

## LICENSING COMMITTEE

Minutes of the meeting of the Licensing Hearing  
held on 22 September 2009 commencing at 10.00 a.m.

Present: Sub-Committee D: Cllrs. Mrs. Dawson (substitute for Cllr. Orridge),  
Mrs. Parkin and Pett.

Also present: Ms. E. Ferris - Applicant  
Mr. J.W. Finch - Objector  
Mr. R. T. Smith - Objector  
Mr. L. Clarke - Objector  
Cllr. Dilley - Chevening Parish Council  
Cllr. Mrs. Graham - Chevening Parish Council  
Mrs. C. Perry - Assistant Licensing Manager  
Miss J. Bolton - Licensing Officer  
Ms. L. Felton - Principal Solicitor  
Mr. A. Round - Democratic Services Manager

### 1. ELECTION OF CHAIRMAN

Resolved: That Cllr. Pett be appointed Chairman of the meeting.

### 2. DECLARATIONS OF INTEREST

There were no declarations of interest in respect of any matter discussed or voted on at the meeting.

### 3. APPLICATION FROM THE SUNRISE OPERATIONS OF SEVENOAKS, 64 - 70 WESTERHAM ROAD, BESSELS GREEN, SEVENOAKS, KENT TN13 2PZ FOR NEW PREMISES LICENCE UNDER THE LICENSING ACT 2003

The Hearing gave consideration to the report by the Community and Planning Services Director giving details of an application for a Premises Licence at the Sunrise Operations of Sevenoaks. It was noted that objections had been received and that accordingly the application had been referred to the Sub-Committee for determination.

The Hearing heard from Ms. Ferris, the applicant, Mr Smith, an objector to the application and Cllr Dilley from Chevening Parish Council.

At 10:42 a.m. the Hearing adjourned

At 11.04 a.m. the Hearing reconvened.

It was unanimously

Resolved: That a Premises Licence in respect of Sunrise Operations of Sevenoaks, 64 - 70 Westerham Road, Bessels Green, Sevenoaks, Kent TN13 2PZ as set out in the Appendix to these minutes, be granted, with the additional conditions set out in the appendix.

THE MEETING WAS CONCLUDED AT 11.12 A.M.

LICENSING ACT 2003 – Section 23

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## Notice of determination for application premises licence

**To:** Sunrise Operations Of Sevenoaks

**Of:** Sunrise Of Sevenoaks, 64 - 70 Westerham Road, Bessels Green,  
Sevenoaks, Kent. TN13 2PZ

**Ref:** 09/00475/PRE

Sevenoaks District Council being the licensing authority, on the 24<sup>th</sup> July 2009 received an application for a premises licence in respect of premises known as Sunrise Operations Of Sevenoaks, Sunrise Of Sevenoaks, 64 - 70 Westerham Road, Bessels Green, Sevenoaks, Kent. TN13 2PZ.

On the 22<sup>nd</sup> September 2009 the valid representations which were received had not been withdrawn, a hearing was held to consider these representations, and having considered them the Council have determined as follows:

To grant the Premises Licence subject to the following conditions:

**Section A:** To allow exhibition of plays indoors every day from 10:00 until 23:00 hours and outdoors every day from 10:00 until 21:00 hours.

**Section B:** To allow the exhibition of films indoors every day from 10:00 until 22:00 hours.

**Section E:** To allow live music indoors every day from 10:00 until 23:00 hours and outdoors every day from 10:00 until 21:00 hours.

Non standard timings - On New Year's Eve until 00:30 hours.

**Section F:** To allow recorded music indoors every day from 10:00 until 23:00 hours.

Non standard timings - On New Year's Eve until 00:30 hours.

**Section G:** To allow performances of dance indoors every day from 10:00 until 22:00 hours.

**Section H:** To allow anything of a similar description to that falling within (e), (f) or (g) indoors every day from 10:00 until 22:00 hours.

Non standard timings - On New Year's Eve until 00:30 hours.

**Section I:** To allow the provision of facilities for making music indoors every day from 10:00 until 23:00 hours and outdoors every day from 10:00 until 21:00 hours.

Non standard timings - On New Year's Eve until 00:30 hours.hours.

**Section J:** To allow the provision of facilities for dancing indoors every day from

10:00 until 22:00 hours.

**Section M:** To allow sale of alcohol on the premises every day from 10:00 until 23:00 hours.

Non standard timings - On New Year's Eve until 00:30 hours.

**Section O:** Hours premises are open to the public, every day from 00:00 until 00:00 hours.

To add the conditions on the Licence as follows:

1. Outdoors is to include tents, marquees and any other temporary structure.
2. No alcohol is to be taken outside the building after 21:00 hours.
3. Activities falling under sections A, E and I are limited to 12 occasions per calendar year as a cumulative figure.
4. A record of such events must be maintained by the premises licence holder and available for inspection by authorised officers from the licensing authority.

**Mandatory Conditions:**

The supply of alcohol

Where a premises licence authorises the supply of alcohol, the licence must include the following conditions:-

No supply of alcohol may be made under the premises licence -

respect of (a) at a time where there is no designated premises supervisor in the premises licence, or

a (b) at a time when the designated premises supervisor does not hold personal licence or his personal licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Exhibition of films

Where the film classification body is specified in the licence, unless subsection (3) (b) applies, admission of children must be restricted in accordance with any recommendation made by that body.

Where -

(a) the film classification body is not specified in the licence, or

(b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,

admission of children must be restricted in accordance with any recommendation

made by that licensing authority.

In this section -

"children" means person aged under 18; and

"film classification body" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

The reason for the reduction in hours for outside activities and the addition of the conditions follows consideration of the representations and in support of the public nuisance objective.

This licence granted at the Hearing is effective from the 22<sup>nd</sup> September 2009.

Dated: 22<sup>nd</sup> September 2009

Signed .....

Chair – Licensing Hearing

Signed .....

Designation – Licensing Officer

Please address any communications to:

Licensing Regime  
Community and Planning Services  
Council Offices  
PO Box 182  
Argyle Road  
Sevenoaks  
Kent TN13 1GP

**Note:** Pursuant to Part 1 of Schedule 5 of the Licensing Act 2003 as amended, any party eligible to appeal must appeal to a magistrates' court within 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against.