

**MINUTES OF LICENSING SUB-COMMITTEE
(Alcohol and Regulated Entertainment)**

31 JULY 2017

PRESENT:

Councillors Cade (Chairman), Mrs Bragg and Mrs Roodhouse

1. DECLARATIONS OF INTEREST

There were no declarations of interest.

**2. APPLICATION FOR A NEW PREMISES LICENCE – 102 RAILWAY TERRACE,
RUGBY, CV21 3HE**

The Sub-Committee considered a report (Part 1 – Agenda Item 2) concerning an application for a new Club Premises Certificate.

RESOLVED THAT— the application referred to in the report of the Head of Environment and Public Realm be determined as set out in Annex 1 to these minutes.

CHAIRMAN

RUGBY BOROUGH COUNCIL RECORD OF HEARING

1. **APPLICANT**

Name	Establishment
Steven Vassell	Rugby West Indian Association 102 Railway Terrace, Rugby

Also present on behalf of the applicant:
Mr Emsley Williams
Ms Tamara Grieves

Application:

Reba Danson, Principal Licensing Officer for Rugby Borough Council outlined the application for a Club Premises Certificate with reference to the report to the Sub-Committee. In summary the application was for the supply of alcohol Sunday to Thursday 10:00 to 23:15, Friday and Saturday 10:00 to 2:00. In response there had been 7 representations, one from the Environmental Pollution Team and 6 from neighbours all in relation to the prevention of public nuisance and crime and disorder.

2. **RESPONSIBLE AUTHORITIES**

Name	Service
Henry Biddington	Rugby Borough Council

3. **COMMITTEE PANEL**
Councillors Cade, Mrs Bragg and Mrs Roodhouse

Chaired by: Councillor Cade

4. **NATURE OF THE APPLICATION**

Application for the grant of a Club Premises Certificate in accordance with the Licensing Act 2003

5. **Outline of Applicants Case**

Mr Vassell introduced himself to the Committee, he had been married for 25 years and has two daughters, currently works for the Benn School as a Learning Mentor, previously worked for Onley Prison as drug Counsellor. He had previously been a DJ and still did this sometimes so knows about noise and the effect on neighbours.

The Club has been running for over 50 years, firstly in premises in Chapel Street and currently from premises in St Peters Road. These premises were an old school with limits on how it could be changed hence the move to Railway Terrace which has a downstairs bar area and an upstairs function room.

There are currently 145 members between ages 25 to 90 years, 55% are over 65 years. Relocation to a central location would hopefully attract younger members.

Each member of the club is vetted, told membership can be revoked if they do anything which might impact on the Club or its neighbours. The Club is involved and works with the Police and the Indian Association, particularly with carnivals. Groups use the club facilities for karate, drumming. On Tuesday they hold a club for the elderly in the community to bring them together when a meal is provided, advice on food, day trips are arranged. The building is also used for christenings, weddings, and wakes. Two ex-Mayors have been members. It is not just for the West Indian community, open to everyone.

As a child he and Tamara used the Club for summer events and would like to see this continue to their own children and grand-children so that they take part in activities, make friends and be active in the community rather than just play on computers.

Wish to operate until 1.00am

6. **Outline of Responsible Authorities' Case**

Officers had met with the applicants at the premises and agreed the following as outlined in Appendix E:

- Hours to be noon to midnight.
- Carry out sound checks
- Regulated music until midnight
- Identified areas where noise may escape
- Monitoring music during play
- Wording agreed in relation to guidance and enforceability with the Club

Only previous issues with the Club were in 2005
Unsubstantiated complaints received in 2013

7. **Summary of Questions to Responsible Authorities**

- Club is not hired to non-members
- Currently operate to 2.00am
- Members have to provide date of birth so staff aware of age
- Guests have to be signed in
- Staff would challenge anyone believe to be under 21 years
- Disposal of bottles to be delayed to 9.00am
- Smoking area remain on the pavement in Railway Terrace
- Applicants confirmed agreed contents of Appendix E
- Currently operate to 2.00am want to operate to 1.00am
- Want to get on with their neighbours so had agreed to midnight but representations were not withdrawn
- Club at 102 Railway Terrace currently operating to 1.00am
- No sale of alcohol until midday and bar not open before

8. **Summing Up**

Some of the surrounding establishments operate to 2.00am, one to 12.30 – all have premises licences which do not have known customers, unlike Clubs whose member are known.

Police have not objected and have confirmed the Club has no association with crime and disorder and no issues with anti-social behaviour.

Police have regular contact with the Club – part of the community

Club Committee have given careful thought to the application and are prepared to take on any advice given and are approachable in relation to any concerns.

Decision

The Sub-Committee granted the application as amended by Appendix E and varied

- Condition 8 no collection of waste, bottles etc between hours of 00.00am and 09.30am
- Licensable activities on Fridays and Saturdays in Sections 4 to 12 to cease at 1.00am with opening hours in Section 13 be amended on Fridays and Saturdays to 1.15 am
- Sale of alcohol in Section 12 from 12 noon (amended from 10.00am)

Reasons

In coming to this decision the Sub-Committee gave regard to the representations of both the applicant, the responsible authority and the written representations

The Sub-Committee considered that the amendments set out in Appendix 4 as varied will help minimise disturbance to local residents and also to promote the licensing objective relating to the prevention of public nuisance

The Sub-Committee considers that it is necessary to impose these conditions in order to minimise any risk to residents being subject to unreasonable levels of noise emanating from the premises and also to promote the licensing objective for preventing public nuisance