

# Summary of Licensing Sub-Committee Decision(s) taken on 12 September 2012

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## Part I

### Declarations of Interest (Item 1)

There were no declarations of interest received.

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### Application No. 12/01256/LQN - Newbury Rugby Football Club Ltd., Monks Lane, Newbury RG14 7RW (Item 2(1))

## NOTICE OF DECISION

The Licensing Sub-Committee of West Berkshire Council met on **12 September 2012** and considered a request for a review of a premises licence pursuant to section 51 of the Licensing Act 2003 (reference 12/01256/LQN). The application was made by West Berkshire Council, Environmental Health in respect of premises licence number 013875, granted to **Newbury Rugby Football Club Ltd** for premises Known as Newbury Rugby Football Club, Monks Lane, Newbury, Berkshire RG14 7RW.

In coming to their decision, the Sub-Committee had regard to the four licensing objectives, which are:

1. the prevention of crime and disorder;
2. public safety;
3. the prevention of public nuisance; and
4. the protection of children from harm.

They also considered the Department of Culture, Media and Sport Guidance on the Licensing Act 2003 and West Berkshire Council's Licensing Policy.

The Sub-Committee heard representations made by:

1. The Applicant: Rosemary Green, Environmental Health Officer.
2. Supporter: Councillor Tony Forward of Greenham Parish Council
3. Licensee: Mr C Rees, Manager and Mr A Pankhurst on behalf of Newbury Rugby Football Club Ltd.

The Licensing Sub-Committee also considered the representations of the following who did

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**If you have any queries regarding this/these decision(s), please contact:**

**Moira Fraser, Democratic Services Manager**

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## Summary of Licensing Sub-Committee Decision(s) taken on 12 September 2012 (continued)

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not attend: Mr & Mrs McKenzie and Mr & Mrs Whiting.

Having taken those representations into account, the Licensing Sub-Committee found that the premises known as Newbury Rugby Football Club was not being operated in accordance with the licensing objective for the prevention of public nuisance as the activities at the premises were causing an ongoing public nuisance to surrounding residents. The Sub Committee therefore RESOLVED that premises licence number 013875, issued in respect of premises known as Newbury Rugby Football Club, Monks Lane, Newbury, be modified with immediate effect in the terms below:

1. The number of major events (attendance by 500 people or more) at the premises playing live or recorded music outdoors shall be limited to 4 (four) events per calendar year, with 3 (three) weeks between events so that nearby residents are not regularly exposed to elevated noise levels  
REASON: Prevention of public nuisance
2. Acoustic consultants to be used by the Licensee for major events (attendance by 500 people or more) at the premises which will include the playing of live music outdoors. The Licensee shall ensure that the consultants are present during the sound check and that they carry out monitoring at nearby residential properties during the event to ensure that live music from the rugby club does not give rise to noise nuisance at nearby residential properties. The monitoring information from each event to be made available to the Environmental Health Service of West Berkshire Council during or after each event on request by an authorised Environmental Health Officer.  
REASON: Prevention of public nuisance
3. The Licensee shall complete a mail drop to local residents within a 1 kilometre radius of the licensed premises known as Newbury Rugby Football Club Ltd to advise residents of any major events (attendance by 500 people or more) at the premises at least 1 week before the commencement of the sound check for an event or the event itself (whichever is the earliest), detailing the times of any sound check, time and duration of the event and a manned telephone contact number for use during the event.  
REASON: Prevention of public nuisance
4. Notification of any major events (attendance by 500 people or more) at the premises

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shall be provided to the Environmental Health Service of West Berkshire Council at least 1 month before the event. Information as to date and timing of the event; details of the acoustic consultancy monitoring event; event type with details of music genre to be provided

REASON: Prevention of public nuisance

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**Cllr Adrian Edwards** (Chairman)

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**Cllr Mollie Lock**

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**Cllr Andrew Rowles**

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**Date:** 13 September 2012

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