

Licensing Sub Committee

held at Ryedale House, Malton
at 10.00am on Friday 17 August 2007

Present

Councillors: Maud (in the Chair), Bailey and Mrs Frank.

Mr T Stuttard	-	Environmental Health Officer (Ryedale District Council)
Mr M Witty	-	Staxton Cricket Club, Staxton
Mr M O'Brian	-	Staxton Cricket Club, Staxton
Mr R McClure	-	Licensing Officer (Ryedale District Council)
Mrs F Brown	-	Assistant Solicitor (Ryedale District Council)
Miss C Gaynor	-	Committee Administrator

LS.69 **Declarations of Interest**

No declarations of interests were made.

LS.70 **To Determine an Application for a Variation of a Club Premises Certificate from Staxton Sports Association for the Premises known as The Staxton Sports Association, The Pavilion, Playing Fields, Staxton, YO12 4SG.**

The Chairman welcomed all representatives to the meeting and appropriate introductions were made.

The Chairman explained that the hearing was subject to the prescribed procedure, copies of which had been circulated with the agenda. Representatives were reminded that opening statements were to be brief as all parties had had the opportunity to make detailed written submissions and to consider the submissions of other parties. The Chairman also advised those present that additional information produced at the hearing without prior disclosure may not be heard if, following objections to its submission, the Sub-Committee so determined.

The Chairman also reminded those present that their representations should be relevant to the licensing objectives under the Licensing Act 2003, namely:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

The Council's Licensing Officer then presented the report which had been circulated with the agenda and referred to the relevant points contained in the guidance.

Details of the Proposal

- Extension of hours as follows: 10:00 to 00:00 hours Sunday to Thursday, 10:00 to 01:00 hours Saturday and Sunday. On Christmas Eve and New Years Eve 10:00 to 02:00 hours.
- All the above hours to be for the provision of Film, Indoor Sporting Events (the Christmas Eve and New Years Eve extension had not been requested for this activity), Live Music, Recorded Music, Performance of Dance, anything of a similar description to that falling within live music, recorded music or performance of dance, Provision of facilities for making music, Provision of facilities for dancing, Provision of facilities for entertainment of a similar description to that falling within provision of facilities for making or provision of facilities for dancing, Supply of Alcohol. All activities to take place within the premises.
- Opening hours for the Club Premises to be as follows: 10:00 – 00:30 hours Sunday to Thursday, 10:00 – 01:30 hours Friday and Saturday. On Christmas Eve and New Years Eve 10:00 to 02:30 hours.
- To remove restrictions on the existing licence relating to sale/supply of alcohol, entertainment and late night refreshment (These were the mandatory conditions set out at Annex 1 of the current Club Premises Certificate).
- Amended Club rules to be adopted onto Club Premises Certificate.
- Change name of Club to Saxton Cricket Club.

Mr Stuttard, Pollution Officer, made representations based on the written submission as detailed in the report which related to prevention of Public Nuisance as the public house was situated in a rural village location with residential properties nearby.

There were four written representations from residents based on the Public Nuisance Licensing Objective. All related to the potential noise from the premises.

The representative from Saxton Cricket Club made his submission and answered Members' questions.

Following questions, Members retired to consider the application, taking into account the written representations from residents.

Resolved

- a) Regulated Entertainment be in accordance with the recommendations of the Environmental Health Officer and that is:
 - The provision of Regulated Entertainment to be permitted 10:00 to 23:00 hours Sunday to Thursday and 10:00 to 00:00 hours (midnight) Friday and Saturday.
 - All windows and doors to be kept closed during the playing of Regulated Entertainment music.

- Noise from Regulated Entertainment shall be inaudible at the nearest noise sensitive premises after 23:00 hours.
- b) The supply of alcohol from 10:00 to 00:00 (midnight) Sunday to Thursday and 10:00 to 01:00 hours the following morning Friday and Saturday. Christmas Eve and New Years Eve 10:00 to 02:00 hours the following morning. The Club Premises will be open for a further 30 minutes following the last permitted sale of alcohol.
- c) There will be a condition added requiring notices to be placed within the premises and the car parking area requesting members to leave quickly and quietly and with respect to the people living within the vicinity of the premises.
- d) Finally that the amended club rules and change of name be accepted.