



[  
To All Members of the Licensing Committee  
(Councillors Brown, Mrs. Bradbury, Burridge,  
Camden, Harwood, Mrs. Ingham, Mrs. Thorn,  
Turner, Webster and Mrs. Whittle)

If calling please ask for  
Mrs. P. Bloxham

on 01883 732974

c.c. All Other Members of the Council

[tbloxham@tandridge.gov.uk](mailto:tbloxham@tandridge.gov.uk)

[

31st March 2009

Dear Sir/Madam,

**PLEASE NOTE THE  
DAY OF THE MEETING**

**LICENSING COMMITTEE  
WEDNESDAY 8TH APRIL 2009 AT 7.30 P.M.**

The Agenda for this meeting of the Committee to be held in the Council Chamber, Council Offices, Station Road East, Oxted is set out below. If a Member of the Committee is unable to attend the meeting, please notify the Committee Section accordingly.

Members are urged to contact Officers before a meeting to clarify any points within a specific report and, to this end, reports now contain the author's name and the relevant direct dial telephone number and email address.

If a Member of the Council, not being a Member of the Committee, proposes to attend the meeting, please let the Committee Section know by no later than noon on the day of the meeting.

Yours faithfully,

A handwritten signature in black ink, appearing to be 'S. Weigel', with a long horizontal line extending to the right.

Stephen Weigel  
Chief Executive

**AGENDA**

- 1. MINUTES OF THE MEETING HELD ON THE 8TH JULY 2008 (copies previously circulated)**
- 2. APOLOGIES FOR ABSENCE (if any)**

3. **DECLARATIONS OF INTEREST** – Members should disclose personal or prejudicial interest(s) in any item(s) on the Agenda. Anyone with a personal interest must give details of the interest. Unless the personal interest amounts to a prejudicial interest, they may participate fully in the meeting.

A prejudicial interest is one which a member of the public, with knowledge of the relevant facts, would reasonably regard as so significant that it is likely to prejudice the Member's judgement of the public interest. Anyone with a prejudicial interest must, unless an exception applies or a dispensation has been issued, withdraw from the meeting. (Whenever possible, and if in doubt, advice should be sought from the Monitoring Officer or his staff prior to the meeting.)

4. **LICENSING ARRANGEMENTS FOR ALCOHOL SALES IN CHURCH AND VILLAGE HALLS AND SCHOOL HALLS AVAILABLE FOR COMMUNITY USE (DCS) (Page 3)**
5. **ANY OTHER BUSINESS WHICH THE CHAIRMAN IS OF THE OPINION SHOULD BE CONSIDERED AT THE MEETING AS A MATTER OF URGENCY**

## REPORTS TO THE LICENSING COMMITTEE ON THE 8TH APRIL 2009

### *COMMITTEE DECISION (Under powers delegated to the Committee)*

#### **4. LICENSING ARRANGEMENTS FOR ALCOHOL SALES IN CHURCH AND VILLAGE HALLS AND SCHOOL HALLS AVAILABLE FOR COMMUNITY USE (DCS)**

##### 1. Purpose of Report

To inform Members of a recent regulatory change and to invite the Committee to determine whether the changes should also be applied to school halls which are available for community use.

##### 2. Recommendations

That

- A. licensing of school halls used for community events be considered; and
- B. subject to the Legislative Reform (Supervision of Alcohol Sales in Church and Village Halls &c.) Order 2009 being confirmed it be applied to all future applications

##### 3. Background

- 3.1 The Licensing Act 2003 introduced new requirements to control the sale of alcohol. Premises are now required to have a Designated Premises Supervisor (DPS) who has to hold a Personal Licence providing evidence of approved training on the subject.
- 3.2 Premises, such as community halls and church halls which are used for events involving the sale of alcohol, have the option of either appointing a Designated Premises Supervisor or the hall user/hirer can apply for a Temporary Event Notices on up to 12 occasions a year to supply alcohol for sale without the need for a DPS.
- 3.3 Following a review of this element of the Act, The Legislative Reform (Supervision of Alcohol Sales in Church and Village Halls &c.) Order 2009 has been passed by the Commons and sent to the Lords and awaits confirmation of a date to come into force. This change will permit a committee or board of individuals with responsibility for the management of the premises to have an alternative licence condition included in a premises licence in place of the normal mandatory condition to have a DPS. The alternative condition is that every supply of alcohol under the licence be made or authorised by the management committee. The applicant must apply to the Licensing Authority for the alternative condition to be used either on a new application or on a variation to an existing Premises Licence. This may then lead to a number of applications for variations.
- 3.4 The Order confirms that if a review is sought of a licence for a church or village hall, which has a Premises Licence with the alternative licensing condition, the Licensing Authority can determine that the normal mandatory conditions should be applied to the premises i.e. a DPS is required.

- 3.5 Under the previous public entertainment licensing scheme prior to 2003, the Council treated licences for school halls in the same way as community halls and did not charge them for their licences. This approach has been followed under the Licensing Act for Premises Licences involving regulated entertainment only. This change to the requirement for a DPS in church and village halls does not appear to include school halls.
- 3.6 Some schools allow their facilities to be used, to a greater or lesser extent, for community activities when not being used for educational purposes.
4. Matters to be determined by the Committee
- 4.1 The Committee is invited to decide on how applications from School Halls to be used for entertainment /sale of alcohol should be dealt with under the Licensing Act 2003. Options are
- (i) to treat the same as community halls;
  - (ii) or to treat separately and charge for licences
- 4.2 That is, should applications from schools continue to be treated in a similar manner to applications from community halls and be exempted from a licence application fee and the annual fee, except for alcohol licences?
- 4.3 Should schools be permitted to apply for the alternative licence condition on the sale of alcohol to be applied to their licence as the Order is silent on this point?
- 4.4 If schools are to be treated as if they are community halls, should this apply to all schools or just to those schools which make their facilities available for community use throughout the year?

---

Contact: P Barton, Deputy Director of Community Services (Environment)  
- 01883 732840 [pbarton@tandridge.gov.uk](mailto:pbarton@tandridge.gov.uk)

Background Documents: None

---