

## **CITY OF NOTTINGHAM**

### **LICENSING COMMITTEE**

#### **MINUTES**

of meeting held on **6 MARCH 2002** at the

Council House from 2.00 pm to 4.08 pm

Councillor Cresswell	(Chair)
Councillor Grocock	(Vice-Chair)
Councillor Casson	
Councillor McNamara	
Councillor Mittenshaw-Hodge	(substitute for Councillor McNamara)
Councillor Wilson	

( indicates present)

#### **68 APOLOGY FOR ABSENCE**

An apology for absence was received from Councillor McNamara.

#### **69 MINUTES**

RESOLVED that the minutes of the last meeting held on 4 February 2002, copies of which had been circulated, be confirmed and signed by the Chair.

#### **70 DECLARATIONS OF INTERESTS BY MEMBERS AND OFFICERS**

No declarations of interests were made.

#### **71 STREET TRADING - LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 - PROHIBITED STREETS LACE MARKET AND ICE CENTRE AREA**

Further to minute 51, dated 30 November 2001, consideration was given to a report of the Director of Design and Property Services, copies of which had been circulated, together with a map indicating those streets which were currently prohibited streets or licensed streets and those streets which were proposed to be prohibited streets in the future, copies of which were placed around the table. The Director was represented by Mr R Noble, Team Leader (Projects and Events),

RESOLVED

- (1) that, pursuant to paragraph 2 of schedule 4 of the Local Government (Miscellaneous Provisions) Act the following areas, together with all adjoining car parks and other areas to which the public have access to without payment, be designated as prohibited streets for the purposes of street trading, with effect from 22 April 2002:-

Barker Gate, Bellar Gate, Dukes Place, Maiden Lane, Commerce Square, Plumptre Place, Plumptre Street, Stanhope Street, Halifax Place, Hollowstone, Kayes Walk, Kings Place, Pilcher Gate, Plumptre Square, Ristes Place, St Mary's Gate, Broadway, St Mary's Place and Shorthill.

- (2) that the Deputy Chief Executive and City Secretary be authorised to advertise the above resolution in accordance with paragraph 2 of schedule 4 of the Local Government (Miscellaneous provisions) Act 1982;
- (3) that the Director of Design and Property Services submit a further report to the next meeting of the Committee regarding proposed designation of other streets in this area, including:-

Carter Gate, Cliff Road, Dean Street, Fisher Gate, Garners Hill, Harnett Close, High Pavement, London Road, Maltmill Lane, Pemberton Street, Popham Court, Popham Street, Poplar Street (between Fisher Gate and Lower Parliament Street), Long Stairs, Short Stairs, Shortwood Close, Sussex Street, Trivett Square

## **72 ENTERTAINMENTS LICENCE - TIGER TIGER UNIT B3, CHAPEL QUARTER**

This item was withdrawn.

## **73 VARIATION TO ENTERTAINMENT LICENCE - THE PARK, ARBORETUM STREET**

Further to minute 12, dated 11 June 2001, consideration was given to a report of the Director of Development and Environmental Services, copies of which had been circulated.

The Committee met to determine two applications to vary hours of the entertainments licence in respect of the premises and transfer the licence from Mr S Williams to Mr B Nicholls.

The applicant, Mr B Nichols was not present, Ms R St John, Laurel Pub Company and currently Premises Manager, The Park, Arboretum Street, accepted the Committee's invitation to attend the meeting and was represented by Mr J Gaunt, Solicitor of Messrs John Gaunt & Partners, who presented the case on her behalf. The Director was represented by Mr J O'Reilly, former Acting Service Manager, Food and Licensing assisted by Mr T Coulson, Service Manager, Food and Licensing, Development and Environmental Services Department.

Mr O' Reilly reported that the Chief Constable, Nottinghamshire Police had, in a letter dated 1 March 2002, withdrawn his previous objection to the granting of a variation to the existing public entertainment licence for the premises.

Mr Gaunt submitted that between making the current applications and this meeting of the Committee, Mr Nichols had left the employment of the Company and had been replaced by Ms St John. It was understood that an application to transfer the licence into the name of Ms St John would be made at an early date. Mr Gaunt also sought to amend the application so that music and dancing would be provided at the premises as follows:-

Mondays and Tuesdays:	10.30 am to 11.00 pm
Wednesdays and Thursdays:	10.30 am to 12.30 am the following day
Fridays and Saturdays:	10.30 am to 1.00 am the following day
Sundays:	noon to midnight

Mr Gaunt, Ms St John, Mr O'Reilly and Mr Coulson having been available for questioning made their final submissions and withdrew.

In reaching its decision, the Committee had regard to the following:-

- (a) the legislative framework for the granting of Public Entertainments Licences and the City Council Standard Conditions to be attached to such licences;
- (b) duties imposed on the Council by section 17 of the Crime and Disorder Act 1998 and the Human Rights Act 1998;
- (c) submissions by the Director of Development and Environmental Services regarding the application;
- (d) submissions by Mr Gaunt and Ms St John regarding the application;
- (e) objections to the applications;
- (f) information given by the applicant regarding the numbers of City Council registered door supervisors and other staff to be employed at the venue;

RESOLVED

- (1) that, on the basis of the amended application, the application to vary the existing public entertainments licence for the premises known as The Park, Arboretum Street, Nottingham be granted and music and dancing be provided at the premises as follows:-

Mondays and Tuesdays:	10.30 am to 11.00 pm
Wednesdays and Thursdays:	10.30 am to 12.30 am the following day
Fridays and Saturdays:	10.30 am to 1.00 am the following day
Sundays:	noon to midnight

- (2) that granting of the variation be subject to the following special conditions being added to those already on the licence:-

"(5) For the purposes of good order and customer safety within the premises on Friday and Saturday evenings there shall be a minimum of 4 persons who have been registered under the City Council Door Supervisor Registration Scheme employed at the premises from 8.30 pm to the terminal hour.

(6) The licensee shall display signs within the premises in positions adjacent to all entrance and exit signs, visible to customers inviting them to leave the premises in a manner which respects residents of nearby accommodation."

- (3) that the existing special condition relating to the maximum occupancy of the premises be amended to permit 600 persons in the premises, in accordance with the Fire Officer's recommendations and the existing special condition relating to the installation and maintenance of a closed circuit television monitoring system be amended in accordance with that current used by the Director of Development and Environmental Services and to reflect the new system installed at the premises;
- (4) the application for transfer of the licence from Mr S Williams to Mr B Nicholls be not considered at this time, in the expectation that, giving Mr Nicholls no longer had any involvement with these premises, the application would be withdrawn.

#### **74 URGENT ITEM - INCREASE IN SEX ESTABLISHMENT LICENCE FEES**

Further to minute 52(3), dated 30 November 2001, the Chair and members of the Committee considered representations on whether a report of the Director of Development and Environmental Services outlining the administrative costs in processing sex establishment licence applications should be considered as an item of urgent business.

RESOLVED that the report of the Director of Development and Environmental Services on proposed increases in sex establishment licence fees be not considered as an item of urgent business and be re-submitted for consideration to the next meeting of the Committee on 8 April 2002.

#### **75 MR J O'REILLY**

The Committee was informed that the current meeting would be the last attended by Mr J O'Reilly and that in future the Director of Development and Environmental Services would once again be represented by Mr T Coulson.

RESOLVED that Mr O'Reilly be wished every success in his future career and the return of Mr Coulson following a period of convalescence be welcomed.