

NEW FOREST DISTRICT COUNCIL

LICENSING ACT 2003

APPLICATION: Ringwood Town Football & Social Club, Long Lane, Ringwood

**Decision of the Licensing Sub-Committee hearing held at Appletree Court,
Lyndhurst on Friday, 14 October 2011 at 10.00am**

1. Members of the Licensing Sub-Committee

Councillor G C Beck - Chairman
Councillor R F Scrivens
Councillor S S Wade

2. Parties and their Representatives attending the Hearing

Mr Simpson – Applicant
Mr Gibson - Applicant's representative

Objectors:
Cllr J Heron (Local Ward Councillor)
Cllr Steele and Cllr Burgess-Kennar (Ringwood Town Council)
Mr and Mrs Attack
Mrs Barnes
Mr Dawson
Mrs Harlow
Mr Knight
Mr Wiseman
Mr Cherry
Mr Spooner
Mrs Treleaven
Mr Moore
Mrs Reuker
Mr and Mrs Gorgeon

3. Other Persons attending the Hearing

Mrs Guy

4. Parties not attending the Hearing

Objectors:
Mr and Mrs French
Mrs Griffiths
Ms Turner
Mr Manfield
Mrs Reddyhoff
Mrs Bentick
Mr and Mrs Collins
Mr Mason-Smith
Mrs Stenson

5. Officers attending to assist the Sub-Committee

Lisa Clark – Legal Advisor
Jan Debnam – Clerk
E Van Dyck – Senior Environmental Health Officer

6. Decision of the Sub-Committee

The application is granted on the following terms and conditions.

Licensable activities and times permitted:

A: Plays

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

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 23.00
Saturday 10.00 to 23.00
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 23.00
Saturday 10.00 to 23.00
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 23.00
Saturday 10.00 to 23.00
Sunday 10.00 to 23.00

G: Performances of Dance

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

H: Anything of a similar description to that falling within (e), (f) or (g)

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

I: Provision of facilities for making 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

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 23.00
Saturday 10.00 to 23.00
Sunday 10.00 to 23.00

K: Provision of facilities for entertainment of a similar description to that falling within (i) or (j)

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

M: Supply of Alcohol

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

Non Standard Timings:

The licence holder shall be permitted, on no more than 12 occasions per calendar year, to carry on the licensed activities (including late night refreshment) up to 01:00hrs, provided that at least seven working days prior written notice of the intention to operate these non-standard hours is provided by the licence holder to the police and Licensing Authority.

Hours premises to be open to the public

Monday 00.00 to 00.00
Tuesday 00.00 to 00.00
Wednesday 00.00 to 00.00
Thursday 00.00 to 00.00
Friday 00.00 to 00.00
Saturday 00.00 to 00.00
Sunday 00.00 to 00.00

Mandatory conditions:

As provided in the Licensing Act 2003

Other conditions:

All persons at the premises shall be prohibited from taking drinks outside the building after 23:00hrs.

The noise from amplified voice and music shall be barely audible at the boundary of any noise sensitive premises, which shall include premises used for residential purposes, hospitals or similar institutions, educational establishments (when in use), or places of worship (during recognised times and days of worship) or any premises used for any other purpose likely to be affected by the music noise. "Barely audible" means that amplified voice and music emanating from the premises, whilst it may be just audible, is so low that distinct tunes, lyrics, musical instruments and any base beat cannot be recognised at the boundary of any noise sensitive premises.

Between 23:00hrs and 08:00hrs the noise from amplified voice and music shall be inaudible inside buildings at any noise sensitive premises.

The premises shall prominently display signs asking people leaving the premises to act in a manner which is considerate to local residents.

Every person involved in the sale of alcohol shall be trained to Level 1 Responsible Alcohol Retail or equivalent standard.

The holder of the premises licence shall ensure that every individual who appears to be under 21 years of age seeking to purchase or be supplied with alcohol at or from the premises shall produce means of identification acceptable to the licensing authority - passport, photo driving licence or PASS accredited photo ID - proving that individual to be 18 years of age or older. If the person seeking alcohol is unable to produce acceptable means of identification, no sale or supply of alcohol will be made to or for that person.

All staff shall be trained to challenge every individual who appears to be under 21 years of age and to refuse service of alcohol where individuals cannot produce acceptable means of identification. Such training shall be provided not less than every six months, and written records shall be kept of all training and refresher training.

A written log shall be kept of all refusals including refusals to serve alcohol, refusals of entry to the premises and ejections from the premises. The holder of the premises licence shall ensure that the refusals log is properly maintained and this shall involve, but is not limited to, nominating in writing a responsible person to check and sign it on a weekly basis.

7. Reasons for the Decision

The Sub-Committee carefully considered the application along with the evidence, both written and oral, supplied by the applicant and objectors.

The Sub-Committee noted the absence of any objections from the responsible authorities.

At the beginning of the hearing, the applicant confirmed that he would be content to restrict the usual hours of the licensable activities to 10:00hrs to 23:00hrs Monday to Sunday, but requested that he be permitted to carry out the licensed activities until 01:00hrs on up to 12 occasions per calendar year.

The Sub-Committee decided to grant the premises licence, subject to a number of conditions (detailed above), which it considered necessary for the promotion of the licensing objectives.

The Sub-Committee took into account the concerns raised by some of the objectors regarding the potential for public nuisance arising from noise emanating from within the premises, and from patrons outside of the premises. The Sub-Committee also noted the concerns of some of the objectors regarding the noise which might be made by people leaving the premises late at night. The Sub-Committee noted the information provided by New Forest District Council's Senior Environmental Health Officer, Edward Vandyk, that his office had received no complaints about noise relating to the premises prior to the present premises licence application, and only one complaint about noise since the premises licence was applied for. The Sub-Committee was satisfied that the prevention of public nuisance from noise would be promoted by requiring that people should not be able to take drinks outside of the building after 23:00hrs, that noise from amplified voice and music should be barely audible at the boundary of any noise sensitive premises (and inaudible inside those premises between 23:00hrs and 08:00hrs), and that signs should be displayed requiring patrons to be considerate of nearby residents when leaving.

The Sub-Committee noted the concerns of some objectors regarding public safety arising from traffic and pedestrians using the unlit lane to the premises. The Sub-Committee noted that the Highways Authority had not raised any objection to the licence application. The Sub-Committee did not consider that it had been demonstrated that granting the premises licence would put public safety at risk.

The Sub-Committee heard from some objectors that they regularly have to pick up litter, including alcohol containers, which some objectors considered likely to have been dropped by people on their way to the premises. The Sub-Committee did not consider that there was any evidence that this litter was linked to the operation of the premises.

The Sub-Committee did not consider that it had been demonstrated that granting the premises licence would put children at risk of harm.

Date: 17 October 2011

Licensing Sub-Committee Chairman: Cllr G C Beck

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Decision notified to interested parties on 19 October 2011