

# Eastbourne Borough Council

## Decision Notice

**Licensing Act Sub-Committee held on Monday 14 April 2014**

- Premises Licence Holder: Mr Roy Frost
- Premises: Victoria Drive Bowls Club
- Reasons for Hearing: Relevant representation received from interested parties under the prevention of crime and disorder and the prevention of public nuisance (noise) licensing objectives.
- Parties in attendance: Applicant:  
Mr Roy Frost, Ms Pauline Davis and Mr Brian Henty.
- Licensing Authority:  
Mr Jay Virgo (Senior Specialist Advisor)
- Legal Advisor:  
Ms Victoria Simpson (Monitoring Officer/Lawyer to the Council)
- Decision made: That the application be granted on the following grounds:
- Supply of alcohol (on the premises only), provision of recorded music (indoors only) and hours club premises are open to guests.**
- Monday – Sunday                      10.00 hours – 22.30 hours
- Reasons for Decision: The Sub-Committee has granted the application in its entirety having given due weight to the evidence placed before it, as well as the regulations and guidance under the Licensing Act 2003, the licensing objectives, the Council's Statement of Licensing Policy and Section 182 Guidance issued by the Department of Culture, Media and Sport.
- In reaching their decision, the Sub-Committee has weighed up the applicant's submissions alongside the representation received by members of the public when considering the likely effect of granting the application in the terms applied for on the licensing objectives.
- The Sub-Committee gave particular regard to the fact that the club operated as a members' only club and was not open to the general public. They recognised that the club had an exemplary track record, with no reported issues of noise or nuisance from their previous 12 Temporary Event Notices (TENs) held last year that included the sale of alcohol. They also recognised the applicant's proposed measures to show

consideration to the local community and their continued commitment to the Challenge 25 scheme, detailed in Section 15 of the application.

On the basis of the above, the Sub-Committee determined that no additional steps needed to be taken over and above those detailed in the operating schedule to ensure the promotion of the licensing objectives.

Date of Decision: 14 April 2014

Date decision notice issued: 23 April 2014

A written or electronic copy of this Notice will be publicly available to all Parties and published on the Council's website.

## **RIGHT OF APPEAL**

Under the provisions of S.181 and Schedule 5 of the Licensing Act 2003, there is a right of appeal against the decision of the Licensing Sub-Committee, should you be aggrieved at the outcome.

This right of appeal extends to the applicant in the case of refusal or restrictions on the licence, or the imposition of conditions to the licence. The right of appeal also extends to persons who have made representations where the licence has been granted, or that relevant conditions have not been imposed on the licence.

Full details of all the rights of appeal can be found within Schedule 5 of the Act. If parties wish to appeal against the Sub-Committee's decision, this must be made to the Magistrates Court, Old Orchard Road, Eastbourne, BN21 1DB within 21 days of receipt of this decision notice.