

# Licensing and Regulatory Sub-Committee

**Minutes** of a meeting of the **Licensing and Regulatory Sub-Committee** held on **Monday 25 July 2022 at 10.00 am in Room GFR-14, West Suffolk House,** Western Way, Bury St Edmunds IP33 3YU

Present **Councillors**

Carol Bull  
Roger Dicker

Brian Harvey

82. **Election of Chair**

It was unanimously

**RESOLVED:**

That Councillor Brian Harvey be elected as Chair.

83. **Apologies for absence**

No apologies for absence were received.

84. **Substitutes**

No substitutions were declared.

85. **Declarations of interest**

There were no declarations of interest made.

86. **Application for the Grant of a Premises Licence - 5 All Saints Road, Newmarket, Suffolk CB8 8ES (Report No: DEV/WS/22/006}**

The Business Partner (Litigation/Licensing) welcomed all present to the Hearing, reported that no declarations of interest had been received and introductions to the Panel were made.

The following party was present at the Hearing:

(a) Applicant - Brett Little

The Licensing Officer presented the report which explained that an application had been received for a new premises licence in respect of 5 All Saints Road, Newmarket. A copy of the application was attached at Appendix A to Report No LSC/WS/22/006 together with plans at Appendix B.

The Officer advised that the application had been served on all Responsible Authorities. The Council's Private Sector Housing and Environmental Health team requested additional conditions to mitigate concerns around sound disturbance. The applicant had consented to the additional conditions, as set out in Appendix C.

Two representations from local residents had been made objecting to the application. One party subsequently withdrew their objection as their concerns had been addressed by the agreed additional conditions. The details of the one remaining representation were attached as Appendix D.

If the Licensing Authority decided that this application should be refused it would need to show that the grant of the licence would:

1. Undermine the promotion of the licensing objectives; and
2. That appropriate conditions would be ineffective in preventing the problems involved.

If the Licensing Authority could not show the above, then the application should be granted.

In making their decision, Members were also advised to consider the Licensing Act 2003, the Guidance on the Act and the Council's Statement of Licensing Policy, with particular reference to the adopted Cumulative Impact Assessment within the Council's Policy.

The Sub-Committee then heard the submission from the individual present.

In presenting his case as applicant, Brett Little explained that his intention was to provide a relaxed, sophisticated venue where patrons could enjoy a drink and Spanish food in a wine bar style setting.

He explained that the premises was small and only light bites would be served in terms of the food offer.

The Sub-Committee was then given the opportunity to ask questions of the applicant.

In response to questions regarding food preparation and storage, the applicant was permitted to table a detailed plan which set out these areas within the premises.

The applicant was then given the opportunity to sum up.

Following which the applicant and the Licensing Officer retired to another room to allow the Sub-Committee to give further consideration to the matter.

Following all parties' return to the meeting room the Business Partner (Litigation/Licensing) advised on the Sub-Committee's decision.

With the vote being unanimous, it was

**RESOLVED:**

That, having taken into account all representations received both in writing and orally, the Sub-Committee was satisfied that the granting of the licence in accordance with the conditions contained in the operating schedule and at Appendix C would promote the licensing objectives.

The application was therefore **GRANTED** as applied for with the additional conditions requested the Council's Private Sector Housing and Environmental Health team.

The Business Partner (Litigation/Licensing) concluded the Hearing by advising on the Right of Appeal against the determination of the Authority.

The meeting concluded at 10.35am

**Signed by:**

**Chair**

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