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6 June 2011

Dear Councillor

NOTICE IS HEREBY GIVEN THAT a meeting of the **LICENSING** Committee will be held at these Offices on Tuesday 14 June 2011 at 9.30 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).

**The meeting will be preceded by a brief training session for Members starting at 9.30 am. A further full day of training will take place on Wednesday 29 June 2011.**

Yours sincerely

Chief Executive

Licensing Committee Membership:

Councillor P M Beresford	Councillor M A Russell
Councillor B W Butcher	Councillor D G Smallwood
Councillor S M Le Chevalier	Councillor A R Smith
Councillor B Gardner	Councillor C J Smith
Councillor M J Ovenden	Councillor J M Smith
Councillor P S Le Chevalier	Councillor R J Thompson
Councillor S C Manion	Councillor P Walker
Councillor S R Nicholas	

AGENDA

1. **APOLOGIES**
2. **ELECTION OF CHAIRMAN**

To elect a Chairman of the Committee for the ensuing Council year.

3. **APPOINTMENT OF VICE-CHAIRMAN**

To appoint a Vice-Chairman of the Committee for the ensuing Council year

4. **APPOINTMENT OF SUBSTITUTE MEMBERS**

To note appointments of Substitute Members.

5. **DECLARATIONS OF INTEREST**

Members are required to disclose the existence and nature of a personal interest under this item of business 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.

6. **MINUTES** (Page 4)

To consider the attached Minutes of the meeting of the Committee held on 12 April 2011.

7. **MINUTES OF SUB-COMMITTEE MEETINGS** (Pages 5-

To receive the attached Minutes of the meetings of Licensing Sub-Committees held on 25 May 2011 and 31 May 2011.

8. **LICENSING ACT 2003 AND GAMBLING ACT 2005 – APPOINTMENT OF LICENSING SUB-COMMITTEES AND CHAIRMEN OF SUB-COMMITTEES** (Page 7)

To appoint five Sub-Committees of three members each and to appoint a Chairman for each Sub-Committee in accordance with the attached report of the Democratic Services Manager.

**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 12 April 2011 at 9.30 am.

Present:

Chairman: Councillor B W Butcher (Vice-Chairman in the Chair)

Councillors: A Friend  
C J Kirby  
P A Lodge  
D G Smallwood  
A R Smith  
J M Smith  
R J Thompson

Officers: Senior Solicitor  
Licensing Manager  
Team Leader Democratic Support

Apologies for absence were received from Councillors C M Edwards, P S Le Chevalier, S M Le Chevalier, V J Revell and R S Walkden.

541 MINUTES

The Minutes of the meeting of the Committee held on 23 March 2011 were approved as a correct record and signed by the Chairman.

542 MINUTES OF LICENSING SUB-COMMITTEES

RESOLVED: That the Minutes of the Sub-Committees held on 15 February and 3 March 2011 be received.

The meeting ended at 9.33 am.

Minutes of the meeting of the **LICENSING** Sub-Committee held at the Council Offices, Whitfield on Wednesday 25 May 2011 at 9.30 am.

Present:

Sub-Committee

Councillors:        B W Butcher  
                              J M Smith  
                              R J Thompson

Officers

Legal Advisor:        Senior Solicitor  
Licensing Officer:    Senior Technical Support Officer  
Administrator:        Team Leader Democratic Support

Persons attending in connection with the Hearing

As shown on the Notice of Determination.

1        ELECTION OF CHAIRMAN

RESOLVED: That Councillor B W Butcher be elected Chairman of the Sub-Committee.

2        LICENSING ACT 2003 – APPLICATION FOR REVIEW OF A PREMISES LICENCE IN RESPECT OF DOVER CONVENIENCE STORE, 24 MARKET SQUARE, DOVER CT16 1NG

The Sub-Committee considered an application by Responsible Authority Kent Police for review of the premises licence for the Convenience Store on grounds relevant to the Licensing Objectives Prevention of Crime and Disorder and Protection of Children from Harm. The hearing took place in accordance with the approved procedure and evidence was heard from Responsible Authority Kent Police and the licence holder's legal representative.

