

LICENSING SUB-COMMITTEE
15th September, 2005

PRESENT – Councillors Heaney, Flowers and Lawton. (3)

APOLOGIES – None.

ALSO IN ATTENDANCE – Councillor Stenson. (1)

LS24. ELECTION OF CHAIR – RESOLVED – That Councillor Flowers be appointed Chair for this meeting only.

LS25. DECLARATIONS OF INTEREST – There were no declarations of interest reported at the meeting.

LS26. PREMISES LICENCE APPLICATION – VARIATION – THE GREY HORSE, 39 HAUGHTON GREEN - The Director of Environment submitted a report (previously circulated) giving details of a contested application from Hogans Leisure (Darlington) Limited in relation to the Grey Horse, 39 Haughton Green, Darlington to vary its Premises Licence.

Mr. John Wilson, the Director of Hogans Leisure, his Solicitor Mr. Alistair Ross and the Licensee, Miss Christine Smith, addressed the meeting and responded to Members' questions. The applicant also responded to the 'points of clarification' highlighted in the submitted report. Mr. and Mrs. D.J. Spencer, who had objected to the application did not attend the meeting.

The Sub-Committee considered the views of the objectors and the applicant in accordance with the "Licensing Sub-Committees – Full Hearing Procedure for Applications for Personal Licences Where Representations Have Been Received.

RESOLVED – That the application be granted to vary the hours for the sale of alcohol and extend the hours of regulated entertainment, to include films and indoor sporting events in the regulated entertainment, to include late night refreshment and to remove all embedded restrictions and conditions of the Licensing Act 1964 and Children and Young Persons Act 1933 relating to the current Justices Licence, subject to the following conditions :-

- (a) That conspicuous and legible signage will be prominently displayed within the premises at each exit, requesting that patrons leave the establishment in a quiet and orderly manner and do not slam doors of cars or taxis on departure.
- (b) That children under the age of 18 years will not be admitted to or permitted on the premises after 6.00 p.m.
- (c) The maximum number of persons permitted in the bar/lounge shall not exceed 160.
- (d) For events with between 60 or 120 patrons there must be a minimum of one SIA registered door supervisor on duty.
- (e) For events with between 121 and 160 patrons there must be a minimum of two SIA registered door supervisors on duty.
- (f) Music from the licensed premises must not give rise to levels of 5db(A) or more above the background noise level, measured in accordance with BS4142 at the nearest affected residential premises.
- (g) All windows must remain closed from 9.30 p.m. onwards.

- (h) All doors must remain closed during any live performances except for normal ingress/egress.
- (i) All speakers to amplify sound must be positioned away from entry and exit points
- (j) Amplified sound must not be relayed to outside of the building.
- (k) All artists must be informed of the conditions placed on the premises licence to reduce noise disturbance and will be required to comply with these conditions.
- (l) Slow, quiet music must be played at the end of any musical entertainment as part of a wind down policy.
- (m) Noise monitoring checks must be carried out by the duty manager at regular intervals of one hour whenever entertainment is provided.
- (n) All licensable activities must be confined to the inside of the premises building.
- (o) Emptying of bottle bins, deliveries and removal of waste must not take place between the hours of 9.00 p.m. and 8. 00 a.m.
- (p) All waste material must be securely contained in sealed waste bins within the car park and this area shall be cleaned daily.
- (q) The outside of the premises must be checked and cleaned at regular intervals every day for littering.
- (r) Effective lighting must be installed and maintained in the car park area and the outside of the building.

In making its decision the Sub-Committee took into account :-

- (a) The Sub-Committee were satisfied that the conditions placed on the licence will address the issues raised by the Interested Parties in relation to prevention of crime and disorder and public nuisance.
- (b) The Sub-Committee were not given any evidence that current nuisance was caused by patrons of the Grey Horse.