

## **LICENSING SUB-COMMITTEE**

Tuesday, 14th August, 2012

**Present:-** Cllr Hambleton – in the Chair

Councillors Hambleton, Williams and Mrs Williams

### **1. APPLICATION TO VARY A PREMISE LICENCE SWAN INN, TALKE**

Having taken into account the Licensing Act 2003 and the guidance issued under Section 182 of the Act, the Councils Statement of Licensing Policy and also the fact that the Environmental Health Service and a number of interested parties had objected to the application on the basis that to grant the application would undermine the Public Nuisance objective.

The Committee considered that licensing objective in the light of what had been said and listened to the arguments and were persuaded that in the light of what had been said by the residents living in the vicinity of the premises and the evidence given by them and the Environmental Health Officers. It would not promote that Licensing objective to grant the application at the present time.

The Committee was concerned about the incidents of noise nuisance that had hitherto taken place which all interested parties who had given evidence seemed to have witnessed which included unacceptable levels of shouting, bad language, loud music and general disturbance from patrons of the premises and their vehicles and taxis in the early hours of the morning.

The Environmental Health Officers had given evidence to the effect that the premises are situated in a primarily residential area in rural settings and that allowing regulated entertainment to continue until 1am would fail to address the impact from noise from the property on the surrounding residents and that the times proposed in the application would have an impact from patrons and their vehicles leaving the site.

The Committee also take the view that extending the hours at the proposed times could make the premises a magnet for other alcohol fuelled persons from other premises after they have closed as other pubs in the area have earlier closing times. Other concerns are that the extension of hours on Fridays and Saturdays would hinder dispersal from the area leading to the potential for further noise nuisance and disorder.

The Committee however considered the Seasonal Variations applied for as set out as items 4,5 and 6 on page 7 and on page 11 and were disposed to grant these.

The Committee were therefore disposed to refuse the application, except for the Seasonal Variation referred to and a notice would be issued to that effect.

**Chair**