

TONBRIDGE AND MALLING BOROUGH COUNCIL

LICENSING AND APPEALS PANEL

Monday, 26th September, 2016

Present: Cllr Mrs J A Anderson (Chairman), Cllr Mrs F A Kemp and Cllr M Taylor

Councillor Mrs S M Barker was also present pursuant to Council Procedure Rule No 15.21.

Together with representatives of the Licensing Authority, Mr H Boorman (Applicant) and Mrs J M Boorman, Ms P Dyson and Ms D Rice (Interested Parties)

PART 1 - PUBLIC

LA 16/79 DECLARATIONS OF INTEREST

There were no declarations of interest made in accordance with the Code of Conduct.

DECISIONS TAKEN UNDER DELEGATED POWERS IN ACCORDANCE WITH PARAGRAPH 3, PART 3 OF THE CONSTITUTION

LA 16/80 APPLICATION FOR NEW PREMISES LICENCE FOR RED HILL FARM, 337 RED HILL, WATERINGBURY

The Panel gave consideration to an application for a Premises Licence under section 17 of the Licensing Act 2003 in respect of premises called Redhill Farm Estates, Red Hill Farm, 337 Red Hill, Wateringbury. The application related to the Provision of Late Night Refreshment and the Supply of Alcohol.

The Panel gave careful consideration to the written report of the Director of Central Services and Monitoring Officer, the application set out at Annex 3 to the report, the representations received from statutory consultees and the written representation received from an interested party during the statutory consultation period (as set out at Annex 4 to the report). The Panel noted that neither Kent Police nor the Environmental Health service had raised any objections to the application.

The Panel listened carefully to the representations made by the Applicant, Mr H Boorman, the objections raised by Mrs J M Boorman on the grounds of public nuisance and from Ms P Dyson who was supporting Mrs Boorman. The Panel felt it was particularly significant that there had been no representations received from the responsible

authority for Environmental Health regarding any potential noise nuisance or from the Police regarding crime and disorder.

The Panel took into account the guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003, particularly Chapter 2 on the licensing objectives, and its own Statement of Licensing Policy. In these circumstances the Panel was not satisfied that there would be any public nuisance and felt that it could promote the licensing objectives by granting the application subject to conditions.

Having regard to the representations, both written and oral, and in accordance with the objectives contained within the Licensing Policy of Tonbridge and Malling Borough Council, the Licensing and Appeals Committee, sitting as a Panel

RESOLVED: That the Premises Licence be granted subject to the mandatory conditions set out in the Licensing Act 2003, such conditions as are consistent with the operating schedule accompanying the application, to events being restricted to Friday, Saturday and Sunday (as offered by the Applicant) and to the following further conditions:-

Section I	Provision of late night refreshment – Friday, Saturday and Sunday 23:00 hours until 00:00 hours (Midnight)
Section J	Supply of alcohol – Monday to Sunday from 09:00 hours until 23:00 hours New Year's Eve and Christmas Eve: from 09:00 hours until 00:00 hours

Conditions:

1. All images captured by CCTV must be of a continuous nature and be retained and stored securely for a minimum of 30 days.
2. All staff will be trained to recognise the signs of alcohol abuse and training records will be kept.
3. All staff to be Challenge 25 trained and training records will be kept.
4. Patrons will be encouraged to leave the premises quietly.
5. Online age verification checks will be carried out to ensure all customers are over 18 years of age.
6. Events may only be held on Fridays, Saturdays and Sundays.

LA 16/81 EXCLUSION OF PRESS AND PUBLIC

There were no items considered in private.

The meeting ended at 11.15 am
having commenced at 10.00 am