

# Crawley Borough Council

## Minutes of Licensing Sub Committee

13 December 2010 at 1.00pm

**Present:**

Councillors B J Burgess, L R Gilroy and B MeCrow

**Officers Present:**

Tony Baldock	Group Manager for Food, Licensing and Occupational Health
Mike Lyons	Senior Licensing Officer
Mez Matthews	Democratic Services Officer
Sharon Rana	Legal Clerk

**Also in Attendance:**

Applicant	Jean Irving (Force Licensing Manager – Sussex Police)
	Sergeant Andy Bradford (Sussex Police)
	Inspector Rob Lovell (Sussex Police)
	Peter Savill (Barrister for Sussex Police)
Certificate Holder	Jacqueline Bambridge (General Secretary – Centaur Club)
	Darren Hicklin (Chairman – Centaur Club)
	David Street (Solicitor for Centaur Club)
Responsible Authority	Davie Walkes (Senior Environmental Protection Officer – Crawley Borough Council)
Interested Parties	Councillor B A Smith (Ward Councillor – Langley Green)
	Malcolm Payne (Local Resident)
	Michaela Homewood (Daughter of Local Resident)

**20. Appointment of Chair**

**RESOLVED**

That Councillor B McCrow be appointed Chair for the meeting.

**21. Members' Disclosure of Interests**

No disclosures of interests were made by Members.

**22. Application for Review of the Club Premises Certificate Applicable to 'Centaur Club', St Leonard's Church Hall, Martyrs Avenue, Langley Green**

The Sub-Committee considered an application by Sussex Police to review the club premises certificate (CPC) held in respect of the Centaur Club, St Leonard's Church Hall, Martyrs Avenue, Langley Green, Crawley.

Following the introduction of those present at the meeting, the Legal Clerk outlined the procedure for the meeting. The Legal Clerk informed all parties that the Sub Committee had requested a briefing meeting with the Legal Clerk prior to the commencement of the Sub Committee to confirm the procedure which would be followed during the meeting. The Legal Clerk informed all parties that cross-examination would only be permitted with the prior agreement of the Sub Committee, and that a request to cross-examine could be made at any stage during the proceedings.

The Legal Clerk then confirmed that the Sub Committee had not previously asked for clarification of any aspect of the application or the representations received from any party.

Report PES/16 of the Council's Head of Planning and Environmental Services was presented by Mike Lyons, a Senior Licensing Officer for Crawley Borough Council.

**The Application**

The Sub Committee was advised that on 8 October 2010, Sussex Police as a responsible authority had submitted an application to the Council to review of the club premises certificate in respect of the premises known as 'Centaur Club', St Leonard's Church Hall, Martyrs Avenue, Langley Green, Crawley. A copy of the application was set out in Appendix A to the report PES/16 of the Head of Planning and Environmental Services. The review was requested on the grounds that the certificate holder was not promoting the statutory objectives of preventing crime and disorder and the protection of children from harm. Sussex Police had later provided further papers comprising witness statements and other documents in support of the application which were set out in Appendix B to the report.

The Sub Committee also had before it a copy of the club premises certificate (Appendix C) which detailed the club activities authorised by the certificate.

In addition, a copy of the representation from David Shaw, Fire Safety Engineer, on behalf of the Fire Authority which outlined concerns regarding the public safety licensing objective was attached to the report as Appendix D. Representation received from Davie Walkes of the Noise Team, Environmental Protection Officer on behalf of the Council as a responsible authority had submitted a relevant representation which outlined the effect the certificate was having in the area with regard to the public nuisance licensing objective (Appendix E).

The local Ward Councillor, Brenda Smith, had submitted a relevant written representation on the basis that the certificate as it stood was having an adverse effect on the prevention of crime and disorder, public safety, and prevention of public nuisance licensing objectives (Appendix F). Another relevant written representation had been received from an interested party, Mr Payne, on the basis that the certificate as it stood was having an adverse effect on the prevention of crime and disorder and prevention of public nuisance licensing objectives (Appendix G).

Darren Hicklin, Chairman of the Centaur Club, had submitted a representation on behalf of the Committee and club members which outlined the measures which had been taken to promote the licensing objectives. A copy of the representation was attached as Appendix H to the report.

