

EAST DEVON DISTRICT COUNCIL

Minutes of the meeting of Licensing and Enforcement Sub Committee held at Council Chamber, Blackdown House, Honiton on 12 February 2025

Attendance list at end of document

The meeting started at 9.32 am and ended at 9.58 am

31 Declarations of interest

There were no declarations of interest.

32 Matters of urgency

There were no matters of urgency.

33 Confidential/exempt items

There were no confidential / exempt items.

34 To determine an application for the grant of a premises licence to authorise the sale of alcohol for consumption OFF the premises only at Finn Studio, Unit 5 Umborne Bridge, Dolphin St, Colyton EX24 6LU

The meeting was a hearing under the Licensing Act 2003.

The Chair introduced the members of the Sub Committee and the Officers present.

The Sub Committee's Legal Advisor, Giles Salter, outlined the procedure for the meeting.

The Sub Committee considered the application for the grant of a premises licence to authorise the sale of alcohol for consumption OFF the premises only at Finn Studio, Unit 5 Umborne Bridge, Dolphin Street, Colyton EX24 6LU.

The applicant, present and entitled to make representations, was Mr George Chesterton, accompanied by the applicant's solicitor, Mr Colin Chesterton.

Also present, and entitled to make representations was Mrs Lorraine Revington who was also representing Mr A M Revington.

The Licensing Officer summarised the application and clarified the following points in the report:

- Paragraph 4.3 – representations raised by two Colyton residents were received by the Licensing Authority on 15th January 2025, and not 21st December 2024 as stated in the report. As the last date for receipt of representations was 17th January 2025, there had not been sufficient time to seek mediation.
- Paragraph 7.2 – the application was for sale of alcohol for consumption OFF the premises only.

In response to questions from Members, the Licensing Officer advised that the applicant proposed to stock a small selection of alcohol for consumption away from the premises.

Should the outside tables and seating area form part of the licensable premises, alcohol could not be consumed in that area.

Responding to a question from the applicant, the Licensing Officer confirmed that the Licensing Authority would usually seek to reach a negotiated position, but that in this case there had been insufficient time for mediation. The Licensing Officer also advised that there had not been any complaints previously when there had been two licensed premises in Colyton.

The interested party clarified that there were two seating areas used by customers; an area next to the serving hatch on the premises, and another on the opposite side of the river, which was not part of the premises.

The applicant offered to increase the licensable area applied for to include the on-site outside seating area within the licensed premises. This would ensure that alcohol could not be consumed on site.

As customers would not then be allowed to consume alcohol on site, the interested party accepted the offer.

The negotiated position having been agreed, the Chair thanked everyone for attending and closed the meeting.

Attendance List

Councillors present:

K Bloxham (Vice-Chair)
O Davey
J Whibley (Chair)

Councillors also present (for some or all the meeting)

I Barlow

Officers in attendance:

Sarah Jenkins, Democratic Services Officer
Giles Salter, Solicitor
Lee Staples, Licensing Officer
Zoe Jones, Licensing Support Officer

Councillor apologies:

None

Chair

Date: