

## THE DISTRICT COUNCIL OF TANDRIDGE

### LICENSING COMMITTEE

Minutes and Report to Council of the meeting of the Committee held in the Council Chamber, Council Offices, Station Road East, Oxted on the 8th April 2009.

**PRESENT:** Councillors Brown (Chairman), Mrs. Bradbury (Vice-Chairman), Burridge, Camden, Harwood, Mrs. Ingham, Mrs. Thorn, Turner, Webster and Mrs. Whittle.

### 306. MINUTES

The Minutes of the meeting held on the 8th July 2008 were confirmed and signed by the Chairman.

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

### 307. LICENSING ARRANGEMENTS FOR ALCOHOL SALES IN CHURCH AND VILLAGE HALLS AND SCHOOL HALLS AVAILABLE FOR COMMUNITY USE

The Licensing Act 2003 had introduced new requirements to control the sale of alcohol. Relevant premises were now required to have a Designated Premises Supervisor (DPS) who was also required to hold a Personal Licence.

Premises, such as community halls and church halls used for events involving the sale of alcohol, had the option of either appointing a DPS or applying for a Temporary Event Notices for up to 12 occasions a year to supply alcohol for sale without the need for a DPS.

Following a review of this element of the Act, The Legislative Reform (Supervision of Alcohol Sales in Church and Village Halls &c.) Order 2009 had been passed by the Commons and sent to the Lords for confirmation of a date to come into force. This change would permit a committee or board of individuals with responsibility for the management of the premises to apply for an alternative licence condition included in a premises licence in place of the normal mandatory condition to have a DPS. The alternative condition being that every supply of alcohol under the licence be made, or authorised by, the management committee. The applicant was required to 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.

The Order confirmed that where a review was sought for a licence for a church or village hall, which had a Premises Licence with the alternative licensing condition, the Licensing Authority could determine that the normal mandatory conditions should be applied to the premises and that a DPS was required.

#### **RESOLVED** - that

- A. applications made for Premises Licences in School Halls be not treated the same as Village and other Community Halls;
- B. any applications for Premises Licence which includes a request for the alternative mandatory licence condition for the retail sale of alcohol in School

Halls be considered on their merits, taking into account the degree of community use; and

- C. 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 seeking the modification of conditions.

**NOTE:** Councillor Mrs. Bradbury declared a personal interest in this matter, the nature of the interest being that she was a Governor of Sunny Bank School, Warlingham. In accordance with the Members' Local Code of Conduct she stayed in the meeting for the duration of the discussion and voting thereon.

**NOTE:** Councillor Burridge declared a personal interest in this matter, the nature of the interest being that he was the Chairman of Trustees of the Harman Attwood Charity, Warlingham. In accordance with the Members' Local Code of Conduct he stayed in the meeting for the duration of the discussion and voting thereon.

**NOTE:** Councillor Camden declared a personal interest in this matter, the nature of the interest being that he was a Governor of Warlingham Village School, Warlingham. In accordance with the Members' Local Code of Conduct he stayed in the meeting for the duration of the discussion and voting thereon.

**NOTE:** Councillor Turner declared a personal interest in this matter, the nature of the interest being that she was a Governor of Audley School, Caterham and a Member of the Caterham Community Association. In accordance with the Members' Local Code of Conduct she stayed in the meeting for the duration of the discussion and voting thereon.

**NOTE:** Councillor Webster declared a personal interest in this matter, the nature of the interest being that he was a Governor of De Stafford School, Caterham. In accordance with the Members' Local Code of Conduct he stayed in the meeting for the duration of the discussion and voting thereon.

**NOTE:** Councillor Mrs. Whittle declared a personal interest in this matter, the nature of the interest being that she a Governor of Hamsey Green Junior School, Warlingham and a Trustee of the Harman Attwood Charity, Warlingham. In accordance with the Members' Local Code of Conduct she stayed in the meeting for the duration of the discussion and voting thereon.

Rising: 8.15 p.m.