

**NOTES OF THE MEETING OF THE STATUTORY LICENSING  
REGULATORY BOARD SUB COMMITTEE**

**4 October 2023**

**Present:** Councillors Green (Chair), Wilson, Eastwood and P. Wright (Reserve Member)

**1. Declarations of Interests**

There were no declarations of pecuniary or non-pecuniary interest from Members in respect of items on the agenda.

**2. Application for a Premises Licence - Kosta's Place, 1 Garden Street, Darfield, Barnsley**

The Sub Committee considered a report on an application for a premises licence for Kosta's Place, 1 Garden Street, Darfield, Barnsley.

After consideration of all the evidence presented and having listened to the representations made by all parties, the Sub Committee determined that the application for a premises licence be granted on the following grounds, together with additional conditions:-

- (i) The Sub Committee noted that one representation had been received during the 28 day consultation period, from the Pollution Control Section of Regulatory Services as a Responsible Authority under the provisions of the Licensing Act 2003.
- (ii) The Sub Committee noted that no other representations or objections had been received from Responsible Authorities in this matter.
- (iii) The Sub Committee heard from the Environmental Health Officer (Pollution Control) who presented her representations and concerns to the Sub Committee regarding the effect of the proposed licensable activity on persons living in the area around the premises and considered that noise associated with the activity (such as car doors slamming, people talking/ shouting) were likely to be unreasonable after 23:00 hours and would cause a nuisance.
- (iv) The Sub Committee had to be satisfied that the Licensing Objectives would be promoted by appropriate and proportionate measures. It heard submissions about the measures that had been proposed and agreed to take to promote the Licensing Objectives.
- (v) The Sub Committee had sight of a list in excess of 200 names provided by the applicant in favour of his application.

- (vi) The Sub Committee was provided with a plotted map of postcodes provided by the Licensing Service which showed the location and proximity of signatories.
- (vii) The Sub Committee was provided with the Noise and Dispersal Policy which the applicant proposed to adopt and maintain.
- (viii) The Sub Committee noted that they could only base their decision in relation to the application on evidence that related to one or more of the licensing objectives and not speculation or supposition. There was no evidence provided to substantiate the issues raised.
- (ix) In summary, the Sub Committee was of the view that the applicant had set out satisfactory steps which he intended to take to promote the four licensing objectives and had planned as much as foreseeably possible to combat any of the issues raised by the objector under the Licensing Objectives.

The decision of the Sub Committee was unanimous.