

LICENSING SUB-COMMITTEE
29th July, 2014

Present:- Councillor Dalton (in the Chair); Councillors Buckley and Doyle.

CLUB/PREMISES CERTIFICATE (LICENSING ACT 2003) - WHITE SWAN PUBLIC HOUSE, BLYTH ROAD, MALTBY

Consideration was given to an application for the grant of a Premises Licence under the Licensing Act 2003 in respect of the premises known as the White Swan public house, Blyth Road, Maltby.

The Licensing Authority received representations which were not withdrawn and the Sub-Committee considered those representations.

The Sub-Committee heard from the applicant that the building had been purchased from Enterprise Inns, who had surrendered the previous licence. The premises would be substantially reduced in size, so as to be easier to manage and for the control of running costs. The intention was to make the premises a smaller community-style public house. Part of the building would comprise residential accommodation. The intention is to open a Spanish-style restaurant, to attract customers mainly from the over 25 years age group.

Members asked questions about the changes to the layout of the building including toilet provision and the potential for noise nuisance (the latter having previously been an issue at the premises). The applicant gave assurances to Members that it was in the company's interests, with the residential development being proposed, to ensure that noise nuisance was kept to a minimum and that the toilet provision would be adequate for the expected numbers of customers.

There will be CCTV installed to cover both inside and outside the premises and patrons would be prevented from taking drinks outside the premises. The entertainment would be music from a jukebox and the occasional live act. Noise from the entertainment will be constantly monitored by the Designated Premises Supervisor and adjusted, particularly after 22.00 hours, when the recorded music would be turned down to a background level only.

The applicant advised the committee that they would not be intending carrying out any licensable activities after 23.00 and would be happy for their application to be amended to reflect this with a half hour 'drinking up' time. He said that should they wish to extend hours for special events etc then they would apply for Temporary Event Notices.

The objectors were invited to comment on the application and to amplify on their original representations. They advised the Sub-Committee that the applicant had appeared to address the concerns that they had in relation to the potential for the premises to present again the problems it

had caused in the past. The reduction in the proposed opening hours would be beneficial to nearby residents.

In arriving at its decision the sub-committee had regard to the promotion of the four licensing objectives, the Licensing Authority's Statement of Licensing Policy and the latest DCMS Guidance issued under Section 182 Licensing Act 2003.

Resolved:- (1) That the application for the grant of a premises licence in respect of the White Swan public House, Blyth Road, Maltby, be approved, as follows:-

Sale of Alcohol: Monday to Sunday from 10.00 hours to 23.00 hours

Opening Hours of the Premises: from 10.00 hours to 23.30 hours

(2) That the following conditions be attached to the premises licence:-

1. The licence holder shall install CCTV which covers both the front and rear of the premises. The system shall record and store images for at least 28 days and images made available to authorised officers upon request. The system shall be to a standard which is to those required by South Yorkshire Police.

2. The licence holder shall ensure that the smoking area is at the rear of the premises and no drinks are allowed at any time in this area.

3. The premises licence holder or nominated person shall carry out observations in the vicinity of properties within 50 metres of the premises at hourly intervals between 9.00pm and 11.00pm during live or recorded entertainment, in order to establish if there is noise pollution being caused by the entertainment. If noise pollution is at a level likely to disturb residents in their homes (this may include gardens), the volume shall be reduced to a level that is not likely to cause disturbance. A log/record of the checks shall be kept along with any actions taken. The log/record shall be available to the relevant authority.

4. The licence holder or nominated person shall erect and maintain, in a prominent position at every exit a clear, conspicuous and legible notice requesting patrons to avoid causing noise, nuisance or disturbance to local residents.

5. The licence holder shall ensure that where customers are being collected by vehicle, including taxis, from the premises that this is done in a manner which does not cause disturbance to local residents. Contact should be made with taxi firms who collect customers to advise them that when collecting customers from the premises that they should do so with the minimum disturbance as possible, particularly after 22.00 hours.