

Minutes of the meeting of the **LICENSING SUB-COMMITTEE** held at the Council Offices, Whitfield on Tuesday, 24 March 2015 at 10.00 am.

Present:

Sub-Committee:

Chairman: Councillor P M Beresford

Councillors: B Gardner
M J Ovenden

Officers:

Legal Adviser: Senior Solicitor
Licensing Officer: Licensing Team Leader
Administrator: Democratic Support Officer

Persons attending in connection with the Hearing

As shown on the Notice of Determination (NOD/2015/004V).

65 APOLOGIES FOR ABSENCE

An apology for absence was received from Councillor S R Nicholas.

66 APPOINTMENT OF SUBSTITUTE MEMBERS

It was noted that, in accordance with Council Procedure Rule 4, Councillor B Gardner was appointed substitute for Councillor S R Nicholas.

67 DECLARATIONS OF INTEREST

There were no declarations of interest made by Members.

68 LICENSING ACT 2003 - APPLICATION TO VARY A PREMISES LICENCE FOR MOLLAND HOUSE, MOLLAND LANE, ASH.

The Sub-Committee considered an application from Ms T Marchant in respect of Molland House, Molland Lane, Ash CT3 2JB. The application was for the variation of the existing premises licence to include a new Orangery within the house, and to incorporate an extra area of land in order to provide wedding events in a marquee.

The following hours were proposed:

For the Orangery
Supply of Alcohol (for consumption on the premises)

Every Day	10:00 to 02:00 hrs
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Live Music

Every Day	18:00 to 02:00 hrs
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For the Outdoor area

Supply of Alcohol (for consumption on and off the premises)

Every Day	12:00 to 00:00 hrs
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Live Music and Recorded Music

Every Day	12:00 to 00:00 hrs
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On the basis of the representations of the applicant and other persons, the Sub-Committee found the following facts to be established:

- (i) There had been complaints made about one event in August 2013 when the entire property had been let out privately for a wedding party. The applicant accepted that there had been problems with loud music on this occasion.
- (ii) The marquee for events would be put up and removed as required and the size would depend on the number of people in the party.
- (iii) Fireworks would not be used for events.

In reaching its findings, the Sub-Committee took into account the following:

- (i) The Licensing Act 2003 and the guidance given under Section 182 of the Act.
- (ii) The Dover District Council Licensing Policy.
- (iii) Section 35 of the Licensing Act which deals with applications for variation to a premises licence.
- (iv) Paragraph 12(A) of Schedule 1 to the Licensing Act 2003.

RESOLVED: That the application for a variation to the existing premise licence for Molland House, Molland Lane, Ash CT3 2JB be determined as follows:

- (i) Grant the variation application for the Orangery/Indoor areas as applied for.
- (ii) Grant the variation application in respect of the outdoor area as follows:

Supply of Alcohol (for consumption on and off the premises)

Every Day	12:00 to 23:00 hrs
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Live Music and Recorded Music

Every Day	12:00 to 23:00 hrs
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And in addition applied the following:

- (a) Removal of the condition which stated that regulated entertainment will take place indoors only.

Imposition of the following conditions:

- (b) There shall be no use of the outdoor area after 23:30 (to allow for the dispersal of marquee event patrons).
- (c) Parking will be provided behind the house in order that cars can leave directly onto the A257 and there shall be signage directing people to leave this way together with a member of staff available to direct traffic.
- (d) There shall be no use of fireworks at any time.
- (e) There shall be a maximum of 28 outdoor events per year.

69 LICENSING ACT 2003 - CONSIDERATION OF AN OBJECTION NOTICE IN RESPECT OF A TEMPORARY EVENT NOTICE FOR THE WALMER CASTLE, 4 SOUTH STREET, DEAL, KENT

This item was withdrawn from the agenda prior to the meeting.

The meeting ended at 11.32 am.