

LICENSING APPLICATIONS SUB-COMMITTEE 2 MINUTES - 20 JUNE 2022

Present: Councillors Woodward and Rowland.

3. MINUTES

The Minutes of the meeting of Licensing Applications Sub-Committee 2 held on 26 May 2022 were confirmed as a correct record.

4. APPLICATION FOR A TEMPORARY EVENTS NOTICE - THE JOLLY ANGLERS, 314-316 KENNET SIDE, READING

The Deputy Director of Planning, Transport and Regulatory Services submitted a report on an application for a Temporary Events Notice in respect of the Jolly Anglers, 314-316 Kennet Side, Reading, RG1 3EA.

The report stated that the application was for a Temporary Events Notice to permit the following licensable activities:

Provision of Regulated Entertainment

Friday 24 June 2022 from 1400hrs to 2359hrs, to include a DJ in the garden until 2300hrs.

Sale of Alcohol

In the garden until 2300hrs
Within the premises until 2359hrs

A copy of the current Premises Licence and the application form for the event were attached to the report at Appendices RS-1 and RS-2 respectively.

During the three working day consultation period for the application, a representation had been submitted by Rebecca Moon, Reading Borough Council Environmental Protection Team and this was attached to the report at Appendix RS-3.

The report stated that in determining the application the Licensing Authority had a duty to carry out its functions with a view to promoting the four licensing objectives, as follows:

- The prevention of crime and disorder;
- Public safety;
- The prevention of public nuisance;
- The protection of children from harm.

The report further stated that in determining the application the Licensing Authority must also have regard to the representations received, the Licensing Authority's statement of licensing policy and any relevant section of the statutory guidance to licensing authorities. Furthermore, in determining the application, the Licensing Authority could take such of the following options as it considered appropriate and proportionate for the promotion of the licensing objectives:

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- (a) To serve a Counter Notice and state the reasons for their decision;
- (b) Not to serve a Counter Notice and state the reasons for their decision;
- (c) To reinstate existing premises licence conditions on the Temporary Events Notice.

The report explained that should the Sub-Committee decide to serve a Counter Notice the event should not take place. It must be noted that the applicant had the option to appeal this decision to the magistrates' court within 21 days of receiving the decision. Should the Sub-Committee decide not to serve a Counter Notice the event should take place. It must be noted that the objector had the option to appeal this decision to the magistrates' court within 21 days of receiving the decision.

The report set out paragraphs 7.4, 7.6, 7.7, 7.10, 7.20, 7.28, 7.29, 7.32-7.34 and 7.37-7.40 from the Secretary of State's Guidance to the Licensing Act 2003 issued in April 2018. The report also set out paragraphs 4.11c, 5.31, 5.32, 5.34-5.36, 9.27 and 9.28 of the Council's Statement of Licensing Policy.

The applicant's representative Bill Donne, Silver Fox Consultants, attended the meeting, addressed the Sub-Committee on the application and responded to questions. Xhemail Zeqiri, the applicant, Valentina Filip, Designated Premises Supervisor and Nicolae Brasoveanu, Manager, also attended the meeting. At the meeting, Mr Donne confirmed that the applicant had proposed to stop the DJ at 2100hrs and provide only background recorded music until 2300hrs in the garden.

Objector, Ross Jarvis, Reading Borough Council Environmental Protection Team, also attended the meeting, addressed the Sub-Committee on the application and answered questions.

Robert Smalley, Licensing Enforcement Officer, presented the report at the meeting.

Resolved -

That, in order to promote the four licensing objectives, in particular the prevention of public nuisance and having regard to the oral and written representations made in advance and at the meeting, the Secretary of State's guidance issued under section 182 of the Licensing Act 2003 (April 2018), the Council's Statement of Licensing Policy, the Council would:

Grant the application for a Temporary Event Notice, in respect of The Jolly Anglers, 314-316 Kennet Side, Reading, RG1 3EA, as permitted by s. 106A(2)(a)(b) and (c), for:

Provision of Regulated Entertainment

Friday 24 June 2022 from 1400hrs to 2359hrs, to include a DJ in the garden until 2100hrs and background recorded music in the garden until 2300hrs, with hourly checking of the noise levels at four external points throughout the period of the event.

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Sale of Alcohol

In the garden until 2300hrs

Within the premises until 2359hrs

The Sub-Committee noted that they were unable to make the timings for the DJ and background music and the regular checking of noise levels conditions of the Temporary Event Notice, but expressed the hope that the changes would be adhered to by the applicant.

(The meeting started at 9.50 am and finished at 11.38 am)