The report set out matters which the Sub Committee had to take into consideration when dealing with the application and detailed the review process. The Senior Licensing Officer, proceeded to inform the Sub Committee of the options available to them in respect of the review, and reminded the Sub Committee that any decision must be based upon the promotion of the four licensing objectives. The options were to:

1. modify the conditions of the club premises certificate;
2. exclude a qualifying club activity from the scope of the certificate;
3. suspend the certificate for a period not exceeding three months; or
4. withdraw the certificate.

### **The Applicant**

Mr Savill addressed the Sub Committee as the representative of the Applicant, Sussex Police, and drew the Sub Committee's attention to Appendices A and B of the report which detailed the Police's application for a review and additional material comprising witness statements and other documents in support of the review.

Mr Savill drew the Sub Committee's attention to page 4 of Appendix A which provided details relating to a serious assault which had taken place on the premises on 21 August 2010. Mr Savill informed the Sub Committee that since the publication of the report one individual had pleaded 'guilty' to grievous bodily harm and common assault against a 14 year old, another offender had pleaded 'guilty' to wounding. Both individuals were due to be sentenced the following week.

Mr Savill stated that the representation which had been provided by the Centaur Club (Appendix H) acknowledged the Club's failings in the past and described the occurrences as 'inexcusable'. Mr Savill stated that the Club had become complacent and that the rules contained within the Appendix were being flouted. Mr Savill stated that the licensing objectives were clearly being undermined by the Club.

It was suggested by Mr Savill that the majority of problems occurred when the Club held private functions, that the rules were not being adhered to by the Club, that bar staff were allowing individuals to consume irresponsible amounts of alcohol which had led to uncontrollable behaviour, and that minors had been allowed to remain on the premises beyond the time prescribed in the certificate.

Mr Savill was of the view that the conditions proposed by the Police (page 7 of Appendix A, conditions A-K) were both proportionate and necessary, and stated that they would ensure that the Club would be properly managed. He took them in turn and provided further justification as follows:

- (A) The use of professional SIA door supervisors was essential when private events / parties took place given the history of the Club.
- (B) The hours of club activities should be restricted as serious problems had occurred when the Club had remained open past 23.00hrs. An application to extend the hours could be made by the Club at a later date.
- (C) If one Committee member were a Personal Licence Holder they would receive proper training. At present the Police were not satisfied that the Committee ran the Club properly.
- (D) It was proposed that the time at which persons under the age of 18 were required to vacate the premises be reduced by one hour.
- (E) An incident and refusals log was the hallmark of professionally run premises.
- (F) It was imperative that Police staff and Local Authority Licensing Officers be allowed access to the premises during times when licensable activities were taking place.
- (H) Fully documented training records were essential as at present the Police were not sure which members of staff had undertaken training, what that training was, and when the training had taken place.
- (I) The presence of a Committee member after 1900hr until close during licensable activities should ensure that any staff complacency was dealt with.
- (K) (cited as (H) within the Appendix) Proper control over non-members was required.

In relation to the proposed one month club premises certificate suspension period, Mr Savill deemed it necessary as it would allow the Club time to ensure that all staff members were fully trained.

### **Certificate Holder**

Mr Street addressed the Sub Committee as the representative of the Certificate Holder, Centaur Club, and stated that the Club accepted that the Committee had lacked professionalism in the past, that the rules had not been adhered to, and that as such an adverse affect on the licensing objectives had occurred. Mr Street informed the Sub Committee that since the incident on 21 August 2010 incident, the changes had been implemented to the way in which the Club was operated to facilitate a new management approach.

Mr Street drew the Sub Committee's attention to the photos contained within the Club's written representation (Appendix H) and proposed that clearer copies be submitted, if the Sub Committee and all parties present were in agreement. No objection was raised to this proposal. Mr Street stated that the Club's Constitution (contained within Appendix H) had been redrafted, and he requested that the Sub Committee and all parties present agree to the submission of the new Club Constitution. Objection was raised by the Applicant to the proposed submission on the basis that the Applicant's statement (above) had been based on the old Constitution, and that sufficient time had not been given to consider the document. The application for the introduction of the redrafted Constitution as new material was therefore refused.

