

Minutes of the **Licensing Committee**
of the **Test Valley Borough Council**
held in Council Chamber, Guildhall, Andover
on Monday 12 March 2012 at 5.30 p.m.

Attendance:

Councillor A Hope (Chairman)	(P)	Councillor J N Anderdon (Vice-Chairman)	(P)
Councillor I Andersen	(P)	Councillor A Johnston	(P)
Councillor A Beesley	(A)	Councillor P Lashbrook	(-)
Councillor A Brook	(-)	Councillor N Long	(P)
Councillor J Budzynski	(P)	Councillor I Richards	(P)
Councillor M Cooper	(A)	Councillor A L Tupper	(A)
Councillor B Few Brown	(P)	Councillor J Whiteley	(P)
Councillor A Finlay	(P)		

Also in attendance:

Councillor D Busk
Councillor N Whiteley

346

Declarations of Interest

In accordance with the Licensing Procedure Rules, Councillors Andersen and Long, as the local ward Members, left the room while the Committee deliberated the decision for item 8.

347

Minutes

Resolved:

That the minutes of the meeting held on 14 February 2012 be confirmed and signed as a correct record.

348

Sexual Entertainment Venue Licence – The George, George Yard, Andover

The Committee considered an application for a Sexual Entertainment Venue Licence from Mrs Sarah-Jane Grace and Miss Ruth Pendergrast in respect of the lower bar of The George public house, George Yard, Andover.

The Licensing Manager explained that the premises were currently the only one within the Borough for which such an application had been made. The Council adopted with effect from 1 April 2011 an amendment to Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 which meant that the existing legislation used to license a Sex Shop or Sex Cinema had now been extended to

include Sexual Entertainment Venues. As there was no delegated power for applications to be determined by officers the matter had come before the Committee for determination.

The Licensing Manager reported that the application had not attracted any objections that cited grounds which could be considered valid in deciding whether or not a licence should be granted. The Committee must therefore determine the application taking into account the location of the proposed premises in relation to other premises in the immediate area.

The Licensing Manager informed the Committee that the premises had been operating as a sexual entertainment venue for the past 4 years without problems. It was only a change in legislation which had required the application for a licence. The premises were well managed; hence the police had made no objections.

The Committee noted that Council would be able to exercise control over the premises if a licence were granted by attaching conditions to the licence. It was also noted that a licence, if granted, would be for a period of 12 months and would then have to be renewed. Upon the application for renewal the Committee would be able to take account of the impact of the premises upon the neighbouring area, if any.

A Member asked how the premises would be monitored to ensure that the conditions imposed were adhered to. The Licensing Manager assured the Committee that he would liaise with the local police to undertake a defined programme to check the premises on a regular basis.

A Member suggested that Condition 16 be amended to specify that all CCTV recordings were kept for a period of 31 days and the Committee endorsed this.

The Committee then proceeded to deliberate on the matter in private, with only the Legal Officer and committee Officer present.

The Chairman announced the Committee's decision in public.

Decision:

That the Sexual Entertainment Licence for the George, George Yard, Andover be granted.

Resolved:

- 1. That the application for a Sexual Entertainment Venue Licence in respect of premises at The George, George Yard, Andover be approved.**
- 2. That the Head of Administration issue a licence for a period of 12 months with the conditions as detailed in Annex 2 attached to the report.**
- 3. That condition 16 be amended to specify that the CCTV recordings be retained for a period of 31 days.**

(Meeting terminated at 6. 22 p.m.)