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## Licensing & Appeals Sub-Committee

**Minutes of a Licensing & Appeals Sub-Committee meeting held at 10.30 am on Wednesday, 8th November, 2023 in the Committee Room, Town Hall, Matlock DE4 3NN.**

### **PRESENT**

Councillor Neil Buttle - In the Chair

Councillors: Marilyn Franks and Steve Wain

Kerry France (Legal Services Manager), Lucy Harrison (Democratic Services Assistant), Tommy Shaw (Democratic Services Team Leader) and Eileen Tierney (Licensing Manager)

The Applicant and their Representative.

Public

### **APOLOGIES**

Apologies were received from Councillor(s): Lucy Peacock

### **201/23 - ELECTION OF A CHAIRMAN**

It was moved by Councillor Steve Wain, seconded by Councillor Marilyn Franks and

**RESOLVED** (unanimously)

That Councillor Neil Buttle be elected as Chair of the Sub-Committee.

The Chair declared the motion **CARRIED**.

### **202/23 - INTERESTS**

There were no declarations of interest.

## **203/23 - LICENSING ACT 2003 - APPLICATION FOR VARIATION TO PREMISES LICENCE BANK HOUSE BAR AND RESTAURANT, MAIN ROAD, HATHERSAGE, S32 1BB**

It was reported that, in accordance with the Council's Licensing procedures, an application had been received for a variation of Premises Licence made under section 34 of the Licensing Act 2003, held in respect of Bank House Bar and Restaurant in Hathersage.

The circumstances of the Applicant's referral to the Sub-Committee were as a result of objections being made to the application by two local residents. As these objections could not be resolved to the satisfaction of all parties by the Licensing Manager, the matter was referred to the Sub-Committee.

The Chair invited the participants to introduce themselves, asked whether any party wished the Sub-Committee to consider the application in private and confirmed that the Sub-Committee was quorate.

The Licensing Manager gave an outline of the application.

The Sub-Committee and the other parties were afforded an opportunity to request clarification of the Licensing Manager's report.

The Applicant, Mr Lawrence Key, then presented the case for the Bank House Bar and Restaurant. The Sub-committee also heard representations from the Applicant's witness, Sir Kevin Barron.

The Sub-Committee had an opportunity to question the Applicant and their Witness.

All parties were afforded an opportunity to request clarification of any points.

The Sub-Committee members confirmed that they had sufficient information to make a decision and withdrew into private session to discuss their findings.

## **204/23 - DECISION**

The Sub-Committee resumed in public session.

It was moved by Councillor Steve Wain, seconded by Councillor Marilyn Franks and

### **RESOLVED** (unanimously)

That having considered all the evidence put before it, the Sub-Committee determined that the Applicant will be granted the application to vary the Premises Licence, subject to the following two conditions:

- General outside lighting will be reduced after 10pm significantly so that only pathways around the site are illuminated from a low level to allow safe access and egress around the outside areas of the premises.
- The temporary bar in the outside area will be staffed on every occasion the bar is in use for the sale of alcohol. Any staff responsible for operating the bar will be fully trained in selling alcohol and in escalating any issues they are unable to resolve, to

the Premises Licence Holder/Designated Premises Supervisor or a person nominated.

The Chair declared the motion **CARRIED**.

**Chairman**

**Meeting Closed:** 12.20 pm