

REGULATORY COMMITTEE

Minutes of the meeting held on Wednesday 23 February 2005 at the Town Hall, Royal Leamington Spa, at 2.00 pm.

PRESENT: Councillor Mrs Goode (Chair), Councillors Ashford, Butler, Coker, Crowther, Doody, Kundi and Windybank.

Apologies for absence were received from Councillor Harris.

(Councillor Ashford substituted for Councillor Gill and Councillor Crowther substituted for Councillor Mrs Knight).

774. **DECLARATIONS OF INTEREST**

There were no declarations of interest.

775. **APPLICATION FOR PUBLIC ENTERTAINMENTS LICENCE – NEW BINSWOOD TAVERN, RUGBY ROAD, LEAMINGTON SPA**

A report from Members' Services was submitted on an application for a public entertainments licence to allow music and dancing at the above premises from 12 noon to 11.00 pm Monday to Saturday and from 12 noon to 10.30 pm on Sundays.

Following the usual consultation objections had been received from three local residents. An e-mail had also been received from Richard Hall the Divisional Environmental Health Officer commenting on the application. Copies of the objections and the e-mail from Richard Hall were circulated with the report.

The applicant Ms Debnath attended the meeting.

Councillor Mrs Begg, the Ward Councillor, attended the meeting on behalf of the three objectors.

Mr Hall attended the meeting.

The Chair introduced herself, members of the Committee and Officers.

The representative from Members' Services introduced the item and explained the procedure for dealing with the application. No comments were made on the proposed procedure.

In accordance with the procedure the applicant addressed the Committee and answered questions from Members. Councillor Mrs Begg did not ask a question of Ms Debnath.

Councillor Mrs Begg addressed the Committee on behalf of the objectors.

There were no questions from Members or the applicant to Mrs Begg.

Ms Debnath was then invited to sum up which she did.

REGULATORY COMMITTEE (Continued)

RESOLVED that under Section 100A of the Local Government Act 1972 the Public and Press be excluded from the meeting during the discussion of this application by reason of the likely disclosure of exempt information within paragraph 12 of Part I of Schedule 12A of the Local Government Act 1972.

The Committee considered all the information presented to it and received advice from the Officers on various matters, including the provisions of the Human Rights Act 1998.

RESOLVED that the application be approved for the lounge bar only and a licence be issued for a six months trial period subject to the Council's standard conditions with permitted hours of 12 noon to 11.00 pm Monday to Saturday and 12 noon to 10.30 pm on Sunday and subject also to the following additional conditions:-

- (1) a noise limiter, to be set at a level to be agreed by the Council's Divisional Environmental Health Officer, be provided and operated at all times when music is provided; and
- (2) the doors and windows of the premises be kept closed at all times except for access.

The reason for restricting the licence to the lounge and imposing the additional conditions is to protect neighbours of the premises.

(The applicant, objectors, press and public were then invited back into the meeting and informed of the decision).

(The meeting ended at 2.40 pm)

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