

Licensing Sub Committee

held at Ryedale House, Malton
Friday 13 June 2008 at 10.00 am

Present

Councillors Mrs Arnold (in the Chair), Mrs De Wend Fenton and Maud

Mr S Boak - Applicant
Mrs Atkinson and Mrs H Younger - Interested Parties

In Attendance

Mr R McClure - Licensing Officer (Ryedale District Council)
Mrs F Brown - Assistant Solicitor (Ryedale District Council)
Mrs L Carter - Member Services Manager

LS.80 Declarations of Interest

No declarations of interest were made.

LS.81 To Determine an Application for a New Premises Licence from Mr S Boak for The Old Hall, Bridge Street, Pickering

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

The Chairman reported that the hearing was subject to the prescribed procedure, a copy of which had been circulated with the agenda. Representatives were reminded that opening statements were to be brief as all parties had been afforded the opportunity to make detailed written submissions and to consider the submissions from other parties. The Chairman also advised those present that additional information produced at the hearing without prior disclosure might 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.

An application for a Premises Licence had been received from Mr S Boak for The Old Hall, Bridge Street, Pickering. The premises had previously been used as a gift shop and currently did not have a licence. The applicant had been granted planning permission on the 19 June 2007 for a wine bar/cafe. A copy of the licence application form was appended to the report.

The application sought to provide the following licensable activities for the hours listed:

(a) The provision of the following regulated entertainment:

Recorded music and anything of a similar description to that of live music, recorded music or performance of dance from 10:00 to 23:00 hours each day of the week

(b) The provision of facilities for dancing and facilities for entertainment of a similar description to making music or dancing from 10:00 to 23:00 hours each day of the week

(c) Supply of alcohol (on and off sale) from 10:00 to 23:00 hours each day of the week

(d) Hours premises are open to the public: 10:00 to 23:30 hours each day of the week.

All Responsible Authorities had been consulted and the Licensing Authority had received relevant representations from three interested parties mainly on a combination of the Prevention of Public Nuisance, Prevention of Crime and Disorder and the Protection of Children from Harm Licensing Objectives. The three interested parties appeared to be mainly concerned about the potential for noise nuisance and anti-social behaviour caused by people leaving the premises after drinking. Full representations were included with the agenda.

Representatives put their respective cases to the Sub Committee Members. Following questions from Members the representatives summed up their cases prior to the Committee retiring to considering the application, after which the following decision was announced:

Decision

That the application from Mr S Boak for a Premises Licence for The Old Hall, Bridge Street, Pickering be granted as submitted.

Reasons

The Sub Committee was not satisfied on hearing the representations made that there was sufficient evidence to persuade Members that the Licence should not

be granted as applied for. The Sub Committee was satisfied that the application was consistent with the four Licensing Objectives.