

# **BROMSGROVE DISTRICT COUNCIL**

## **MEETING OF THE LICENSING SUB-COMMITTEE**

Monday 27th June 2005, at 10.00 a.m.

PRESENT: Councillors A. J. Dent, Mrs. K. M. Gall and M. H. Gill.

Also in attendance were Mr. J. Kay (applicant); Mr. A. Muir (legal representative for Punch Taverns); Mr. W. Billyeald, Mr. G. Kendal and Mr. M. Tork (Punch Taverns); Cllr. D. C. Norton and Mrs. R. L. Dent (Ward Councillors); Mr. D. Williams and Mr. R. Dobbyn (representatives for the Council's Environmental Services Division); and Mr. A. Lyons (a local resident).

01/05 **ELECTION OF CHAIRMAN**

**RESOLVED:** that Councillor A. J. Dent be elected as Chairman for the Meeting.

02/05 **PROCEDURE**

The Chairman opened the hearing and introduced Members of the Sub-Committee and Officers present to the applicant and other parties present.

The Chairman invited the other parties present to identify themselves, so that the applicant and/or the objectors were able to satisfy themselves that no person who may be in a position to influence the Sub-Committee, remained in the room when the Sub-Committee deliberated their decision at the conclusion of the hearing.

The Chairman reminded all parties of the procedure to be adhered to during the hearing and that those parties present could be represented by a legal representative at their own expense or by a Ward Councillor.

03/05 **REPORT OF THE HEAD OF ADMINISTRATIVE SERVICES RELATING TO NON-CONFIDENTIAL AND NON-EXEMPT ITEMS**

The Report of the Head of Administrative Services relating to non-confidential and non-exempt items was submitted.

Arising therefrom:

(1) **APPLICATION FOR A PREMISES LICENCE VARIATION - HOP POLE INN, BIRMINGHAM ROAD, BROMSGROVE**

The Sub-Committee considered an application for the variation of a Premises Licence in respect of the Hop Pole Inn, Birmingham Road, Bromsgrove. The application was subject to a hearing in light of the number of letters of objection received from local residents expressing their concerns in relation to proposed extension of hours during which the premises would be able to retail alcohol and continue to provide regulated entertainment.

Mr. Muir, the legal representative for Punch Taverns put forward the case on behalf of the applicant. In view of the number of representations received by the Licensing Authority in respect of the proposed variation, Mr. Muir, informed the Sub-Committee that the applicant had agreed to revise the variation application as follows:

Regulated entertainment would take place from 11.00am to 11.20 p.m. on Monday to Saturday and 12.00 noon to 11.00 p.m. on Sunday; the retail sale of alcohol would take place from 10.00 a.m. to 11.00 p.m. on Monday to Wednesday, 10.00 a.m. to 12 midnight on Thursday to Saturday and 12.00

LICENSING SUB-COMMITTEE  
27th June 2005

noon until 11.00 p.m. on Sunday, with an allowance of 30 minutes for drinking up time.

The timings for the Bank Holidays would remain as per the application.

Representations were also received from the Council's Environmental Services Division, Mr. A. Lyons, a local resident, and Councillor D. C. Norton, Ward Member.

Following consideration of the representations put forward by all parties, it was -

**RESOLVED:** that the revised application for the granting of the variation to the Premises Licence in respect of the Hop Pole Inn, Birmingham Road, Bromsgrove, be refused, with the exception of allowing the premises to retail alcohol an hour earlier in the morning on Mondays to Saturdays, namely, 10.00 a.m.

The decision taken by the Sub-Committee was based on the unacceptable levels of noise already arising from current activities at the premises and that the extension in the hours of operation for the retail of alcohol would only exacerbate the problems experienced by local residents. Furthermore it was considered that the variation would undermine the licensing objective relating to the prevention of public nuisance, unless suitable measures could be put into place to alleviate the noise nuisance.

The Meeting closed at 11.30 a.m.

Chairman