

CITY OF NOTTINGHAM

LICENSING COMMITTEE

MINUTES

of meeting held on **10 JUNE 2002** at the
Council House from 2.02 pm to 5.39 pm

Councillor Cresswell (Chair)
Councillor Casson
Councillor Greensmith
Councillor Grocock
Councillor Jackson
Councillor Mittenshaw-Hodge

(indicates present)

10 APOLOGY FOR ABSENCE

An apology for absence was received from Councillor Casson.

11 MINUTES

RESOLVED

- (1) that the minutes of the meetings held on 8 and 11 April 2002, copies of which had been circulated, be confirmed and signed by the Chair;
- (2) that the training seminar for the Committee on aspects of its role in the licensing function of the authority on 16 September 2002, referred to at minute 9(3), be authorised by this Committee.

12 APPLICATION TO VARY ENTERTAINMENT LICENCE - NOTTINGHAM MEGABOWL, REDFIELD WAY, CLIFTON BOULEVARD

Consideration was given to a report of the Director of Development and Environmental Services, copies of which had been circulated.

The applicant Miss J White, accepted the Committee's invitation to attend the meeting and was accompanied by Mr Luckman, Property Manager, Megabowl Ltd and was represented by Mr Cushion of Messrs Poppleston Allen, Solicitors, who presented the case on her behalf. The Director of Development and Environmental Services was represented by Mr T Coulson, Service Manager (Food and Licensing), Environmental Services department, who presented the report, together with the observation of the Chief Fire Officer, Nottinghamshire and City of Nottingham Fire Authority and the Chief Constable, Nottinghamshire Police.

Ms G Pisani, Environmental Health Officer, presented the objections of the Health and Safety Division, Environmental Services department to the application in that the applicants could not comply with Condition 31(b) of the City Council's Standard Conditions.

Mr Cushion, on behalf of the applicant, advised the Committee that an application had been submitted to transfer the licence from Mr A Crane and Mr K Pritchett to Miss White.

The Committee met to determine whether the existing licence should be varied to permit music and dancing on the ground and first floors of the premises known as Nottingham Megabowl, Redfield Way, Clifton Boulevard as follows and make alterations:-

Mondays to Wednesdays:	10.00 am to 01.00 am the following day
Thursdays to Saturdays:	10.00 am to 02.00 am the following day
Sundays:	10.00 am to 11.00 pm

Mr Cushion, Miss White, Mr Luckman, Mr Coulson and Ms Pisani having made their submissions and been available for questioning, all parties 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) submissions by Mr Cushion, Miss White and Mr Luckman regarding the application;
- (c) submissions by the Director of Development and Environmental Services regarding the application;
- (d) objections to the application by the Health and Safety Division, Development and Environmental Services department

RESOLVED

- (1) that, subject to final inspections, the existing licence be varied to include the ground floor to provide music and dancing at the premises known as Nottingham Megabowl, Redfield Way, Clifton Boulevard as follows:-

Mondays to Wednesdays:	10.00 am to 01.00 am the following day
Thursdays to Saturdays:	10.00 am to 02.00 am the following day
Sundays:	10.00 am to 11.00 pm

- (2) that grant of the licence be subject to the following additional special conditions:-

"1. That with reference to the descriptive Ground Floor PEL Plan, Job No 2001-520, Drawing No 520-PEL3, dated February 2002 (the submitted plan), submitted to the Committee, music and dancing shall be permitted only on the designated dance floor area of the ground floor, and within individual lane seating bays shown forward of the solid black line at the bottom of the Plan and labelled "bowlers seating"

2. On the rear wall of the bowlers seating area on the submitted plan, opposite each bay there shall be displayed one sign per bay with the following wording:-

"NO DANCING PERMITTED IN THIS AREA"

3. On Thursday to Sunday evenings from 7.00 pm to the close of business, there shall be a minimum of three City Council registered Door Supervisors on duty on the ground floor of the premises and one door supervisor on duty on the first floor of the premises. On all other evenings from 7.00 pm to the close of business there shall be at least one City Council registered Door Supervisor on duty on each floor."

