

LICENSING SUB COMMITTEE

17 SEPTEMBER 2015

Present: Councillors Charlesworth, Roberts (Chair) and Sinden, with Beaney in Reserve

22. APPOINTMENT OF CHAIR FOR THIS MEETING

In accordance with the terms of reference of the Licensing Committee, the Principal Solicitor invited nominations for the appointment of Chair for the duration of the meeting. Councillor Sinden moved that Councillor Roberts should take the Chair. This was seconded by Councillor Charlesworth.

RESOLVED (unanimously) that Councillor Roberts be appointed as Chair for the duration of the meeting.

23. APOLOGIES FOR ABSENCE

None.

24. MINUTES OF THE MEETING HELD ON 6 AUGUST 2015

RESOLVED – That the minutes of the meeting held on 6 August 2015 be approved and signed by the Chair as a true record.

25. DECLARATIONS OF INTEREST

None.

26. NOTIFICATION OF ANY ADDITIONAL URGENT ITEMS

None.

27. APPLICATION FOR A PREMISES LICENCE: LONDON CONVENIENCE STORE, 13 LONDON ROAD, ST. LEONARDS ON SEA

Members of the Committee, Officers, the applicant and her representative and the Police introduced themselves. Councillor Roberts set out the procedure that the Sub-Committee would adopt (in accordance with Standard Practice). Councillor Roberts explained that Dadds Solicitors representing the applicant were seeking an adjournment of the hearing. He asked Mr Aylott, representing Dadds Solicitors to address the sub-committee.

Mr Aylott, requested an adjournment to view the evidence which originally supported the Special Saturation Policy (cumulative impact) within Hastings Borough Council's Licensing Policy. He explained that Dadds Solicitors had recently received instruction from the applicant and they had emailed Mr Brown with a request to view the evidence. He said that Mr Brown had confirmed that he would be able to provide the data, but given the short time scale it would not be provided in sufficient time for it to be considered at the hearing. Mr Aylott stressed that all representatives must be given

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the opportunity to scrutinise the evidence and for this reason he requested an adjournment. Furthermore, he added that no one other than the applicant would be prejudiced by the adjournment to which she agreed to. Mr Aylott referred to his firms letter dated 16th September addressed Mrs Cameron in which they formally requested an adjournment.

Mr Brown, Licensing Manager said that under the rules of natural justice he felt it was a fair representation. He said members were given the opportunity to scrutinise the Special Saturation (cumulative impact) data in 2008 when the Policy was introduced and later on subsequent reviews. Mr Brown said that the applicant was familiar with the area and has lived in the saturation zone for some time. Upon receiving her application on 31st July, he wrote to her and asked if she wished to make comment regarding the saturation zone. The applicant failed to address this in her response. Mr Brown said that he was unable to supply the information requested by Dadds at such short notice, due to work commitments and leave.

Sergeant Vokins, from Sussex Police Licensing Team stated that they were responsible for providing the data and their objection was based on Hastings Borough Council Special Saturation (Cumulative Impact) Policy.

RESOLVED (unanimously) to adjourn the hearing for the reasons given in the letter from Dadds Solicitors dated 16th September 2015. In the interests of natural justice the meeting was adjourned to a future date to be agreed.

28. ADDITIONAL URGENT ITEMS (IF ANY)

None.

(The Chair declared the meeting closed at. 9.45 am)