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**DACORUM BOROUGH COUNCIL**

**LICENSING OF ALCOHOL AND GAMBLING SUB-COMMITTEE**

**23 JANUARY 2024**

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Present –

**MEMBERS:**

Councillors: Pringle (Chair), B Link and A Williams

**OFFICERS:**

Nargis Sultan	Legal Governance Manager (Litigation)
Jodie Edwards	Litigation Lawyer
Sally Mcdonald	Licensing Manager
Kim Knight	Licensing Lead Officer
Trudi Angel	Democratic Support Officer

**OTHER PERSONS PRESENT:**

- Item 4 - Mr Dugard (Applicant)
- Item 4 - Mr Flynn (Applicant)
- Item 4 - Mr & Mrs Masters (Objecting to the application)
- Item 4 - Mr & Mrs Lams (Objecting to the application)

The meeting began at 10.03 am

**1. MINUTES**

The Chair opened the meeting and introductions were made.

The minutes of the previous meeting were agreed by the members present and then signed by the Chair.

**2. APOLOGIES FOR ABSENCE**

There were no apologies for absence.

**3. DECLARATIONS OF INTEREST**

Councillor Pringle declared an interest as the premises was close to the boundary of her ward (Northchurch) and some of the residents may live within her ward. She explained that although she didn't know anyone personally she wanted to be transparent.

**4. PREMISES LICENCE APPLICATION UNDER THE LICENSING ACT 2003**

The Sub-Committee were required to consider an application to review a premises licence for the following premises:

Artisan Bar and Grill  
Cow Roast, Tring  
Hertfordshire  
HP23 5RF

### Decision

In the present case, the Sub-Committee is required to consider whether they should grant the new premises licence. When determining an application for the grant of a premises licence (under section 17 of the 2003 Act), the Sub-Committee must, having regard to relevant representations made in respect of that application, take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

Options Considered:

- (a) grant the licence subject to any applicable mandatory conditions, and conditions consistent with the operating schedule modified to such extent as the authority considers appropriate for the promotion of the licensing objectives;
- (b) exclude from the scope of the licence any of the licensable activities to which the application relates;
- (c) refuse to specify a person in the licence as the premises supervisor;
- (d) reject the application.

**The Sub-Committee has decided to grant the application for a premises licence subject to variation of the outside operating hours in that all outside activities cease at 22.00 hours, and additional hours for the sale by retail of alcohol and opening hours on bank holidays throughout the year (the exceptions being Christmas Eve and New Year's Eve) being modified to such extent as to promote the licensing objectives.**

Whilst the Sub-Committee has given particular consideration to the objectors concerns regarding potential noise disturbance to neighbouring residents, variation to the outside operating hours and the removal of the proposed additional hours will reasonably limit any potential noise and disturbance. It is also noted that the Applicant has 30 years' experience in managing licensed premises. The Premises has good security measures by having in place 42 CCTV cameras, and proposals for managed departure of customers was presented to the Committee.

The Applicant has confirmed that all staff would receive adequate training.

There will be signs to remind customers to respect neighbours whilst dispersing.

The Premises already has in place a noise limiter, this monitors the sound so that excessive noise can be adequately managed.

The Applicant has stated that they have good arrangements with local taxi service to manage staggered dispersal so as to limit disturbance.

Furthermore, the Sub-Committee has taken comfort from the fact that, on previous occasions, the Applicant had used Temporary Event Notices and no complaints of noise and disturbance had been received by the Licensing Authority.

It is further noted that there were no representations received from the Responsible Authorities, with the exception of the Public Health body.

Moreover, the Sub-Committee also notes from Annex 2 of the Licence that the Licence contains conditions and obligations upon the Licence Holder to prevent anti-social behaviour and noise nuisance from occurring and this is deemed sufficient to meet the concerns of the local residents, as such, no additional conditions shall be attached save for the variations of the outside operating hours for all activities to cease at 22.00 hours, and the removal of the proposed additional hour with the exception of Christmas Eve and New Year's Eve. The Applicant was reminded to maintain these obligations.