13 APPLICATION TO RENEW ENTERTAINMENTS LICENCE TEMPLAR'S BAR, 23A GOLDSMITH STREET

Further to minutes 24 and 8 dated 3 September 2001 and 27 May 2002 respectively, consideration was given to a report of the Director of Development and Environmental Services, copies of which had been circulated.

The applicant, Ms D Mason accepted the Committee's invitation to attend the meeting and was accompanied by Mr Azad, the proprietor of the premises and was represented by Mr P Crier, of Messrs Blake Lapthorn, Solicitors, Fareham, Hampshire, who presented the application on her behalf. Mr T Coulson, Service Manager, (Food and Licensing), Development and Environmental Services Department, presented the report. Mr R Digby-Taylor, Environmental Health Officer presented the objections of the Pollution Control Division, Environmental Services department to the application.

The Committee met to determine whether the Public Entertainments Licence to provide music and dancing on the first and second floors of the premises known as Templars Bar, 23a Goldsmith Street at the following times should be renewed:-

Mondays to Saturdays:	11.00 am to 2.00 am the following day
Sundays:	3.00 am to 8.00 am and
Sundays preceding Bank Holidays (excluding Easter Day):	noon to 2.00 am the following day

Mr Crier, Ms Mason, Mr Azad, Mr Digby-Taylor and Mr Coulson having made their submissions and been available for questioning, all parties 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 Mr Crier, Ms Mason and Mr Azad regarding the application ;

- (d) submissions by the Director of Development and Environmental Services regarding the application, including matters notified to her since the Committee meeting on 3 September 2001
- (e) objections to the application by Mr Digby-Taylor, on behalf of the Pollution Control Division, Development and Environmental Services department.

RESOLVED

- (1) that there had been a breach of the City Council's Standard Conditions attached to Public Entertainments Licences in this instance;
- (2) that, notwithstanding the breach of conditions, the application to renew the public entertainments licence for the premises known as Templar's Bar, 23a Goldsmith Street be granted and music and dancing be provided at the premises as follows:-

Mondays to Saturdays:	11.00 am to 2.00 am the following day
Sundays:	3.00 am to 8.00 am and
Sundays preceding Bank Holidays (excluding Easter Day):	noon to 2.00 am the following day

- (3) that renewal of the licence be subject to the following:-
 - (a) the existing special and standard conditions attached to the Licence;
 - (b) addition of the following Special Condition to the Licence:-

"A properly calibrated noise limiter shall be installed to monitor noise levels to the second floor of the premises and shall be operated to ensure that noise levels are to the satisfaction of the Director of Development and Environmental Services."
- (4) that this licence be reviewed on it's renewal and determination of any application to renew the Public Entertainment Licence for these premises be reserved to the Licensing Committee and at which time, the Director of Development and Environmental Services be requested to report on any problems identified or complaints received.

14 ENTERTAINMENTS LICENCE - TIGER TIGER, UNIT B3, CHAPEL QUARTER

Further to minutes 72 and 82 dated 6 March and 8 and 11 April 2002, the Committee met to determine an application for a Provisional Entertainments Licence in respect of premises to be known as Tiger, Tiger, Unit B3, Chapel Quarter.

The applicant, Mr N Tamblyn, Chief Executive Officer of Chorion plc, accepted the Committee's invitation to attend the meeting and was accompanied by Ms A Anderson, Development Director, Chorion plc, Mr A Abel, Design and Build Partnership, Architects and was represented by Miss Stephenson, Solicitor of Messrs Berwin Leighton Paisner, Solicitors, London.

Mr M Knight, Chairman, Pub and Club Watch attended as an objector to the application and was represented by Mr Wilkinson of Messrs Young and Pearce, Solicitors, who also

represented the objections of the Noble Organisation, operating as Ocean Night Club, to the application.

The Director of Development and Environmental Services was represented by Mr T Coulson, Service Manager (Food and Licensing).

The Committee invited representations on whether, in view of the lateness of the hour, the hearing should proceed at this meeting.

All parties having made their submissions, withdrew.

RESOLVED that due to the lateness of the hour, determination of the application be deferred to a Special Meeting of the Committee at 10.00 am on Monday, 24 June 2002.