

LICENSING ACT 2003

APPLICATION: HUNTER'S LODGE, SOUTHAMPTON ROAD, RINGWOOD

**Decision of the Licensing Sub-Committee hearing held at Appletree Court,
Lyndhurst on 29 September 2005 at 9.00 am.**

1. Members of the Licensing Sub-Committee

Councillor G Beck
Councillor R C H Hale – Chairman
Councillor M G H Fidler

2. Parties and their Representatives attending the Hearing

Mr. J Overy, Estate Manager, Hall & Woodhouse Ltd – Applicant
Mrs. M Urwin – Licencee
Mr. D Scrimshaw – Licencee
Mr. Spender – in support of the applicant

Objectors

Mr. P Ansell
Mr. B Sutton

3. Other Persons attending the Hearing

None.

4. Parties not attending the Hearing

Mr. N & Mrs. S Gilling
Mr. J Evans
Mr. M & R North
Mrs. E Evans
Mr. B & Mrs. J Noakes
Mrs. E. Coles – represented by Mr. P Ansell
Mr. & Mrs. Bodger – represented by Mr. P Ansell
Mr. P Harper
Mrs. S V Ansell and Mrs. M E Witt
Mrs. S West
P. Harris

5. Officers attending to assist the Sub-Committee

Ms. G O'Rourke – Legal Advisor
Mrs. M Dunsmore - Clerk

6. Decision of the Sub-Committee

The application is granted on the following terms and conditions.

Licensable activities and times permitted:

- B. Films:
Monday 10.00 to 23:00
Tuesday 10.00 to 23:00
Wednesday 10.00 to 23:00
Thursday 10.00 to 23:00
Friday 10.00 to 00:00
Saturday 10.00 to 00:00
Sunday 10:00 to 23:00
- C. Indoor sporting events:
Monday 10.00 to 23:00
Tuesday 10.00 to 23:00
Wednesday 10.00 to 23:00
Thursday 10.00 to 23:00
Friday 10.00 to 00:00
Saturday 10.00 to 00:00
Sunday 10:00 to 23:00
- E. * Live music:
Monday 10.00 to 23:00
Tuesday 10.00 to 23:00
Wednesday 10.00 to 23:00
Thursday 10.00 to 23:00
Friday 10.00 to 23:00
Saturday 10.00 to 23:00
Sunday 10:00 to 23:00
- F. * Recorded music:
Monday 10.00 to 23:00
Tuesday 10.00 to 23:00
Wednesday 10.00 to 23:00
Thursday 10.00 to 23:00
Friday 10.00 to 00:00
Saturday 10.00 to 00:00
Sunday 10:00 to 23:00
- I. * Provision of facilities for music:
Monday 10.00 to 23:00
Tuesday 10.00 to 23:00
Wednesday 10.00 to 23:00
Thursday 10.00 to 23:00
Friday 10.00 to 00:00
Saturday 10.00 to 00:00
Sunday 10:00 to 23:00

- J. * Provision of facilities for dancing:
Monday 10.00 to 23:00
Tuesday 10.00 to 23:00
Wednesday 10.00 to 23:00
Thursday 10.00 to 23:00
Friday 10.00 to 00:00
Saturday 10.00 to 00:00
Sunday 10:00 to 23:00
- L. Late night refreshment:
Monday 23.00 to 23:30
Tuesday 23.00 to 23:30
Wednesday 23.00 to 23:30
Thursday 23.00 to 23:30
Friday 23.00 to 00:30 (the following day)
Saturday 23.00 to 00:30 (the following day)
Sunday 23:00 to 23:30
- M. Supply of alcohol: on and off the premises
Monday 10.00 to 23:00
Tuesday 10.00 to 23:00
Wednesday 10.00 to 23:00
Thursday 10.00 to 23:00
Friday 10.00 to 00:00
Saturday 10.00 to 00:00
Sunday 10:00 to 23:00

* Those marked with an asterisk (*) are subject to Condition No. 1 below.

Non-standard hours:

Each of the mentioned licensable activities at B, C, E, F, I, J and M above shall be permitted until midnight on 1 January each year:

The licensable activities at L above shall be permitted from 23:00 on New Year's Eve until 05:00 on 1 January each year.

Hours premises to be open to the public

Monday 10:00 to 23:30
Tuesday 10:00 to 23:30
Wednesday 10.00 to 23:30
Thursday 10.00 to 23:30
Friday 10.00 to 00:30 (the morning following)
Saturday 10.00 to 00:30 (the morning following)
Sunday 10.00 to 23:30

The premises are permitted to be open until the later time allowed (i.e. midnight) in the section on 'Non-standard hours' above on 1 January except where that day falls on a Friday or a Saturday where the later time will be 00.30 the following morning.

Mandatory conditions:

As provided in the Licensing Act 2003

Other conditions:

- * 1. There shall be no amplified music and speech (including live music, discos and Karaoke) except background music after 23:00 on any day (with the exception of 1 January in any year where the end time for the activities mentioned in this condition shall be midnight on 1 January).
 - 2. Notices shall be displayed in prominent positions within and outside the premises requiring patrons to leave quietly and respect local residents
 - 3. All external windows and doors shall be kept closed at all times when amplified music (including speech) is being played except for access and egress
 - 4. There shall be no use of the pub garden after 23:30 hours on any day.
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7. Reasons for the Decision

The Sub-Committee considered all the representations, both oral and written.

The applicants clarified what they were now seeking – the licensable activities mentioned in their application form from 10.00 am to 00.00 every evening with closing at 00.30.

The Sub-Committee were mindful of the disturbance caused to local residents from those leaving the pub at closing time and felt that any extension beyond what the applicants currently enjoyed, would not be appropriate during the working week (with a working day the next day). The pub was situated in a residential area and during the working week, residents should not expect to be disturbed at an unreasonably late hour. Therefore, the licensable activities would cease at 23.00 hours Sunday – Thursday with closing at 23:30. However, the Sub-Committee were prepared to allow the licensable activities to go on to midnight on Friday and Saturday evenings as it was not a normal working day the day after with closing 30 minutes later. In addition, on these weekend days, the later times would result in a more gradual dispersal of people leaving the pub over a longer period of time and this would reduce the impact of noise on the neighbouring properties.

The Sub-Committee were mindful of the potential disturbance from music activities even at weekends and accepted the applicant's offer of a condition to cease music after 23:00 and for the external windows and doors to be kept shut when music was being played.

There were no relevant representations made in respect of the application to remove restrictions placed on the licence by virtue of the "embedded conditions" under the 2003 Act. This part of the application is therefore granted.

Date 29 September 2005

Licensing Sub-Committee Chairman: Cllr R C H Hale

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Decision noted to interested parties on 30 September 2005