

Minutes of the **Licensing Sub-Committee**
of the **Test Valley Borough Council**
held in the Council Chamber, Duttons Road, Romsey
on Friday 11th August 2006 at 9.30 a.m.

Attendance:

Councillor A.G. Dowden	(P)
Councillor C.D. Lynn	(P)
Councillor B.A. Page	(P)

Also in attendance:

Mr A. Bak – Solicitor for the Applicant
Mr M. Swindon – Director, Gourmet Pub Company
Mr A. Marshall – General Manager, Olive Tree Bar and Kitchen

1

Appointment of Chairman

Resolved:

That Councillor Page be appointed Chairman for the duration of the meeting

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Minutes

Resolved:

That the minutes of the meeting held on 3rd July 2006 be confirmed and signed as a correct record.

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**Application for the Variation of a Premises Licence –
The Olive Tree Bar and Kitchen, Latimer Street,
Romsey SO51 8DF**

The Sub-Committee was requested to consider an application for a Variation of a Premises Licence for The Olive Tree Bar and Kitchen, Latimer Street, Romsey.

The Licensing Manager presented the facts of the case to the Sub-Committee and outlined the details of the existing Premises Licence. As the application for a Variation had attracted representations from interested parties, it was necessary for the application to be determined at a Hearing. The nature of the Variation requested was as follows:

- a) To vary condition number 15 to the current licence to allow the use of the beer garden to be extended from 2000 hours to 2300 hours.
- b) To vary condition number 17 to the current licence to allow access by persons aged under 18 to be extended from 1800 hours to 2100 hours. This is in respect of the restaurant area only and persons aged under 18 will not be permitted in the bar at any time.
- c) To vary condition number 13 to the current licence to allow the number of occasions on which regulated entertainment can be provided to be increased from 30 to 104 times per calendar year.
- d) To provide late night refreshment until 0000 hours on Friday and Saturday.
- e) The times for all licensable activities to be increased by one hour on Burns Night, St Valentine's Day, St David's Day, St Patrick's Day, Good Friday, Easter Saturday, Easter Sunday, St George's Day, Christmas Eve, Boxing Day and the Saturday and Sunday immediately preceding each bank holiday that falls on a Monday.

The Licensing Manager drew the Sub-Committee's attention to the representations from the interested parties.

The Chairman invited Mr Bak, Solicitor for the Applicant, to outline the reasons for the request to the Sub-Committee. In his presentation, Mr Bak submitted a number of letters in support of the application as well as pictures of the premises.

The Chairman adjourned the meeting to enable the Sub-Committee to consider the matter.

The Applicant had agreed to an amendment to the operating schedule so that there would be no admission to the premises, either by individuals or groups, after 22.45 pm.

Upon return, the Chairman informed the meeting that the Sub-Committee, in reaching its determination upon the matter, had had regard to the National Licensing Guidance issued under Section 182 of the Licensing Act 2003, Test Valley Borough Council's own Licensing Policy, together with the representations made at the Hearing and in writing.

Although the Sub-Committee had considered making it a condition to extend CCTV to the garden area, it had not done so but urged the Applicant to consider it.

Decision:

Resolved:

- (1) That it be noted that conditions 9 and 11 attached to the current licence will remain as conditions.**

- (2) That the application for a Variation to a Premises Licence for The Olive Tree Bar and Kitchen, Latimer Street, Romsey be agreed subject to the agreed amendment to the operating schedule so that there would be no admission to the premises, either by individuals or groups, after 22.45 pm.**

(The meeting terminated at 10.45 a.m.)