Mr Street stated that the club opening hours and sale of alcohol hours proposed by the Club (Appendix H) only differed slightly to those proposed by the Police. Mr Street considered the conditions proposed by the Police (page 7 of Appendix A, conditions A-K) and took them in turn providing the following comments:

- (A) It was now Club procedure that SIA door supervisors to be employed during private events / parties.
- (B) Curtailing the hours of licensable activities would not address the problems previously experienced with the Club as closing earlier would coincide with the closing time of the local public house which could lead to conflict. Mr Street was of the view that such a curtailment would contravene the crime and disorder licensing objective, and he therefore recommended that the opening hours of the Club remain unchanged.
- (C) It was not appropriate to require that one member of the Committee be a Personal Licence Holder as the designation of a Personal Licence Holder was only relevant to profit making licensed premises. The Club Committee members were volunteers, most of who worked. The proposed condition was not necessary as all staff would be properly trained.
- (D) The Club provided family entertainment and a curtailment of the time at which persons under the age of 18 were required to vacate the premise would restrict Club members.
- (E) An incident and refusals log was now in use and was maintained. The Club were happy to continue with the procedure and advised that the log could be viewed upon request.
- (G) The Club had taken on board the Police's CCTV specification and the old CCTV system had been replaced. Sixteen cameras now covered all areas of the Club. The Police could now download images when required as the new CCTV system was compatible with their own.
- (H) Training certificates were contained within Appendix H. Training would now be monitored and documented by the Club.
- (I) Comments made in relation to (C) above were reiterated. Although a Committee member was usually present during the hours stated in the proposed condition, the imposition of such a condition would be unworkable and the Club would have to remain closed if those members were ill or away. Any issues were fed back to the Committee by staff.
- (J) Drinks were no longer taken outside the Club building, and that requirement was enforced by the Committee. The situation was better, but the extent of the improvement would become clearer during the summer months.
- (K) (cited as (H) in the Appendix) Although the Club did not have an objection to the condition in principle, the imposition of the procedure as a condition was not appropriate as it was part of the new Constitution and Club members were responsible for their guests.

Mr Street stated that the proposed suspension of the club premises certificate was unnecessary and would be counterproductive as, if the premises were closed there would be no staff to train, and the staff would not be able to put the new training into practice. The Sub Committee were informed that the Club had 'taken stock' since the incident on 21 August 2010 and no entertainment had taken place between that date and the 10 October 2010. Mr Street reminded the Sub Committee that membership of the Club Committee had been overhauled and that the individuals present at the Sub Committee meeting had been newly appointed.

Mr Street requested that the Sub Committee only impose the conditions it considered necessary to fulfil the licensing objectives and reminded the Sub Committee that the new Constitution was available the view should the Sub Committee or any other party present request to see it.

### **Questions to the Certificate Holder**

In response to a question from the Ward Councillor, Mr Street confirmed that bar staff were responsible for the removal of children from the dance floor past 2100hrs, that if a live act were present they would make an announcement that it was 2100hrs and that the rule was enforced by member consensus. Following a further question from the Ward Councillor Mr Street stated that any conflict which occurred due to the coinciding closing times of the Club and the local public house would be outside the control of the Club, and he reminded the Sub Committee that the Licensing Guidance recommended staggered closing times when there was more than one licensed premises in the vicinity. Mr Street informed the Sub Committee that training documentation was available should any party wish to view it.

Following a question from the Senior Environmental Protection Officer, Mr Street confirmed that as of 29 November 2010, the previous Entertainments Manager, had been replaced. The Ward Councillor questioned how many members of the Committee had changed and was informed that although a few had remained for continuity purposes, the Chair, Secretary and other principal members had been replaced. The Ward Councillor asked the Certificate Holder to confirm the benefit the Club provided to the residents of Langley Green, and was informed that the Club operated open membership and had a current membership of 215. The Certificate Holder could provide a list of current members if requested.

In response to a question from the Applicant, Mr Street confirmed that five members of staff were currently employed by the Club although one was currently on compassionate leave. Mr Street also informed the Sub Committee that the individual who had been caught stealing from other members (Incident Log, Appendix H) had only received a three months ban from the Club as concern had been raised regarding the mental health of the individual in question and the Committee had been of the view that the person should receive a second chance. The Sub Committee were informed that the person in question had not returned to the Club. Mr Street confirmed that the membership of six or seven members was currently suspended.

### **Responsible Authority**

Mr Walkes, Senior Environmental Protection Officer in the Council's Noise Team, addressed the Sub Committee on behalf of the Council as a responsible authority and drew the Sub Committee's attention to Appendix E of the report which gave an account of the history between the Club and the Environmental Health Division. Mr Walkes stated that the Division would have requested a Review of the certificate had the Police not done so.

