

## **RECORD OF DECISION**

### **LICENSING SUB-COMMITTEE**

**DATE OF HEARING: WEDNESDAY, 24 APRIL 2024**

**MEMBERS: Councillors J Clarke, S W Ferguson (Chair)  
and P A Jordan**

**APPLICATION CONSIDERED: THE COMRADES CLUB, 58 CAMBRIDGE  
STREET, GODMANCHESTER PE29 5AY**

#### **We heard representations from the following persons:**

The Applicant and 2 representatives  
4 Interested Parties  
Environmental Health

#### **We found the following facts:**

1. The location of the Club is in a dense residential area.
2. The Applicants have used the car park previously to sell alcohol and play live music and structures were observed such as the bar and the awning.
3. The Club has approximately 800 members.
4. The Club currently has facilities inside to hold events inside with conditions to keep their windows closed. Albeit this is not enforceable between 8am-11pm.
5. The Club currently have a premises licence and not a club premises licence.
6. Alcohol can be purchased inside the premises and consumed anywhere.
7. The Applicants are able to apply a Temporary Events Notice.

#### **In making our decision we considered the following:**

- ❖ Statutory provisions referred to in the report
- ❖ Statutory Guidance referred to in the report
- ❖ Huntingdonshire District Council's Statement of Licensing Policy
- ❖ Licensing Officer's Report
- ❖ Advice from the District Council's Legal Representative
- ❖ Submission from the Applicant
- ❖ Representations from those listed above
- ❖ Written representations from those not present at the hearing
- ❖ Suggested amendments from the Applicant

- ❖ Responses to questions asked by Members and those attending the hearing.

**We did not consider the following matters to be relevant:**

1. Car parking issues
2. Anti-social behaviour and criminal disorder

**Our decision is as follows:**

**To refuse the Application to vary the alcohol a premises licence to cover the outside area.**

**Our reasons for reaching the decision are as follows:**

1. **Granting the license would give the Applicants the liberty to play live music and amplified music in accordance with the Live Music Act 2012 and this would not promote the licensing objective of preventing public nuisance in relation to Noise pollution to the surrounding properties.**
2. **The sale of alcohol outside is likely to increase the amount of people outside and noise to the detriment of the residential neighbours.**
3. **We are not satisfied that there would be sufficient preventative measures in place to control noise pollution attributable to public nuisance in the outside space.**
4. **We are not satisfied that the Applicants would be able to monitor appropriately and distinguish between members and non-members using the outside space.**

**Date:** 24 April 2024

**PLEASE NOTE**

You have a right of appeal to the Magistrates Court against the decision above. You MUST lodge any appeal with the Magistrates Court within 21 days from the date of this decision.

The address of the Magistrates Court is:-  
Peterborough, Huntingdon and Fenland Magistrates Court  
Bridge Street  
Peterborough  
PE1 1ED