

EAST STAFFORDSHIRE BOROUGH COUNCIL

LICENSING ACT SUB-COMMITTEE

Minutes of the Meeting of the Licensing Act Sub-Committee held in the Coltman VC Room, Town Hall, Burton upon Trent on Monday 25th March 2019.

Present:

Councillors S Gaskin (Chairman), R Johnston and Mrs B Toon.

Officers Present:

Mrs A Wakefield (Solicitor) and Mrs H Farman-McKenna (Licensing Officer).

132/19 **DECLARATIONS OF INTEREST**

There were no declarations of interest at the commencement of the meeting.

133/19 **APPOINTMENT OF CHAIRMAN**

Resolved:

That Councillor S Gaskin be appointed Chairman for this meeting.

134/19 **URGENT BUSINESS**

There was no urgent business brought forward to the Licensing Act Sub-Committee pursuant to Rule 12.

135/19 **APPLICATION FOR A PREMISES LICENCE – MRH BURTON, 116 ASHBY ROAD, BURTON UPON TRENT, STAFFORDSHIRE DE15 0NX**

(HoS) The report of Mark Rizk (Head of Service), regarding an application for a premises licence was considered.

Mr Robert Botkai (Solicitor for the Applicant) attended the sub-committee meeting and was accompanied by Miss Yee Lin Sit (Area Manager, MRH Burton).

The following members of the public objecting to the application, attended the sub-committee meeting, having submitted written representations in response to the application:

Mr Terrence Dawson (Objector)

Mr Michael Metcalfe (Objector)

Mrs Shirley Nettleship (Objector)

Ms Kim Smith (Objector)

Mr & Mrs George and Annette Wyatt (Objector)

Councillor Ray Faulkner (Ward Councillor) also attended the meeting and sat in the public gallery.

The sub-committee heard oral evidence from the following:

Mrs Helen Farman-McKenna (Licensing Officer)

Mr Terence Dawson (Objector)

Mrs Annette Wyatt (Objector)

Mrs Shirley Nettleship (Objector)

Mr Michael Metcalfe (Objector)

Mr Robert Botkai (Solicitor)

Resolved:

The Chairman thanked everyone for attending the meeting. He stated that the meeting had been called to enable the sub-committee to determine the application for a premises licence at MRH Burton, 116 Ashby Road, Winshill, Burton upon Trent.

At the beginning of the meeting, the applicant's solicitor explained that his client wished to amend the application so that the licensable hours as far as the sale of alcohol was concerned, would be from 6.00am to 11.00pm. The part of the application relating to late night refreshment was not amended.

In advance of the meeting the sub-committee had read all of the papers and they had been assisted by the four objectors who had addressed them, as well as by Mr Botkai, on behalf of the applicant.

The sub-committee confined their deliberations to the licensing objectives and as a consequence they had considered the likely impact of a licence at this particular premises.

The objectors had told the sub-committee about their concerns about issues they were currently experiencing would be made worse by the premises selling alcohol, and by the premises serving hot refreshments during the night.

Mr Botkai had told the sub-committee about the manner in which the premises would be run, and he also extended the offer that anyone with concerns about the premises could make contact with his client to seek a resolution.

The sub-committee did not find that there would be an adverse impact on any of the four licensing objectives arising from the application, and they therefore granted the application as amended.

The Chairman stated that he would encourage the residents to take up the offer of a continuing dialogue with the premises owner. He also reminded all the residents present that if there should be any harm to the licensing objectives as a consequence of the premises licence, then anyone affected would be entitled to call a review of the licence, when there would be a full range of sanctions available to the Licensing Authority in those circumstances.

Chairman