

Minutes of the **Licensing Sub-Committee**  
of the **Test Valley Borough Council**  
held in Council Chamber, Guildhall, Andover  
on Friday 10 June 2011 at 9.30 am

Attendance:

Councillor A Hope (P) Councillor A Tupper (P)  
Councillor P Lashbrook (P)

Also in attendance:

Councillor A Johnston  
Councillor N Long  
Councillor N Anderdon  
Sergeant T Adams, Sergeant D Wright and Georgie Fice, Hampshire Constabulary  
Professor Roy Light

1 **Appointment of Chairman**

**Resolved:**

**That Councillor Hope be appointed Chairman for the duration of the meeting.**

2 **Minutes**

**Resolved:**

**That the minutes of the meeting held on 6 August 2010 be confirmed and signed as a correct record.**

3 **Application for Review of a Premises Licence –  
The Piston Broke, London Street, Andover**

The Sub-Committee considered an application for the review of a premises licence for The Piston Broke, London Street, Andover by the Environmental Health Manager of Test Valley Borough Council.

Professor Roy Light, representing the owners of The Piston Broke, Mr A Lavery and Mr E Cooper, met with Test Valley Borough Council's Environmental Protection Officers and representatives from Hampshire Constabulary prior to the meeting to discuss the review of the premises licence. It was agreed between them to put forward two additional conditions to the Sub-Committee to address the noise issue until the existing tenants of the flats above the subject premises had vacated.

The Licensing Manager explained that the review had been requested following noise complaints from the three residential flats located above the premises.

Professor Light informed the Sub-Committee that the landlord of the premises had served notice to quit on the tenants of the three flats and understood that these flats would be likely to be empty by October/November. The Landlord had reported that he would either carry out soundproofing to the flats prior to reletting them, or would leave the flats unoccupied.

The Environmental Protection Team (Lorna Taylor and Mark Lee) indicated that they had not previously been made aware of the notices to quit having been served on the tenants.

Sergeant Adams explained that the Police had had significant engagement with the premises over many months, but, in light of the further conditions being proposed, were not disposed to call for any additional steps to be taken in relation to the premises for the time being.

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

### **Decision**

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.

The Sub-Committee were concerned about the manner in which the premises had been conducted during the course of the last 12 months and took a very serious view of the matters raised by the Environmental Protection Team and Hampshire Constabulary. However they were pleased to note that that a measure of agreement had been reached as to the future operation of the premises. The Sub-Committee were also pleased to see that premises licence holders had given a commitment to ensure proper training was provided for their staff.

### **Resolved:**

**That the following two conditions be added to the Premises Licence:**

- 1. No regulated entertainment shall take place between 23.00-12.00 hours and no live music shall be played at any time until full implementation of a noise insulation scheme and the completion of sound testing to verify the effectiveness of that noise insulation scheme to the satisfaction of the Environmental Health Manager or when nobody is residing in the flats above.**

- 2. All licensable activities shall be confined to between 11.00-23.00 hours Sunday to Thursday and 11.00-23.59 hours on Fridays and Saturdays only until full implementation of a noise insulation scheme and the completion of sound testing to verify the effectiveness of that noise insulation scheme to the satisfaction of the Environmental Health Manager or when nobody is residing in the flats above at which time the licensable activities will revert to the original hours on the original licence.**

(Meeting terminated at 12.12 pm)