



# Minutes

Name of meeting	<b>LICENSING SUB COMMITTEE</b>
Date and Time	<b>FRIDAY 28 APRIL 2023 COMMENCING AT 10.00 AM</b>
Venue	<b>COUNCIL CHAMBER, COUNTY HALL, NEWPORT, ISLE OF WIGHT</b>
Present	Cllr G Peace (Chairman), J Bacon and J Jones-Evans
Also Present	Shane Batchelor, Regan Matthews, Kevin Winchcombe, Mark Wootton
Also Present (Virtual)	Ben Gard

25. **Apologies and Changes to Membership (if any)**

None

26. **Minutes**

RESOLVED:

THAT the minutes of the meeting held on 27 February 2023 be approved.

27. **Declarations of Interest**

There were no Declarations of Interest

28. **Urgent Business**

There were no items of Urgent Business

29. **Report of the Director of Neighbourhoods**

30. **To Consider a Variation to the Premises Licence at Landguard Holiday Park, Landguard Manor Road, Shanklin, IW**

The Licensing Officer presented the report and summarised the application. There had been 14 representations and four had since been withdrawn. The outstanding representations related to the perceived anti-social behaviour associated with off-sales from the premises and an increase in noise disturbance from the increase in hours for live and recorded music.

There had been no adverse comments either from the police or Environmental Health. The provisions of the Live Music Act 2012 which allowed live and recorded music to take place in certain circumstances without a licence were noted.

The Applicant's representative explained that the application was primarily to 'tidy up' the licence with additional hours for plays and performances of dance and 'off sales' of alcohol which would permit guests to drink on the terrace or back at their caravans, and to provide an extra 30 minutes drinking up time to allow for a staggered dispersal. Some of the activities could be provided without a licence under other legislation, however it was believed it was important to include them on the licence to make clear what could be provided.

None of the objectors attended to expand on their representations.

The Committee retired to private session to consider their decision, and upon reconvening it was

RESOLVED:

THAT upon receiving the report of the licensing section, oral and/or 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 sub-committee hereby:

Grant the licence in accordance with the application, subject (only) to those conditions proposed by the applicant within the operating schedule and also subject to the mandatory conditions specified in the Licensing Act 2003.

In reaching the above decision the sub-committee have 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 consider this decision is proportionate and appropriate for the promotion of the four licensing objectives under the Licensing Act 2003.

There is a right of appeal to the Magistrates Court if anyone is dissatisfied with this decision and any appeal must be made within 21 days of the date of notification.

CHAIRMAN