RESOLVED: That the premises licence held by the Convenience Store, Market Square, Dover be amended by the addition of conditions as set out in the Notice of Determination No 007/2011.

The meeting ended at 10.25 am.

Minutes of the meeting of the **LICENSING** Sub-Committee held at the Council Offices, Whitfield on Wednesday 31 May 2011 at 10.30 am.

Present:

Sub-Committee

Councillors: B W Butcher  
A R Smith  
R J Thompson

Officers

Legal Advisor: Senior Solicitor  
Licensing Officer: Senior Technical Support Officer  
Administrator: Team Leader Democratic Support

Persons attending in connection with the Hearing

As shown on the Notice of Determination.

3 ELECTION OF CHAIRMAN

RESOLVED: That Councillor B W Butcher be elected Chairman of the Sub-Committee.

4 LICENSING ACT 2003 – APPLICATION FOR REVIEW OF A PREMISES LICENCE IN RESPECT THE BULL, HIGH STREET, EASTRY

The Sub-Committee considered an application by Councillor S C Manion representing the Eastry Residents Group for review of the premises licence for The Bull Public House, Eastry on grounds relevant to the Licensing Objectives Prevention of Crime and Disorder, Public Safety, Prevention of Nuisance and Protection of Children from Harm. The hearing took place in accordance with the approved procedure and evidence was heard from the applicant for review, Responsible Authorities Kent Police and Environmental Protection, and the licence holder's legal representative.

RESOLVED: That the premises licence in respect of The Bull Public House, High Street, Eastry be amended by the addition of conditions as set out in the Notice of Determination No 008/2011.

The meeting ended at 12.06 pm.

REPORT OF THE DEMOCRATIC SERVICES MANAGER

LICENSING COMMITTEE – 14 JUNE 2011

**LICENSING ACT 2003 AND GAMBLING ACT 2005 – APPOINTMENT OF LICENSING SUB-COMMITTEES AND CHAIRMEN OF SUB-COMMITTEES**

**Recommendation**

*That Committee appoints five Licensing Sub-Committees together with a Chairman for each Sub-Committee for the ensuing Council year.*

Contact Officer: Pauline Hodding, extension 2305

1. As in previous years and in accordance with the Licensing Act 2003 and the Gambling Act 2005 this Council, as the Licensing Authority, is required to appoint five Sub-Committees to hear applications for licences, variation of licences and applications for review of licences. The Sub-Committees have been set up in such a way as to ensure that licence applications are not considered by Members representing the Ward in question and thereby to avoid any conflict of interests. The geographical distribution of members of the Licensing Committee this year has required a "best fit" in order to mix experienced Members with those new to the Council. In addition, spouses have been appointed to serve on separate Sub-Committees.
2. In the year 2010/11 the Sub Committees were as follows:
  - A B W Butcher, R J Thompson, S C Manion
  - B D G Smallwood, A R Smith, R S Walkden
  - C P A Lodge, V J Revell, J M Smith
  - D P S Le Chevalier, C M Edwards, C E Kirby
  - E C J Smith, A Friend, S M Le Chevalier
3. The suggested Sub-Committees (and Chairmen) for 2010/11 are:
  - A B W Butcher, M A Russell, S C Manion
  - B D G Smallwood, J M Smith, S R Nicholas
  - C A R Smith, P M Beresford, M J Ovenden
  - D P S Le Chevalier, B Gardner, C J Smith
  - E S M Le Chevalier, R J Thompson, P Walker
4. Democratic Services Officers are also asking for the flexibility to change members of the Sub-Committees, and possibly Chairmen, when circumstances dictate. This has worked well in the past and has allowed newly appointed Members to gain experience by attending hearings as well as providing resilience at times when a number of hearings are required over a short period.

LOUISE COOKE

Democratic Services Manager