meeting ended at 1.50 pm.