

# EAST DEVON DISTRICT COUNCIL

## Minutes of a Meeting of the Licensing & Enforcement Sub-Committee held at Knowle, Sidmouth on Wednesday, 11 April 2018

Present: Councillors:  
Steve Hall (Chairman)  
John O'Leary

Also present: Brian Bailey  
Maddy Chapman  
Cherry Nicholas  
Bruce de Saram

Officers: Neil McDonald – Licensing Officer  
Chris Lane – Democratic Services Officer

The meeting started at 9.35 am and ended at 9.55 am.

- \*57 Minutes  
The minutes of the meeting of the Licensing and Enforcement Sub-Committee held on 21 March 2018, were confirmed and signed as a true record.
- \*58 Declaration of interest  
Councillor John O'Leary  
Minute \*59 and \*60  
Disclosable Pecuniary Interest – Personal Licence Holder
- \*59 Schedule of application for Sub Committee approval where an agreed position has been reached and all parties have agreed a hearing is unnecessary  
The Sub Committee gave consideration to an application for a grant of a premise licence where an agreed position had been reached and all parties had agreed that a hearing was unnecessary. The Sub Committee considered equality impacts when making their decision.

The Licensing Officer explained the background to the application and the negotiations that had been carried out.

The Chairman, Councillor Steve Hall, expressed some concerns over the way this agreed position had been arrived at and possible reputational issues arising from it the Council may have to deal with.

**RESOLVED** that the application be granted as below, subject to the agreed position set out in the schedule and any relevant statutory conditions and the applicants having complied with the relevant statutory requirements.

### **Schedule:**

#### **Type of application:**

Application for the grant of a premises licence

**Name of premises and address:**

Site for Temporary Uses, Queens Drive, Exmouth, Devon, EX8 2AY

**Agreed position reached by the parties:**

Following mediation the applicant, Devon and Cornwall Constabulary and Environmental Health Team had agreed that they considered a hearing to be unnecessary if the agreed position set out below was approved.

The application be approved as submitted subject to the following amendment and conditions:

Amendment

1. Recorded music to be withdrawn from the application.

Conditions

1. There shall be no more than three live music events held outside in any twelve months, with at least two weeks between events.
2. These shall be held on a Friday or Saturday during the following time: Fridays – 16.00 hours and 22.30 hours. Saturdays – 14.00 hours and 21.00 hours.
3. CCTV will be installed operated and maintained to the satisfaction of the Licensing Authority and Chief Office of Police.
4. Images will be retained for a minimum of 28 days, copies of which will be supplied to the Licensing authority or Police upon request.
5. The CCTV system must be operational at all times whilst the premises are trading. If the system is faulty or not working then the Police and East Devon Licensing Service must be informed immediately. Details of the malfunction must be recorded in the premises incident book.

- \*60 Schedule of application for Sub Committee approval where an agreed position has been reached and all parties have agreed a hearing is unnecessary

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The Licensing Officer explained the background to the application and the negotiations that had been carried out.

**RESOLVED** that the application be granted as below, subject to the agreed position set out in the schedule and any relevant statutory conditions and the applicants having complied with the relevant statutory requirements.

**Schedule:**

**Type of application:**

Application for the grant of a premises licence

**Name of premises and address:**

Seaton Tram Station, Underfleet, Seaton ,Devon, EX12 2TB.

**Agreed position reached by the parties:**

Following mediation the applicant and Devon and Cornwall Constabulary had agreed that they considered a hearing to be unnecessary if the agreed position set out below was approved.

The application be approved as submitted subject to the following additional conditions:

1. The premises will adopt a Challenge 21 policy. The only acceptable form of ID will be Passport, Photo Driving Licence or Government Approved PASS Card.

Chairman ..... Date .....