

**MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE HELD AT  
FOLLATON HOUSE, TOTNES ON THURSDAY 30 MAY 2013**

Present: Councillors Baverstock, Carson and Cuthbert  
S Nightingale, Solicitor  
K Trant, Member Services Manager, SHDC  
N Wopling, Licensing Officer, SHDC

Also in attendance:

Cllrs R J Carter (local Ward Member) and M Hannaford; Mr M Long

**LSC.01/13 APPOINTMENT OF CHAIRMAN**

**RESOLVED**

That Cllr Baverstock be appointed Chairman for the duration of the meeting.

**LSC.02/13 DECLARATIONS OF INTEREST**

Members were invited to declare any interests in the items of business to be considered during the course of the meeting but none were made.

**LSC.03/13 TO DETERMINE AN APPLICATION FOR A NEW PREMISES  
LICENCE AT SALCOMBE DELICATESSEN, 52 FORE STREET,  
SALCOMBE TQ8 8JE, IN ACCORDANCE WITH SECTION 18 OF  
THE LICENSING ACT 2003**

**1. Licensing Officer's Report**

The Licensing Officer introduced the report to the Sub-Committee and advised that the application was for a new premises licence as set out in the application. One representation had been received and it raised concerns relating to public nuisance and the potential public safety issue of people congregating outside the premises where the streets were narrow. The Licensing Officer concluded that Fore Street, Salcombe was within the Designated Public Places Order 2005.

**2. Address by the Applicant**

The Applicant advised the Sub Committee that the application had arisen as a result of customer demand. The majority of customers were holidaymakers looking for takeaway food and drink. In response to a question from the Chairman, the applicant confirmed

that the alcohol would be stored behind the serving area. Therefore, for alcohol to be obtained, it would have to be requested from a member of staff. The premises had a reputation for selling local produce and where possible locally sourced wines and ciders would be sold.

### **3. Sub-Committee's Deliberations**

The Sub-Committee discussed the application during which reference was made to the opening hours of the premises being flexible as the business was seasonal and the concerns that had been raised over public safety could be applied along many of the streets in Salcombe.

(At this point, the meeting was adjourned to enable the Sub-Committee, in the presence of the Council Solicitor, to determine this application).

### **4. The Decision**

The Sub Committee reconvened and the Chairman then proceeded to announce the decision as follows:

"We have considered the application for a new premises licence made under the Licensing Act 2003 and have specifically considered:

- The representations made in writing and those presented to us today;
- Our own Statement of Licensing Policy;
- The Government guidance issues under the Act; and
- The promotion of the licensing objectives.

In reaching our decision we have taken account of the issue of public safety regarding the pavement and we feel that there is no evidence that the granting of this application will create public safety or public nuisance issues by the blocking of the pavement by groups of people drinking or congregating outside the premises on the narrow street.

It is our decision therefore to grant this application without conditions.

(Meeting commenced at 10.00am and concluded at 10.15am)

---

Chairman