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LICENSING SUB-COMMITTEE

20 March 2007

Present:- Councillor Hambleton in the Chair

Councillors Clarke and Mrs Cornes

Mr P W Clisby	Clerk
Mr A Snow	} Environmental Health
Mr D Walters	
Ms N Henshaw	
Mr S Smith	
Councillor Mrs E Braithwaite	- for objectors
Mr D Aldersea	} Objectors
Mrs Y Aldersea	
Sgt S Thirsk	Staffordshire Police
Mr A Hussain	} Y2K Silverdale
Mr S Hussain	
Mr R Hussain	

996. * **Y2K SNEYD TERRACE, SILVERDALE - REVIEW**

Issues

The Licensing Enforcement Officers called for a review of these premises following complaints from residents within the vicinity of the premises.

Decision

The Sub-Committee have carefully considered all of the evidence which has been submitted today, including the injunction and the petition and oral evidence from Darren Walters, an Environment Health Officer, Sgt Thirsk of Staffordshire Police, Councillor Mrs Braithwaite on behalf of Mr and Mrs Aldersea, Mrs Aldersea, Mr Ashiq Hussain and one of his employees also called Mr Hussain.

The Sub-Committee have taken account of the licensing objectives of the promotion of the Prevention of Public Nuisance and disorder the Council's Licensing Policy and the guidance issued under the act.

They have also taken account of the controlling measures such as the injunction and action which has or could be taken under environmental protection legislation.

The Sub-Committee is satisfied that the operation of these premises has caused a serious and ongoing nuisance to neighbouring residential premises by way of loud music, shouting, banging and from the noise associated with the licensable activity including the operation of an extractor fan and from smells associated with the licensable activities.

The Sub-Committee is satisfied that the Licence holder has demonstrated a blatant disregard to regulation and the detrimental effect of the business on his neighbours.

The Sub-Committee has considered issuing a warning suspension, and the modification of the conditions, notably the hours. The latter was considered to have some merit in that it retained the licence conditions but after careful consideration it is determined the only action which will reasonably promote the licensing objectives of the promotion of the prevention of public nuisance and disorder and is therefore considered necessary in the circumstances is to revoke the licence.

T HAMBLETON
Chair