

**MINUTES OF A MEETING OF THE  
LICENSING SUB-COMMITTEE held at  
Surrey Heath House, Camberley on 7  
December 2012**

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+ Cllr Rodney Bates  
+ Cllr Pat Tedder

+ Cllr Valerie White

+ Present

In attendance: Cllr Glyn Carpenter (as substitute)  
Cllr Paul Deach  
Cllr Tim Dodds (for part of the hearing)

Legal Adviser to the Sub-  
Committee

Mr Elliot Gold (Legal Representative for Surrey  
Heath Borough Council as Licensing Authority)

Democratic Services Officer

Mrs Lee Brewin

Surrey Heath Borough Council  
as Licensing Authority

Mr Derek Seekings(Licensing Officer)  
Miss Leena Gurung (Licensing Administrator)

Applicant –Lakeside

Mr Glynn Evans – PA to Mr RR Potter OBE  
Mr RR Potter OBE – Managing Director and Joint  
Licensee, Bob Potter Leisure Ltd.,  
Mrs J Piper – Joint Licensee, Bob Potter Leisure  
Ltd.,  
Mr Danny Wallace – Health and Safety, Bob Potter  
Leisure Ltd.

Responsible Authority

Mrs Laura James – Legal Representative for  
Environmental Health  
Mrs Justine Fuller – Principal Environmental Health  
Officer

**07/LS Election of Chairman**

**RESOLVED, that Councillor Rodney Bates be elected as Chairman for  
the meeting.**

**08/LS Declarations of Interests**

Councillors Valerie White and Glyn Carpenter declared that they had been granted dispensation by the Monitoring Officer to enable them to take part at the hearing of the Sub -Committee as the Conservative Party received donations from the applicant.

Councillors Deach and Dodds who were present as observers only, were also granted a dispensation at the hearing for the reasons set out above.

It was noted for the record that the applicant was related to a councillor who was a Member of the Licensing Committee.

Note: Everyone present was reminded that any councillors present were not permitted to use social media during the hearing.

**Part I**  
**(public)**

**09/LS Lakeside Country Club, Wharf Road, Frimley Green.**

The Sub-Committee considered an application to vary the premises licence in respect of Lakeside Country Club, Wharf Road, Frimley Green.

The Licensing Officer presented his report to the Sub-Committee and reminded those present that the last date for representations had been extended to 25 November 2012 as this was the date published in public notices, even though it should have been 16 November 2012. This was carried out in order not to prejudice the public.

It was made clear that the Statutory Guidance April 2012 was referred to for this hearing not the October 2012 version as the application was submitted prior to 31 October 2012. All parties present confirmed their acceptance to using the guidance of April 2012.

Mrs James, on behalf of the Community Executive Head, discussed the details of the application to vary the premises licence to:

- i) increase the capacity at the venue
- ii) remove age restriction
- iii) remove exclusive use of SIA Personnel
- iv) remove compulsory use of safety glass/plastic ware
- v) remove embedded conditions regarding on and off sales; and
- vi) remove mandatory conditions.

Mrs James explained to the Sub Committee that there had been no objections raised by any other statutory authorities. It was noted that the events proposed could be carried out under the existing licence.

Mrs James also advised the Sub Committee that there was concern with regard to the number of toilet facilities available if the capacity was increased. It was also felt that the management plan had not contained sufficient detail particularly with regard to how overcrowding would be addressed. There was also concern with regard to the lack of detail in respect of the role of the Customer Attendants and there was no information on the level training for this role. Clarification was also sought with regard to which events children would be permitted to attend.

Mrs Fuller noted that should the premises be classed as a 'restaurant', the plans had not shown enough seating for the increased capacity. Mr Evans stated that detailed plans and further documentation had been delivered by hand that morning and he was surprised that they were not available at the hearing.

The Sub Committee was advised that although the Responsible Authority was of the opinion that the documents were submitted at the hearing, it was agreed by the Responsible Authority present that they could be referred to at the hearing apart from documents A, C D and P. It was noted that in accordance with regulation 19, these

documents could be disregarded by the Sub-Committee if, upon advice, they felt they would not be relevant to the promotion of the licensing objectives and the application.

The Sub-Committee was addressed by Mr Glynn Evans who referred to the plan and documents which responded to issues raised by the Responsible Authority. The applicant felt that various conditions in the existing licence inhibited management decisions and duties. Furthermore, most events were pre-booked and were seated and included a meal.

The applicant advised the Sub-Committee that the Surrey Fire and Rescue had raised no objection to the variation and the increase in standing capacity was lower than the suggested maximum by Surrey Fire and Rescue for the premises.

Mr Evans explained that the condition relating to safety glassware should be removed as the decision would be a business decision relating to the event booked. It was also felt that noise levels would not cause harm to the public.

With regard to the condition concerning jackets or coats being hung on the back of chairs, it was felt that this should also be a management decision as well as the events schedule.

The Sub-Committee was advised that the role of Customer Attendants was detailed in document 7 of the additional papers delivered at the hearing.

Children would not be permitted in the bar area or at shows containing adult content.

The number of sanitary units which would need to be provided was subject to the classification of the premises and which table in the British Standard guidance would be referred to. The applicant was of the opinion that the premises should be classed as a restaurant and therefore calculations for sanitary units would be made using table 10.

There was some discrepancy over which statutory guidance was being referred to but it was clarified by Mr Gold that the guidance of 2006 and 2009 had not changed in respect of the tables and calculations in respect of premises which are classified as licensed pubs, bars, night clubs and discotheques.

The Sub Committee considered the information above against the four licensing objectives and agreed subject to the information below, to grant the variation to the premises licence for Lakeside Country Club, Wharf Road, Frimley Green., as set out in the application.

- i. The capacity of the premises to be increased to 2,500 subject to a condition for toilet facilities to be provided for that of a night club and the calculations to be used as in table 11 of the statutory guidance;
- ii. The age restriction to be removed;
- iii. The removal of exclusive use of SIA personnel – use of Customer Attendants as shown in the events schedule in the agenda papers;
- iv. The removal of compulsory use of safety glassware;
- v. The removal of embedded conditions in relation to ‘on’ and ‘off’ sales;

- vi. Mandatory conditions to remain as part of the licence; and
- vii. Proposed variations as amended listed in the decision notice attached.

**RESOLVED that Lakeside Country Club., variation to the licence be granted, as set out in the decision notice at Annex A.**

#### **CHAIRMAN**

Note 1: The hearing commenced at 12.00. The meeting was adjourned at 13.00 for ten minutes in order to locate the plans delivered by the applicant. The meeting was adjourned between 13.17 and 14.00. The Sub-Committee retired at 16.00 to reconvene at 17.15 to give its decision. The hearing concluded at 17.30.

**Decision Notice**