



Minutes of a meeting of Licensing Sub-Committee (Licensing Act 2003 Matters) held on Wednesday, 1 November 2023

Councillors present:

Patrick Coleman – Chair

Daryl Corps

Ian Watson

Officers present:

Kevin Dunford
Ana Prelici, Democratic Services Officer

Alexander Kirk, Lawyer
Kira Thompson, Elections and Democratic Services Support Assistant

5 Apologies

Apologies were received from Councillors Ray Brassington and Andrew Maclean.

6 Substitutions

Councillor Ian Watson substituted for Cllr Andrew Maclean

Councillor Patrick Coleman substituted for Ray Brassington.

7 Declarations of Interest

There were no declarations of interest by Members or Officers.

8 Application to Vary a Premises Licence

The purpose of the item was to determine an application to vary a Premises Licence made by Jolly Nice Limited at Jolly Nice Café, White Horse Filling Station.

The Chair introduced the item, stating the procedures for the Licensing Sub-committee.

The Licensing Officer then introduced the application. The Licensing Officer stated that the Applicant had confirmed that the variation would only apply to Friday and Saturday night, but otherwise the license would remain the same would remain the same. The licensing officer stated that the amendment wasn't in the original report.

There were no questions for licensing officer from the Committee.

The Licensing Officer then introduced the applicant, who was Rebecca Wilson, representing Jolly Nice Ltd.

- The Applicant introduced herself and stated that the business which was part of rural diversification which supported local businesses.
- The Committee asked questions to the applicant it was confirmed the location would remain the same, and the extended hours would involve a food offer as well as drinks.

Local residents then addressed the committee, speaking in objection to the application, raising the following points;

- Concerns over light and noise pollution that would result from the extension of the license
- Concerns over impacts on wildlife, residents and businesses from the light and noise.
- It was also stated that there were inaccuracies with the map, but the licensing officer stated that there would be no changes to the location as part of the extension with the license, and that the map was included for reference only.
- Concerns were also raised over the impact on dark skies and the AONB

The Licensing Officer stated that while these were valid material planning considerations, they did not relate to one of the four licensing objectives which were;

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

The Licensing Officer particularly made reference to noise in stating this.

The Chair thanked members of the public for their contributions before adjourning the meeting to allow members to discuss the application and deliberate on their decision.

Members left the room at 3:07pm and the Committee reconvened at 4:13pm

Upon members returning to the room, the Chair stated that the committee had decided to permit the application. The Chair stated that the members of the public had raised valid concerns but that ultimately, the concerns did not relate to licensing considerations.

RESOLVED: To grant the application.

Licensing Sub-Committee (Licensing Act 2003 Matters)
01/November2023

The Meeting commenced at 2.00 pm and closed at 4.15 pm

Chair

(END)