

Minutes

Name of meeting	LICENSING SUB COMMITTEE
Date and time	MONDAY, 23 APRIL 2018 COMMENCING AT 10.00 AM
Venue	COUNCIL CHAMBER, COUNTY HALL, NEWPORT, ISLE OF WIGHT
Present	Cllrs Charles Chapman (Chairman), John Howe, John Kilpatrick
Officers Present	Jennifer Beresford, Andrea Bull, Ben Gard, Amanda Gregory, Megan Tuckwell

4. [Minutes](#)

RESOLVED :

THAT the Minutes of the meeting held on [22 January 2018](#) be confirmed.

5. [Declarations of Interest](#)

There were no declarations received at this stage.

6. **Report of the Head of Place**

Consideration was given to the report of the Head of Place, providing details of an application for a Variation of a Premises Licence, received in accordance with Section 34 of the Licensing Act 2003.

Details of any proposed additional steps to promote the licensing objectives were set out in the report, circulated with the agenda.

The Sub Committee followed the agreed procedure, which had previously been circulated to all parties prior to the meeting. 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/or written evidence from the applicant, interested parties and/or responsible authorities and having regard to the Guidance issued under Section 34 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:

An Application for a Premises Licence under Section 17 of the Licensing Act 2003 for Red Funnel Group, Red Funnel Terminal, Steam Coffee Company, Fountain Yard, West Cowes, Isle Of Wight, PO31 7AR

Resolution:

THAT the application for a Premises Licence for Red Funnel Group, Red Funnel Terminal, Steam Coffee Company, Fountain Yard, West Cowes, Isle Of Wight, be granted, in accordance with the application, subject to those conditions proposed by the applicant within the operating schedule and also subject to the mandatory conditions specified in the Licensing Act 2003, but modified to such an extent as the Sub Committee have considered necessary for the promotion of the four licensing objectives, namely by requiring the following conditions listed below:

Conditions:

The conditions agreed between the applicant and the police as shown on page B-34 and B35 of the report dated 23 April 2018 (attached to and forming part of these minutes).

Reasons for Decision:

The reasons were provided in the report in order to promote the Licensing objectives and in accordance with the Isle of Wight Councils Statement of Licensing Policy and the S182 guidance.

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:

As per application.

Public Participants:

Mr Matthew Culsaw and Pawel Pudlik (Applicant)

Mr David Jones – (Objector representing Cowes Town Council)

Additional Representations:

An e-mail was received from Mrs Rogerson, a local resident who had provided written representations but was unable to attend. The email was considered by the committee with the agreement of the applicant and all members.

CHAIRMAN