

Time commenced : 10.10 am
Time adjourned : 10.30 am
Time reconvened : 10.55 am
Time finished : 11.00 am

**GENERAL LICENSING SUB COMMITTEE
22 MARCH 2006**

Present: Councillors Brown, Jackson and Skelton

234/05 Appointment of Chair

Resolved to appoint Councillor Skelton Chair of the Sub-Committee.

235/05 Apologies for Absence

There were no apologies for absence.

236/05 Late Items Introduced by the Chair

There were no late items.

237/05 Declarations of Interest

There were no declarations of interest.

**238/05 To receive the minutes of the General Licensing
Sub Committee held on 1 March 2006**

**Agreed to note the minutes of the General Licensing Sub Committee
meeting held on 1 March 2006.**

**239/05 Application for a Variation of Premises Licence at
the Crown and Cushion, 1 Midland Road, Derby**

The Sub Committee considered a report from the Corporate Director, Environmental Services that detailed an application for a variation of premises licence at the Crown and Cushion, 1 Midland Road, Derby, DE1 2SN.

The application was received on 26 January 2006 from Mrs Janet Beale. Mrs Beale did not attend the meeting.

The variation applied for was additional hours for the sales of alcohol and for the provision of recorded music.

It was reported that a representation had been received from the Police. Sergeant Alec Wallace attended and addressed the Sub Committee.

The Sub-Committee resolved to refuse the variation at the Crown and Cushion, 1 Midland Road, Derby.

The reasons for this decision were as follows:

- 1. Having taken into account the 4 licensing objectives, the guidance issued under section 182 of the Licensing Act 2003, the council's licensing policy and the Human Rights Act, the Sub-Committee sought to balance the interests of the applicant and the representations made by the responsible authority.**
- 2. The Sub Committee were satisfied on a balance of probability based on the evidence provided by the responsible authority that given the location of the public house and the current problems in and around the premises an early opening time would cause an increase in crime and disorder in the area.**
- 3. The Sub-Committee felt it was reasonable and proportionate to refuse the application for variation in that the Sub-Committee decided it was not able to impose reasonable conditions specifically to overcome the concerns raised.**

MINUTES END