



Minutes of a meeting of the Licensing Sub-Committee held as a Virtual Meeting via Zoom on Wednesday 7 July 2021 at 10.00 am.

Present Councillor Andrew Kilbride (Chair)
 Councillor Keith Holland-Delamere
 Councillor Mike Warren

Officers Nicholas Sutcliffe, Licensing and Business Support Manager
 Stephanie Broomfield, Licensing Enforcement Officer
 Alan Parr, Licensing and Litigation Lawyer
 Richard Woods, Democratic Services Officer

5. Appointment of Chairman for the meeting of the Sub-Committee

The Democratic Services Officer opened the meeting and invited Councillors to appoint a Chair of the Sub-Committee Hearing. It was proposed by Councillor Mike Warren and seconded by Councillor Keith Holland-Delamere that Councillor Andrew Kilbride be appointed Chair of the Sub-Committee Hearing.

Resolved

(1) That Councillor Andrew Kilbride be appointed Chair of the Sub-Committee Hearing.

6. Declarations of Interest

There were no declarations of interest.

7. Premises License Hearing

The Licensing Enforcement Officer introduced a report which requested that the Hearing consider an application for a variation to the Premises Licence under the Licensing Act 2003 for; TGR Bar and Restaurant Ltd, The Green Room, 6 – 8 Bridge Street, Brackley, NN13 7EP.

The Sub-Committee also heard representations from interested parties, both in favour of and in objection to the application and gave due consideration to these representations in making their deliberations.

Resolved

(1) As set out in the attached determination letter.

The meeting closed at 10.46 am

Chairman: _____

Date: _____



TGR Bar and Restaurant Ltd
Via email

Your Ref:
Our Ref: WK/202102860
Ask For: Licensing
Direct Dial: 01327 32278
Email: Licensing.snc@westnorthants.gov.uk
Date: 12 July 2021

Dear TGR Bar and Restaurant Ltd

Licensing sub-committee hearing: 7 July 2021
Premises licence variation for: The Green Room

I write to confirm the outcome of the above hearing.

The hearing.

The licensing sub-committee carefully listened to and considered the representations of the application. Together with those of Mr Silva and Mr Melson who opposed the application. Prior to the hearing the sub-committee also considered the written representation of Mr Middleton objecting to the application.

The licensing team.

The licensing enforcement officer presented to the sub-committee the licensing report highlighting the options available, as regards determining the application:

- to grant the licence subject to conditions as appropriate if it is considered necessary to promote the licensing objectives,
- to exclude a licensable activity,
- to refuse to specify a person named in the application as the designated premises supervisor,
- to reject the application.

Identifying the licensing objections specified in the Licensing Act 2003, the promotion of which the sub-committee is required to give effect in the determination of the application namely:

- the prevention of crime and disorder,
- public safety,
- the prevention of public nuisance,
- the protection of children from harm.

The application.

The applications provides for the following:

Sale of alcohol on the premises: Monday – Thursday 10.00 – 00.00, Friday – Saturday 10.00 – 02.00 and Sunday 10.00 – 23.00

Recorded music indoors: Monday – Thursday 10.00 – 01.00, Friday – Saturday 10.00 02.00 and Sunday 10.00 – 23.00

Late night refreshment: Monday – Thursday 10.00 – 00.00, Friday – Saturday 10.00 – 01.00 and Sunday 10.00 – 23.00

Objections.

The sub-committee received three objections to the application and considered all of the written representations ahead of the hearing and the issues raised. Mr Silva and Mr Melson attended the hearing to make their representations in person. Both objectors reiterated the points raised in their written representations contained within the report.

Application.

Mr Benson made representations including providing the background of the property and the business in support of the application. All promotions finish at 18.00. Explained most of the patrons are from the local community. Mr Benson also explained specific locality considerations, including use of bottle bins not to be used after 22.00 and windows shut when outside area closed. After 23.00 only 'soft' music. Predominantly a restaurant selling high-end cocktails and wines. Mr Benson also addressed the comments made by the objectors.

Determination.

In considering the oral submissions and written representations the sub-committee sought to balance the evidence heard, with the primary objective of ensuring the promotion of the four licensing objectives. The sub-committee received legal advice as follows:

- the options available to the sub-committee are laid out in the report and they must consider which option, in their consideration, is reasonable based upon this hearing
- the decision must be made solely by the sub-committee members and only by those members who have heard the whole application
- the sub-committee must take such steps as it considers appropriate for the promotion of the four licensing objectives
 - the prevention of crime and disorder
 - public safety
 - the prevention of public nuisance
 - the protection of children from harm
- to ensure natural justice, the sub-committee should give reason for their decisions.

The sub-committee has determined that this application be granted. The applicant is reminded that they cannot benefit from the extended hours until the planning issues are resolved.

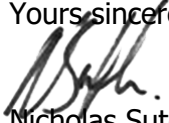
Appeal.

All parties have the right to appeal this decision by giving notice to the Magistrates' Court within a period of 21 days of being notified of the decision.

Any appeal should be made to Northampton Magistrates' Court at the Court's correspondence address:

Regents Pavilion
Summerhouse Road
Moulton Park
Northampton
NN3 6AS

Yours sincerely,



Nicholas Sutcliffe

Licensing and Business Support Manager

CC- Mr Silva, Mr Melson and Mr Middleton via email

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