Mr Walkes informed the Sub Committee that the Club backed onto residential gardens and that the noise emanating from the Club premises was horrendous. He stated that formal action was always the last resort but had become necessary as the Club had failed to take notice of the information provided by the Environmental Health Division. Mr Walkes stated that often the noise produced by the Club was too loud and the Division had found it difficult to approach the Club and fulfil its statutory responsibilities. He maintained that a decrease in the opening hours would reduce the amount of alcohol consumed.

### **Questions to the Responsible Authority**

Following a question from the Sub Committee Mr Walkes stated that even though he had asked the previous Entertainments Manager to accompany him around the corner of the premises and had explained to him that if the noise was loud there it would be causing a disturbance no reduction in the noise levels had occurred. Mr Walkes confirmed that although there was no statutory maximum noise level, if the noise could be heard from the street it was deemed to be excessive. Mr Walkes explained that although the Club had purchased an ambient noise measuring device, it was not suitable as it could not measure the noise frequencies which caused a disturbance to the neighbours.

Mr Walkes confirmed Abatement Notices were not served frequently and were only served as a last resort. Mr Walkes had witnessed the noise level at the Club on many weekends and as the Club was either unable or unwilling to control the noise from the premises there was no other option but to serve the Notice.

### **Interested Parties**

Councillor Brenda Smith, Ward Councillor for Langley Green addressed the Sub Committee and stated that she had been contacted by local residents who were concerned about the increase in the level of noise coming from the Centaur Club since the smoking ban had come into force. The Sub Committee was reminded that the Club was located within a residential area and she was of the view that it was used as a drinking club which was unnecessary given that there was already a public house nearby.

Councillor Smith repeated that intervention by Environmental Health Officers had not improved the situation and she was of the opinion that the licensable hours of the club were too long. She considered that the conditions proposed by the Police were necessary and was of the view that Club Committee members should take responsibility by ensuring a rota was in place so that a Committee member was on the premises whilst licensable activities took place. Councillor Smith had conducted her own investigations and urged the Sub Committee to agree the conditions proposed by the Police. In particular Councillor Smith supported the conditions that persons under the age of 18 years should not be permitted on the premises past 2100hrs, and that SIA door supervisors should be provided during private functions / parties.

Councillor Smith drew the Sub Committee's attention to paragraph 3(N) of the Club's Constitution (Appendix H) and raised concern that twenty four private functions in any calendar year was too many. It was confirmed by the Certificate Holder's representative that statutorily only twelve Temporary Event Notices would be permitted, not the twenty four cited in the Club's Constitution.

Mr Payne then addressed the Sub Committee and informed it that his garden backed on to the Club premises. The Sub Committee noted that over the past six to seven years the noise had become horrendous and that the problem had not been rectified. The Sub Committee were informed that the noise was often so loud that he could not sit out in his garden and that the noise was still loud enough to hear inside the house with all the doors and windows shut. Mr Payne had complained continuously regarding the noise and swearing which could be heard coming from the premises during licensable activities, and he was upset that the Club had told him to move if he did not like the noise. Mr Payne provided the Sub Committee with several dates when the noise had been very loud.

### **Questions**

Mr Payne asked the Certificate Holder's representative to confirm the meaning of a private function and he was informed that it related to any function which was organised by a non-Club-member. The Senior Environmental Health Officer raised concern that the karaoke which took place on a Sunday night, although not a private function, often caused a disturbance.

### **RESOLVED**

In accordance with Regulation 14(2) of the Licensing Act 2003 (Hearings) Regulations 2005, the public be excluded from the following part of the hearing. The Sub Committee considered that the public interest in taking such action outweighed the public interest in the hearing taking place in public.

### **23. Application for Review of the Club Premises Certificate Applicable to 'Centaur Club', St Leonard's Church Hall, Martyrs Avenue, Langley Green**

The Chair declared the meeting re-open for consideration of business in public session. She informed the hearing that the Sub Committee was still considering the application and that it requested further information regarding several of the conditions of the current Club Premises Certificate (Appendix C). The following information was confirmed by the Certificate Holder:

- Condition 5 (panic button) – that the condition was in force and that the Certificate Holder agreed that the condition should remain on the Certificate.
- Condition 7 (magnetic lock on door entry system) – that the condition was in force and that the Certificate Holder agreed that the condition should remain on the Certificate.
- Condition 9 (children in the bar area) – that the plan attached to the current certificate was defective and that the bar area only related to the area immediately in front of the bar. The Certificate Holder agreed that the condition should be amended to read "the bar".

Mr Savill addressed the Sub Committee and suggested that condition 6 of the current Certificate relating to CCTV should be removed and replaced with the Police's proposed condition (G).

