

**MINUTES OF A MEETING OF A LICENSING SUB-COMMITTEE
20 June 2005 (10.30am – 13.35pm)**

Present:

COUNCILLORS:

Conservative Group Peter Gardner (Chairman)
Barry Oddy

Ms Julie Louise Brown (the applicant) Mr Andrew Muir (the applicant's legal representative), PC Dave Leonard (Havering Police), Graham Hopkins and Paul Jones (Havering Licensing) Derron Jarell (Legal advisor to the Sub-Committee) and Debbie Okutubo (Clerk) were present.

There were five members of the public present:

An apology was received from Councillor Owen Ware.

The Sub-Committee continued the hearing with a quorum of two.

The Chairman advised Members and the public of action to be taken in the event of emergency evacuation of the Town Hall becoming necessary.

**THE COMPASSES HARVESTER PUBLIC HOUSE - OPPOSED VARIATION
TO A PREMISES LICENCE**

The Committee received a report outlining the application. The premises were currently permitted to open Monday to Saturday 10.00am to 23.00pm, Sunday 12.00noon to 22.30pm, Christmas Day 12.00noon to 15.00pm and 19.00pm to 22.30pm and New Years Eve 10.00am to New Years Day 23.00pm. The premises has a supper hours certificate.

There were a total of 13 valid representations made by local residents living in the vicinity of the pub. There was also a representation made by the local Member of Parliament.

The Sub-Committee received five oral submissions of objection from members of the public who had already made valid representations in accordance to the four licensing objectives. They had concerns pertaining to anti-social behaviour caused by the sale of alcohol especially late at night, children playing out in the garden late at night, the lack of parking space in the pub which affected local residents, the level of noise especially in the summer months when doors were left open, refurbishment work which increased the bar area, giving the impression that it was being turned back into a traditional pub.

There was a valid representation against the variation made by the Metropolitan Police Licensing Officer. He made an oral submission and reiterated what was in his submission, in particular he requested clarification regarding international events and non-standard times.

The Sub-Committee noted that the applicant had sought to remove all embedded restrictions on the Justices Licence. The applicant had however not been able to advise the Licensing Office what the embedded restrictions were.

The Sub-Committee received an oral submission from the applicant's legal representative that the Compasses Harvester was not out to vary the nature of the business. It would still be a Harvester restaurant, with the same opening hours but wanted the flexibility that the government was encouraging them to have. It was noted that the Harvester did not currently have any Television sets for people to watch films or for entertainment but had again asked for this variation so that they had the option to acquire Television sets for entertainment purposes in future.

In response to a question as to the meaning of 'Non standard timings' and 'International events', the Legal representative of the applicant asserted that he had nothing to add to what the Police had said in his submission. Clarifications were further sought by the Sub-Committee regarding refurbishment work, the applicant explained that there was some refurbishment work done but the bar area was not made any bigger.

At this point the Chairman adjourned the hearing to allow the Sub-Committee to make its decision.

On reconvening, the Sub-Committee **RESOLVED** that the application to vary be granted in part as follows:

Supply of alcohol at the bar

Monday to Thursday	10.00 hours to 23.00hours
Friday	10.00 hours to 23.30hours
Saturday	10.00 hours to 23.30hours
Sunday	10.00 hours to 23.00hours

Recorded Music

Monday to Thursday	10.00 hours to 23.00hours
Friday	10.00 hours to 23.30hours
Saturday	10.00 hours to 23.30hours
Sunday	10.00 hours to 23.00hours

Late Night refreshment in the restaurant

Monday to Thursday	10.00 hours to 00.00 (midnight) hours
Friday	10.00 hours to 00.00 (midnight) hours
Saturday	10.00 hours to 00.00 (midnight) hours
Sunday	10.00 hours to 00.00 (midnight) hours

Hours premises open to the public

Monday to Thursday	10.00 hours to 00.30 hours
Friday	10.00 hours to 00.30 hours
Saturday	10.00 hours to 00.30 hours
Sunday	10.00 hours to 00.30 hours

Films

Not permitted at all. The request for films was denied as Counsel for the applicant could not provide the Committee with an explanation as to what kind of films the applicant was intending to show at the venue.

The Sub-Committee further determined to grant the application for variation of the premises subject to the following conditions necessary for the promotion of the licensing objectives namely the prevention of crime and disorder; public safety; the prevention of public nuisance; and the protection of children from harm:

1. A new plan to be drawn up as the one presented appeared to be out of date, the plan to include a designated area for children,
2. No children to be on the premises other than in the restaurant area after 9pm,
3. Garden area to close 30 minutes before close of the premises,
4. That the placing and collection of glass bottles outside the premises is prohibited between 9pm and 9am the following morning,
5. That the 'embedded restrictions on the Justices Licence' be not removed as the Committee was not made aware of those restrictions and were not provided with the details when they requested for it.

Chairman

Date