

BROADLAND LICENSING AND REGULATORY COMMITTEE

Minutes of a meeting of the Broadland Licensing and Regulatory Committee of Broadland District Council, held on Monday, 12 June 2023 at 10.00 am.

Committee Members Present: Councillors: S Catchpole (Chairman), A Miah

Apologies for Absence: Councillors: S Beadle

Substitute: Councillors: F Bowe (In place of S Beadle)

Officers in Attendance: S Harris (Licensing Team Leader), C Norman (Licensing and Enforcement Officer), A Nicholas (Environmental Health Officer (Community Protection)), F Clement-Harry ((Solicitor NPLaw - the Committee's Legal Advisor)) and J Overy (Democratic Services Officer)

Also in Attendance: Ms K Williams (applicant), Mr T Thaine (in support of the applicant), Mr D Francomb (Salhouse Parish Council), Ms S Martin (Clerk - Salhouse Parish Council), Mr J Dunham, Mr J Leathers and Mr J Lyon.

1. DECLARATIONS OF INTEREST

No declarations of interest were received.

2. APOLOGIES FOR ABSENCE

Apologies for absence were received from Cllr Beadle, Cllr Bowe was his substitute for the meeting.

3. LICENSING ACT 2003 - APPLICATION FOR A PREMISES LICENCE - BLACK BARN FARM, NORWICH ROAD, SALHOUSE, NORWICH

The Committee considered an application for a premises licence.

The application consisted of the following proposals:

Licensable Activity:

Films

Monday to Sunday 09.30 to 22.30

Indoors and Outdoors

For profit open air cinema screenings during the summer months (April to Sept). During the winter months, for profit indoor cinema screenings (Oct to March). These would take place either in the ground floor Atrium or first floor event/café space. Audience would never exceed 500.

Live Music

Monday to Sunday 11.00 to 00.30

Indoors and Outdoors

Live amplified music. However, this will not start on any day (either inside or outside the barn) before 11am.

This may be part of a ticketed or private event OR the live music performers will be paid by business owners as an ancillary part of a food festival or similar.

During winter months (April to Oct), live amplified music outside may run between 11am and 23.45.

During winter (Nov to March) when events will happen inside the barn, live music may run between 11am and 00.30.

Recorded Music

Monday to Sunday 09.00 to 00.30

Recorded amplified music. However, this will not start on any day (either inside or outside the barn) before 9am.

During warmer months (April to Oct), recorded amplified music outside may run between 9am and 23.45.

During winter (Nov to March) when events will happen inside the barn, recorded amplified music may run between 9am and 00.30.

Late Night Refreshment

Monday to Sunday 23.00 to 01.00

Indoors and Outdoors

To allow us to continue serving food and alcohol between the hours of 23.00 and 01.00.

Supply of Alcohol

Monday to Sunday 09.00 to 01.00

On and off the premises

Throughout the year 09.00 to 01.00 (the following morning).

2.3 It is proposed that the premises will be open as follows:

Monday to Sunday 09.00 to 01.00.

The Committee then heard representations from the applicant and the objectors and listened to advice from the Licensing Officers, the Senior Community Protection Officer and the Legal Advisor. The Committee then went into private session to deliberate the application.

The applicant, objectors, Licensing Officers and the Community Protection Officer were re-admitted to the meeting whilst some clarification was sought in respect of a Nuisance Management Plan. The Committee then went into a further private session to deliberate the application.

The applicant, objectors, Licensing Officers and the Community Protection Officer were re-admitted to the meeting and advised of the decision of the Committee.

DECISION

Having taken account of the evidence and representations from all parties the Committee is granting a licence for the following licensable activities:

1. Exhibition of Films – no more than one event a month, to take place on a Friday or a Saturday.
2. Supply of Alcohol – from Sunday to Thursday between the hours of 9.00am to 6.00pm and on Friday and Saturday between the hours of 9.00am and 11.00pm.

The Committee has decided not to grant a license for the following activities:

1. Live Music
2. Recorded music
3. Late Night Refreshments

The Committee has decided to impose the following conditions:

1. Nuisance Management Plan – to be drawn up by the applicant in consultation with and with the agreement of the licensing authority's Community Protection Officer.
2. The conditions agreed with Norfolk Constabulary shall be imposed with some amendments.

The reasons for this decision were:

The Committee took account of the interests of the applicant balanced against the interests and protection of the wider community when making their decision.

RIGHTS OF APPEAL

Rights of appeal are set out in Schedule 5 of the Licensing Act 2003. Any person wishing to appeal this decision by the licensing authority to refuse to grant the application, or any conditions imposed on the licence should do so within the period of 21 days from the receipt of written notification of the decision appealed against. Any appeal must be sent directly to the Magistrates' Court.

(The meeting concluded at 12.30 pm)

Chairman