

## Licensing Subcommittee

15 December 2017 at 9.45 am

Present:- Councillors Cooper, Mrs Daniells and Dillon

Licensing Officer	Glenn James
Licensing Officer	Andrew Burrows
Licensing Team Manager	Sarah Meeten
Solicitor	Kirstie Leighton

### 1. Election of Chairman

Prior to commencement of the meeting it had been agreed that Councillor Cooper would chair the meeting.

### 2. Declarations of Interest

There were no Declarations of Interest made.

### 3. Change to the Order of the Agenda

At the request of the Chairman and with approval from the Subcommittee there was a change to the order of the agenda with item 6 agreed as the first item.

### 4. Application for a Premises Licence Selden Farm, Patching – Licensing Act 2003 S17

The Licensing Officer presented this report which set out the detail of an application for a Premises Licence at Selden Farm, Patching. The premises was currently licensed and the application requested an extension of the hours the premises was open and an extension of hours to sell alcohol to guests in the guest accommodation.

The Licensing Officer notified the Subcommittee of representations that had been received from:

- Arun District Council (ADC) Environmental Health
- Sussex Police
- South Downs National Park Authority
- Patching Parish Council
- One Local Resident

Members were informed that representations from Sussex Police and ADC Environmental Health had been subsequently withdrawn. ADC Environmental Health had withdrawn representations regarding use of the camp site and fields as this area had been removed from the application.

Sussex Police had withdrawn representations as the Applicant had confirmed agreement to their conditions.

The applicant was then requested to outline his case, following which he responded to questions from Members and officers. The Applicant explained that he was requesting an extension to Selden Farm's Event Licence which currently included Friday and Saturdays. An extra day was being requested for one midweek event that would total not more than 100 events annually. It was also explained that Selden Farm's Bed & Breakfast held an alcohol Licence that currently included Friday and Saturdays and, again, an extra day was being requested for guests that were attending midweek events. The Applicant confirmed that he would work with the Council's Environmental Health Team to formulate a Noise Management Plan.

All parties left the room to enable the Subcommittee to consider the matter.

The Subcommittee then,

RESOLVED – That

- (1) the Licence, as amended by the applicant and not include the camp site and fields south of Selden Farm Barns and the field directly behind the venue site, be granted;
- (2) the decision is made in parallel with national guidance and Arun's own Statement of Licensing Policy;
- (3) with this in mind the following conditions are required:
  - The Applicant must provide in liaison with the Council's Licensing Officers a mutually agreed Noise Management Plan in line with any associated conditions.

## 5. Exempt Information

The Subcommittee,

RESOLVED

That under Section 100A(4) of the Local Government Act 1972, the public and accredited representatives of newspapers be excluded from the meeting for the following item of business on the grounds that they may involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A of the Act by virtue of the paragraph specified against the item.

6. Hackney Carriage/Private Hire Driver Failing to notify Conviction (Exempt – Paragraph 1 – Information Relating to Individuals)

The Licensing Officer presented this report which set out the detail of an application for a hackney carriage/private hire driver licence from an applicant who had not provided declarations on received motoring offences. This had brought into question the fit and proper status of the Hackney Carriage/Private Hire Driver.

The Subcommittee was informed that the application process had identified the failure of the Hackney/Carriage Private Hire Driver to notify the Council of motor offence convictions in both 2016/17 and 2017/18 and, as such, it was felt appropriate that the Subcommittee be requested to determine whether this Licence should be retained.

The applicant was then requested to outline his case, following which he responded to questions from Members and officers. The Applicant was directed to read and adhere to the Council's Hackney Carriage/Private Hire Driver Licensing Policy.

All parties left the room to enable the Subcommittee to consider the matter.

The Licensing Subcommittee then,

**RESOLVED**

that the applicant be allowed to retain the Hackney Carriage/Private Hire driver licence but record 6 penalty points against his licence for a period of one year in line with the Council's Penalty Points System, which is failure to notify the Council, in writing, of any motoring convictions within 21 days of conviction or cautions during period of current licence.

the Subcommittee requests that the applicant accepts the seriousness of this matter due to the dishonesty element and accept that it is now his responsibility to conform with legislation and policy requirements.

Reason for the Decision

To ensure that the applicant is a Fit and Proper person as required by legislation.

(The hearing concluded at 11.10am)