

## **LICENSING & GAMBLING ACTS SUB COMMITTEE**

Minutes of a meeting of the Licensing & Gambling Acts Sub Committee of Bolsover District Council held in the Council Chamber on Wednesday 24<sup>th</sup> November 2021 at 10:00 hours.

### **PRESENT:-**

Members:-

Councillor Ray Heffer in the Chair

Councillors Andrew Joesbury and Rita Turner.

Officers:- Hannah Cash (Legal Executive), Charmaine Terry (Environmental Health Team Manager - Licensing), Lindsey Delamore (Licensing & Enforcement Officer) and Tom Scott (Governance Officer).

Also in attendance at the meeting for Minute Number LGASC10-21/22 was the applicant (Mrs Kelly Allcock), the applicant's business partner (Tamara Bradley), the objector (Mr Kevin Newman), Councillor Mary Dooley and Councillor Maxine Dixon.

### **LGASC6-21/22      APOLOGIES FOR ABSENCE**

Apologies for absence were received from Councillor Rose Bowler and Councillor David Downes.

### **LGASC7-21/22      URGENT ITEMS OF BUSINESS**

There was no urgent business to be considered at the meeting.

### **LGASC8-21/22      DECLARATIONS OF INTEREST**

There were no declarations made at the meeting.

### **LGASC9-21/22      MINUTES**

Moved by Councillor Ray Heffer and seconded by Councillor Rita Turner.

**RESOLVED** that the minutes of a meeting of the Licensing & Gambling Acts Sub Committee held on 5<sup>th</sup> August 2021 be approved as a true and correct record.

### **LGASC10-21/22      TO HEAR REPRESENTATIONS MADE UNDER THE LICENSING ACT 2003 AND DETERMINE WHETHER TO GRANT AN APPLICATION FOR A VARIATION OF A PREMISES LICENCE**

The applicant (Mrs Kelly Allcock) attended the meeting for Committee to determine whether or not to grant an application for a variation of a premises licence at The Headstocks, 47 Wharf Road, Pinxton.

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The applicant was accompanied by her business partner (Tamara Bradley).

Also in attendance was Mr Kevin Newman to present his submitted representation against the application as detailed in Appendix 4 of the report.

The Environmental Health Team Manager - Licensing and the Licensing and Enforcement Officer presented the report. They both explained that the specific licence variation applied for was summarised in paragraph 2.2 of the report, and the application also sought to vary the plan attached to the Premises Licence (proposed plan in Appendix 3). They added that Appendix 5 showed the mediation between the applicant and the objector during the consultation period, during which Mrs Allcock proposed that the outside area would not be used after 22.00 hours.

The Hearing Procedure (Licensing Act 2003 / Gambling Act 2005) was followed.

In providing more detail on the premises, Mrs Kelly Allcock believed that in the two years The Headstocks had been open, it had been a responsibly run establishment that had always consulted with neighbours on noise and anti-social behaviour.

In presenting the representation against the application, Mr Kevin Newman believed that the beer garden was often blocking the back access, and broken pint glasses had been left on residents' windowsills on a number of occasions.

Councillor Andrew Joesbury moved and Councillor Rita Turner seconded a five minute adjournment to allow the Environmental Health Team Manager – Licensing and the Legal Executive to clarify a Planning Application issue.

When the meeting reconvened, the Environmental Health Team Manager – Licensing informed the panel that Planning officers had not received a new Planning Application from The Headstocks, but since Licensing and Planning applications were completely different, the panel should not bear this in mind when making its decision. The Legal Executive advised that Mrs Allcock should seek to address this as soon as possible.

The applicant, her business partner, the objector, the Environmental Health Team Manager – Licensing, the Licensing and Enforcement Officer, Councillor Mary Dooley and Councillor Maxine Dixon left the meeting whilst the Committee deliberated and returned for the announcement of the decision.

Moved by Councillor Rita Turner and seconded by Councillor Andrew Joesbury:

**RESOLVED** that the Sub Committee –

1. Grants the variation application with the following conditions:

- (i) After closing time, the staff must check for glass and litter in the outside area.
- (ii) The beer garden is not to be used after 10.00 pm.
- (iii) The back access must be kept clear at all times.

(Environmental Health Team Manager – Licensing/Licensing and Enforcement Officer/  
Legal Executive)

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The meeting concluded at 11:08 hours.