

MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE 'A'  
12 APRIL 2010

SUBMITTED TO THE LICENSING AND REGULATORY COMMITTEE MEETING  
27 MAY 2010

(To be read in conjunction with the Agenda for the Meeting)

\* Cllr Mrs Gillian Beel

Cllr Steven Renshaw

\* Cllr Bryn Morgan

\* Present

The Head of Democratic & Legal Services advised that Cllr Steven Renshaw had been unable to attend the meeting and \*Cllr Mrs Elizabeth Cable had been appointed to attend on his behalf.

16. ELECTION OF CHAIRMAN (Agenda Item 1)

Cllr Mrs Gillian Beel was elected Chairman for this meeting of Sub-Committee 'A'.

17. MINUTES (Agenda Item 2)

The Minutes of the Meeting held on 1 March 2010 were confirmed and signed.

18. DISCLOSURE OF INTERESTS (Agenda Item 3)

There were no interests raised under this heading.

**PART I – RECOMMENDATIONS TO THE COMMITTEE**

There were no matters falling within this category.

**PARTS II AND III – MATTERS OF REPORT**

Background Papers

The background papers relating to the following report in Parts II and III are as specified in the Agenda for the meeting of Licensing Sub-Committee 'A'.

**PART II – Matters reported in detail for the information of the Committee**

19. LICENSING ACT 2003 – APPLICATION TO VARY A PREMISES LICENCE – HOUSE OF BLUES 5 WHARF STREET GODALMING GU7 1NN (Agenda Item 4; Appendix A)

19.1 The Head of Democratic & Legal Services informed the meeting that the objections to this application had been withdrawn as the objectors were now content that the premises would not be operated in the same style as

previously. The Sub-Committee requested that the minutes recorded that officers were content that the objections raised at the previous review of this premises licence had been overcome.

That application had therefore been removed from the agenda.

20. LICENSING ACT 2003 – APPLICATION FOR A NEW PREMISES LICENCE – OPEN AIR CONCERT, DUNSFOLD PARK, DUNSFOLD AERODROME, STOVOLDS HILL, CRANLEIGH , SURREY GU6 8TB (Agenda Item 5; Appendix B)
- 20.1 The Head of Democratic & Legal Services introduced the application and explained that this application was for a one-off weekend event to which representations had been received. The applicant confirmed that there was nothing in addition or contrary to the submitted application.
- 20.2 The Head of Democratic & Legal Services requested clarification of the programme of events for both days, including the firework display, as this was not clear from the event information paper. That paper, and a submission by the applicant, had been tabled and the objector present representing Dunsfold Parish Council confirmed that he had read the additional papers.
- 20.3 The Council's Principal Solicitor advised the Sub-Committee of the steps they may take to promote the Licensing Objectives.
- 20.4 The applicant confirmed that the programme for the two-day event would include a concert featuring a QUEEN tribute band on the Friday evening and on the Saturday evening a celebration of the 70th Anniversary of the Battle of Britain with classical music and aircraft culminating with a firework display. The sale of alcohol would apply to both evenings. The applicant confirmed that they had agreed to adopt the conditions proposed by Surrey Police and Waverley Environmental Health Service, except for the prohibition of fireworks after 6pm, which they considered to be an integral part of the Saturday evening entertainment. The applicant confirmed that it was proposed that the firework display would last no longer than 8 minutes and be over by approximately 10.15pm.
- 20.5 The Waverley Environmental Health Officer advised the meeting that he had attended the multi-agency Safety Advisory Group for this event and that it was the view of this Group that the potential for noise nuisance from music could be controlled through adhering to National guidelines, but Environmental Health had concerns over the firework display in that it could create a precedent for future events and cumulatively become a nuisance to local residents.
- 20.6 The Dunsfold Parish Council representative said that he was also speaking on behalf of Alfold Parish Council. Both Parish Councils were concerned over the volume of traffic the event would generate through the village centres. The Dunsfold Parish Council representative considered that the site was in an unsustainable location for this type of event as there was no access by public transport and the number of vehicles accessing the event could cause gridlock

in Dunsfold and Alfold villages creating a danger to the public and a public nuisance.

- 20.7 The Dunsfold Parish Council representative quoted conditions from WBC planning applications for the site which limited the number of vehicle movements to the site per calendar day and asserted that inevitably the numbers of vehicles anticipated for that event would exceed that number.
- 20.8 The Council's Solicitor advised the meeting that any planning decision already in existence should not restrict the Sub-Committee's decision, as the applicant would be bound by those decisions and any breach would, if appropriate, be dealt with by planning enforcement. The Safety Advisory Group would be discussing and reviewing the Dunsfold traffic management plan and would deal with any issue regarding public safety outside of the site.
- 20.9 Following questions from the Sub-Committee and final submissions, the Sub-Committee withdrew at 11.00 a.m.
- 20.10 Following the Sub-Committee's deliberation the meeting resumed at 11.54 a.m.
- 20.11 The Chairman of the Sub-Committee informed the hearing that during the Sub-Committee's deliberations the Council's Solicitor was asked to advise the Sub-Committee on the wording for conditions.
- 20.12 The Sub-Committee did not consider that the application conflicted with the Licensing Objectives and agreed to grant the application. However, the concerns raised over Public Nuisance (LO3) had been taken into account. To address those concerns the amendments and conditions proposed by Surrey Police and Waverley Environmental Health on pages 59-64 of the agenda papers, and agreed by the applicant, would be added to the licence, with the exception of Environmental Health condition no. 3iii). In relation to the issue of pyrotechnics, the Sub-Committee agreed that fireworks would be permitted on Saturday 5<sup>th</sup> June only for a period of no longer than 10 minutes, and to be concluded by 10.30pm.

The Sub-Committee had also discussed the issues raised concerning traffic in the local area but considered that these were addressed within the planning regime and would also be carefully considered by the Safety Advisory Group.

**The meeting commenced at 10.00 am and concluded at 11.58 am.**

Chairman