



Minutes

Name of meeting	LICENSING SUB COMMITTEE
Date and time	MONDAY, 13 APRIL 2015 COMMENCING AT 2.00 PM
Venue	COUNCIL CHAMBER, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Cllrs Colin Richards (Chairman), Reg Barry, Steve Stubbings
Officers Present	Kayleigh Bowers, Amanda Gregory, Duncan MacDonald, Claire Thomas, Justin Thorne, Claire Whitchurch

30. [Minutes](#)

RESOLVED :

THAT the Minutes of the meeting held on [5 March 2015](#) be confirmed.

31. **Declarations of Interest**

There were no declarations received at this stage.

32. **Report of the Head of Planning and Regulatory Services**

[Application for a Variation to the Premises Licence at Haven Hall, Howard Road, Shanklin, Isle of Wight](#)

Consideration was given to the report of the Head of Planning and Regulatory Services which provided details of an application for a variation of a Premises Licence, received in accordance with Section 34 of the Licensing Act 2003.

The Sub Committee followed the agreed procedure which had been circulated to all parties prior to the hearing. After hearing the application, the Sub Committee presented the following decision and the reasons for that decision.

RESOLVED :

THAT upon receiving the report of the Licensing Section, oral and written evidence from the applicant, responsible authorities and other persons and having regard to the Guidance issued under s182 of the Licensing Act 2003 and the Isle of Wight Council's Statement of Licensing Policy 2014 - 2019, the application be determined as detailed below:

Application:

A Variation of the Premises Licence under section 34 of the Licensing Act 2003 for Haven Hall, 5 Howard Road, Shanklin, Isle of Wight.

Resolution:

THAT the application for a variation of the premises licence for Haven Hall, 5 Howard Road, Shanklin be granted, subject to those conditions proposed by the applicant within the operating schedule and also to the mandatory conditions specified in the Licensing Act 2003.

Conditions:

All conditions within the amended proposed operating schedule, including those agreed with Environmental Health and the Police (at pages B - 31 to B - 33 of the report, attached to and forming part of these minutes). Additionally, the removal of conditions 1 to 3 from the previous licence (at page B - 12).

Reasons for Decision:

Members listened to the objections but considered that the business case presented, together with the proposed conditions, would appropriately promote the licensing objectives.

In reaching the decision, the Sub Committee had regard to the Human Rights Act 1998, and in particular Article 1 of the First Protocol, Article 8 and Article 6. The Sub Committee considered their decision to be proportionate and appropriate for the promotion of the four licensing objectives under the Licensing Act 2003.

All parties were advised that they had a right of appeal to the Magistrates Court if they were dissatisfied with the decision, and that any such appeal had to be made within 21 days from the date of notification.

Details (or if different from those applied for):

As per application.

Public Participants:

Mr David Barratt (Applicant)

Mr Duncan Milne (Applicant's representative)

Mr Kenneth Baugh (Objector)

Mr Andrew Dutton (Objector)

Mr Roy Cooper (Objector)

CHAIRMAN