

BRIGHTON & HOVE CITY COUNCIL
LICENSING COMMITTEE (LICENSING ACT 2003 FUNCTIONS)

3.30PM 19 JUNE 2008

COUNCIL CHAMBER, HOVE TOWN HALL

MINUTES

Present: Councillors C Theobald (Chairman), Lepper (Deputy Chairman), Mrs Cobb, Fryer, Hyde, Kitcat, Marsh, Older, Simson, Watkins, West and Barnett

Apologies: Councillors Hamilton, Harmer-Strange, Pidgeon and Young

PART ONE

1. PROCEDURAL BUSINESS

1A Declarations of Substitutes

1.1 Councillor Barnett substituted for Councillor Pidgeon.

1B Declarations of Interest

1.2 There were none.

1C Exclusion of Press and Public

1.3 The Committee considered whether the press and public should be excluded from the meeting during the consideration of any items contained in the agenda, having regard to the nature of the business to be transacted and the nature of the proceedings and the likelihood as to whether, if members of the press and public were present, there would be disclosure to them of confidential or exempt information as defined in Schedule 12A, Part 5A, Section 100A(4) or 100 1 of the Local Government Act 1972 (as amended).

1.4 **RESOLVED** - That the press and public be not excluded from the meeting.

2. MINUTES OF THE PREVIOUS MEETING

2.1 **RESOLVED** – That the minutes of the meeting held on 14 February 2008 be approved and signed by the Chairman as a correct record.

3. CALLOVER

3.1 **RESOLVED** - That all items on the agenda be reserved for discussion.

4. CHAIRMAN'S COMMUNICATIONS

- 4.1 The Chairman confirmed to the Committee that a Special Meeting of the Licensing Committee (Licensing Act 2003 Functions) would be held on Friday 18 July at 10am in the Council Chamber at Hove Town Hall.

The reason for the Special Meeting was to hear a major application for a Premises Licence under the Licensing Act 2003.

5. PUBLIC QUESTIONS

- 5.1 There were none

6. LICENSING 2003 SUB-COMMITTEE

- 6.1 The Solicitor to the Committee explained that it was necessary for the Committee to formally confirm the Establishment of the Licensing Committee 2003 (Licensing Act 2003 Functions) and its constituent panels.

- 6.2 **RESOLVED** – That the establishment of the Licensing Committee 2003 (Licensing Act 2003 Functions) be confirmed.

7. SCHEDULE OF LICENSING REVIEWS

- 7.1 At the review of the licence for Cranbourne News, Cranbourne Street, Brighton, the Panel considered the application, relevant representation, and submissions of the responsible authorities and of the licence holder and his representative. The Panel decided that the only option necessary to uphold the licensing objectives in this case was to revoke the licence.

No Appeal had been received to date but it was noted that the applicant had 28 days to appeal the Panel's decision.

- 7.2 **RESOLVED** – That the schedule be noted.

8. GAMBLING ACT 2005 TRANSITION

- 8.1 The Avenue Bride Club, Third Avenue, Hove, had its Licence granted by officers under delegated powers following the resolution made on 20 March 2008 that "the meeting be adjourned in order for the gambling commission to work with the applicants with regard to the redrafting of their constitution. Once that this had been done to the satisfaction of the Gambling Commission, that they would withdraw their representation and that it would be left for the authority to deal with the application under delegated powers."

- 8.2 That the schedule be noted.

9. SCHEDULE OF APPEALS

- 9.1 In relation to the Portland Hotel, Portland Road, Hove, it was noted that the Magistrates Court upheld the Panel Decision, made on 17 January 2008, in all but one

respect. That being that the Condition that door supervision be required when the premises hosts a live music event be changed. The new condition would require the premises to carry out a risk assessment and sign up for SIA registered mobile support.

10. ITEMS TO GO FORWARD TO COUNCIL

10.1 There were none

The meeting concluded at 4.10pm

Signed

Chair

Dated this

day of