The Chair informed the hearing that the Sub Committee would retire to consider the Review and that the hearing would re-open once a decision had been reached.

### **RESOLVED**

In accordance with Regulation 14(2) of the Licensing Act 2003 (Hearings) Regulations 2005, the public be excluded from the following part of the hearing. The Sub Committee considered that the public interest in taking such action outweighed the public interest in the hearing taking place in public.



**24. Application for Review of the Club Premises Certificate Applicable to 'Centaur Club', St Leonard's Church Hall, Martyrs Avenue, Langley Green**

The Sub Committee gave further consideration to the application and to the matters raised at the meeting. The Sub Committee determined the steps considered to be necessary and proportionate for the promotion of the licensing objectives, without taking into consideration punitive issues.

**RESOLVED**

1. That the following modifications to the conditions of the club premises certificate be made:

- (i) The opening hours, the hours of the supply of alcohol and the hours of regulated entertainment to be restricted to those proposed by the Police in condition (B) of their proposed conditions so that it read as follows:

Opening hours from Sunday to Thursday	1200-2300
Opening hours on Friday and Saturday	1200-2300
Supply of alcohol Sunday to Thursday	1200-2230
Supply of alcohol Friday and Saturday	1200-2300
Live music Sunday to Thursday	1200-2200
Live music Friday and Saturday	1200-2230
Recorded music Sunday to Thursday	1200-2230
Recorded music Friday and Saturday	1200-2300
Performance of dance Sunday to Thursday	1200-2230
Performance of dance Friday and Saturday	1200-2300
Provision of facilities for making music and dancing (and anything of a similar description to the above)	
Sunday to Thursday	1200-2230
Friday and Saturday	1200-2300

- (ii) That condition (1) of Annex 2 be modified to read that "no guests shall be allowed to be signed into the premises after 2200 hours".

- (iii) That condition (6) of Annex 2 be removed and replaced with condition marked (G) in the proposed conditions submitted by the Police so that it read:

"An internal and external CCTV system shall be installed, fully maintained and operated in accordance with Police recommendations to the standard acceptable to Sussex Police. Images shall be retained for at least 28 days and except for mechanical breakdown beyond the control of the proprietor, shall be made available to Sussex Police Licensing Officers and Crawley Borough Council Licensing Officers as soon as possible and remedied as soon as practicable. This system shall be capable of being downloaded on requirement."

- (iv) That conditions (9), (10) and (11) of Annex 2 be removed and replaced by the following condition:

“No persons under the age of 18 years be permitted on the premises after 2100 hours on any day. While persons under the age of 18 are permitted on the premises they are not allowed at the bar counter or in the area immediately adjacent area to the bar counter.”

- (v) That condition (12) of Annex 2 be removed from the club premises certificate as it was now redundant and adequately provided for in the revised times.

- (vi) That condition (13) of Annex D be modified so that it read:

“On at least two occasions during each performance of regulated entertainment the noise levels at the boundary of nearby noise sensitive premises shall be checked to ensure that they are not causing unreasonable disturbance.”

- (vii) That condition (16) of Annex 2 be removed and replaced with condition marked (J) in the proposed conditions submitted by the Police so that it read:

“No drinks to be taken outside the club building.”

- (viii) That conditions (2), (3), (4), (5), (7), (8), (14) and (15) of Annex D continue to be conditions of the club premises certificate.

2. That the following conditions be added to the club premises certificate as new conditions:

- SIA door supervisors to be provided during private events/parties. At a ratio of 2 for the first 100 persons, and an additional door supervisor for every 100 (or part of) persons. Door supervisors should be present from the start of the event until 30 minutes after the event has ended.
- One member of the committee must be a personal licence holder.
- A incident log to be generated and maintained and be available to the Police and Local Authority when required.
- A refusal register to be kept in which details of all refused sales of alcohol and refusals of entry are entered. These records to be available to the Police and Local Authority when required.
- Police staff and Local Authority licensing officers to have access to the premises during times that licensable activities are taking place
- Fully documented staff training must be carried out for all persons supplying alcohol on the prevention of sales to underage children and refusing sales to intoxicated persons. This training must take place prior to staff serving alcohol. Refresher staff training must be delivered by a responsible committee member every 2 months. All training records and documentation must be made available to Sussex Police and CBC on request.

