

**North Hertfordshire District Council
Licensing Act 2003
Decision Notice**

Date of Hearing	Thursday 25 th January 2007
Members of Panel	D. J. Barnard, P. Clark and M.E. Weeks
Applicant(s) Name	The Trustees of Peace Memorial Hall
Premises Address	Codicote Peace Memorial Hall, High Street, Codicote, Hertfordshire SG4 8XA
Date of Application	Thursday 30 th November 2006
APPLICATION FOR VARIATION	<p>This is an application for variation of a Premises Licence under Section 34 of the Licensing Act 2003</p> <p>The Sub-Committee have read the material presented to us and have listened to all the evidence and submissions. The Sub-Committee has considered the National Guidance and the Statement of Licensing Policy. The application is <u>approved</u> subject to the conditions and hours as are set out below.</p> <p>1. <u>OPENING HOURS</u></p> <p>The permitted opening hours are:</p> <p>Monday to Sunday 0900hrs to 2400hrs</p> <p>2. <u>LICENSABLE ACTIVITIES</u></p> <p>The licensable activities applied for are:</p> <ul style="list-style-type: none"> • PART M - Supply of alcohol <p>The hours during which the licensable activities may take place are:</p> <p>PART M - Supply of alcohol</p> <p>Monday to Friday 1800hrs to 2330hrs Saturday and Sunday 1200hrs to 2330hrs</p> <p>The Committee also considers it necessary to reduce the hours of the existing licensable activities to comply with the licensing objective of the prevention of public nuisance.</p> <p>The licensable activities in Part A to Part K of the licence are reduced as follows:</p> <p>Monday to Saturday 1200hrs to 2330hrs Sunday 1630hrs to 2200hrs</p>

<p>RATIONALE FOR DECISION</p>	<p>By virtue of their powers under section 35 of the Licensing Act 2003 the Committee have reduced the permitted regulated entertainment activities by half an hour Monday to Saturday to enable the licensee to comply with his license and close the premises to the public by 24:00hrs and to meet the licensing objective of the prevention of public nuisance</p> <p>The Sub-Committee is satisfied that taking into account the relevant representations the prevention of public nuisance to persons living in the vicinity of the premises is only possible by concluding the regulated entertainment at a more reasonable hour. This will facilitate dispersal of persons by the closing time</p>
<p>CONDITIONS DEEMED NECESSARY FOR THE PROMOTION OF THE LICENSING OBJECTIVES</p>	<p>The Sub-Committee recognises that conditions will <u>only</u> be imposed on a licence where conditions are necessary for the promotion of one of the four licensing objectives. The Sub-Committee will only impose conditions on a licence where relevant representations have been made and they consider that it is necessary to impose conditions as a result of these representations.</p> <p>The following conditions are each considered necessary by the Sub-Committee to promote the licensing objective of the prevention of public nuisance</p> <p>The conditions are:</p> <ol style="list-style-type: none"> 1. All doors shall be kept closed at all times when regulated entertainment is taking place except to allow egress and ingress to the premises and in the event of an emergency 2. All windows shall be kept closed after 22:30 hours every evening when regulated entertainment is provided except in the event of an emergency 3. There shall be placed at all exits from the premises in a place where they can be seen and easily read by the public notices stating that doors shall be kept closed at all times and windows are to be closed after 22:30 hours when regulated entertainment is provided 4. There shall be placed at all exits from the premises in a place where they can be seen and easily read by the public notices stating that removal of the alcohol from the premises is not permitted
<p>CONDITIONS PROPOSED BY APPLICANT</p>	<p>It was noted by the Committee that</p> <ol style="list-style-type: none"> (1) The conditions proposed by the Committee (above) were agreed by the Applicant (2) The Conditions of Hire referred to in Part P of the application do not form a condition of the license. They do not remove the responsibility of the Applicant to comply with the conditions of the licence

<p>EFFECT OF FAILING TO COMPLY WITH CONDITIONS EXPLAINED TO APPLICANT</p>	<p>The Sub-Committee has explained to the applicant the effect of failure to comply with any of the conditions attached to the licence or certificate is a criminal offence, which upon conviction, would result in a fine of up to £20,000 or up to six months imprisonment or both.</p>
<p>STATEMENT OF LICENSING POLICY</p>	<p>The Sub-Committee has taken into account the North Hertfordshire District Council's Statement of Licensing Policy in reaching their decision. They have found the following sections to be of particular relevance in reaching this decision.</p> <ul style="list-style-type: none"> 4. <i>Regulating Licensing</i> 5. <i>Licence Conditions</i> 7. <i>Licensing Hours</i> 9. <i>The Prevention of Public Nuisance</i>
<p>COMMENCEMENT DATE</p>	<p>This licence will come into effect from the date of this decision.</p>
<p>RIGHTS OF REVIEW</p>	<p>At any stage, following the grant of a premises licence, a responsible authority, such as the Police or an interested party, such as a resident living in the vicinity of the premises may ask the licensing authority to review the licence because of a matter arising at the premises in connection with any of the four licensing objectives. The review is a request for the Council to look at the existing licence and decide whether its conditions are adequate to meet the four licensing objectives defined under the Licensing Act 2003.</p>