- One club member shall sign in no more than 2 non-member, and the member will remain with, and be responsible for, the guest for as long as they remain on club premises
- Effective noise control equipment be installed, fully maintained and operated in accordance with the Environmental Health Division's recommendations to a standard that is acceptable to the Division. Any breakdown or system failure will be notified to the Environmental Health Division as soon as possible and remedied as soon as possible.
- The number of temporary event notices to not exceed the maximum number for a premise per year as stipulated in the Licensing Act 2003.

3. That the Club Premises Certificate be suspended for a period of two weeks.

## **25. Re-admission of the Public**

The Chair declared the meeting re-open for consideration of business in public session. The Chair asked the Legal Clerk to announce the Sub Committee's decision with regard to the Sussex Police's application to review the club premises certificate (CPC) held in respect of the Centaur Club, St Leonard's Church Hall, Martyrs Avenue, Langley Green, Crawley.

In doing so the Legal Clerk reported that the Sub Committee had considered the relevant representations which were made, considered all the material before it and took into account the guidance issued by the Secretary of State under the Licensing Act 2003 and the Council's own Licensing Policy for Liquor, Late Night Refreshment and Regulated Entertainment Licences 2008 – 2011.

The Sub Committee had also heard submissions made on behalf of the Centaur Club by its legal representative, David Street, and submissions made on behalf of Sussex Police by its counsel, Peter Savill.

The Sub Committee recognised that the task of a licensing authority on an application for review of a club premises certificate was to consider the application and representations made and thereafter a duty fell upon the authority to impose such steps as set out in s.88(4) as the licensing authority considers necessary to promote the licensing objectives. The task of the Sub Committee was not to meter out punishment.

The Sub Committee also considered the written representation made by West Sussex Fire and Rescue Service and the oral representations made by the Environmental Health Division of Crawley Borough Council, Councillor Brenda Smith and Mr Malcolm Payne.

The Sub Committee had listened carefully to the information given by the Police and the holder of the Club Premises Certificate in answer to the members' questions during the hearing. The Sub Committee acknowledged that the Centaur Club had taken steps to actively address the situation and had already implemented some of the recommendations made by Sussex Police.

However, the Sub Committee had very serious concerns regarding the way in which the Centaur Club had been run and the consequent very serious crime and behaviour which has been linked to the Club. It took note of the Police's submission that the Club had been run in an unprofessional manner in the past, and that the crime and disorder

licensing objective had been undermined, a point that was conceded by the Club itself. The Sub Committee attached a great deal of weight to the evidence put forward by the Police as a responsible authority in accordance with its own policy which stated that the Police would be the main source of advice on the matters relating to the prevention of crime and disorder.

It was acknowledged by the Sub Committee that whilst it was not a legal requirement to sign in members, in view of the fact that a lot of the trouble had been caused by non-members of the Club it was necessary and proportionate to add a condition to promote the crime and disorder licensing objective.

Further, the Sub Committee were minded not to make condition (I) of the Police's proposed conditions, relating to a designated committee member being present and in control of the premises from 1900 hours to close, a condition of the certificate because it was considered onerous and not necessary or proportionate and would be punitive.

The Sub Committee also attached a great deal of weight to the submission made by the Environmental Health Officer of the Council and considered the submissions made by Mr Payne in relation to the noise nuisance emanating from the premises and were therefore minded to add a condition relating to the installation of an effective noise control equipment. The Sub Committee felt that this was necessary for the promotion of the prevention of public nuisance licensing objective.

The Sub Committee decided to add a condition concerning the number of Temporary Event Notices allowed by the Club in a calendar year to clear up any ambiguity as there was contradictory information between the oral representations made by the legal representative of the Club and the information contained within the Appendix to the report regarding the number of private functions that would be held at the Club.

In relation to the request by the Police for a suspension of the certificate for 4 weeks to rectify the deficiencies in the training the Sub Committee felt that a period of 4 weeks was too long. It did however feel that some suspension was necessary to ensure that the relevant training provisions were put into place, the relevant training documentation was provided to the Police and the Local Authority, and further would give the Club time to liaise with the Environmental Health Division about the implementation of the noise control equipment. Therefore the Sub Committee had decided to suspend the certificate for a period of two weeks as that was both necessary and proportionate to promote the licensing objectives.

In making its decision the Sub Committee was mindful that its decisions must be proportionate, but not punitive.

## **26. Closure of Meeting**

With the business of the Sub-Committee concluded, the Chair declared the meeting closed at 7.40pm.

**B MECROW**  
**Chair**