

LICENSING AND APPEALS SUB-COMMITTEE

1ST SEPTEMBER 2014

PRESENT:-

Members of the Licensing and Appeals Sub-Committee

Councillor Mrs Patten (Chairman), Councillor Watson (Conservative Group) and Councillor Mrs Heath (Labour Group)

District Council Representatives

A. Kaur (Chief Legal Officer), A. Edwards (Senior Legal Officer) E. McHugh (Senior Licensing Officer) and A. Maher (Democratic Services Officer).

Applicant

Mr Andrew Molloy (Greysich Kennels)

MATTERS DELEGATED TO THE SUB-COMMITTEE

LAS/63 **APPOINTMENT OF CHAIRMAN**

Councillor Mrs Patten was appointed as Chairman for today's meeting of the Sub-Committee.

LAS/64 **APOLOGIES**

The Sub-Committee was informed that no apologies had been received.

LAS/65 **Declarations of Interest**

The Sub-Committee was informed that no declarations of interest had been received.

LAS/66 **DETERMINATION OF AN APPLICATION FOR THE GRANT OF A PREMISES LICENCE, CASTLE WAY, WILLINGTON, DE56 6BW**

The Sub-Committee received a report on an application for a new premises licence to permit the sale of alcohol off the premises. Members were informed that both Derbyshire Constabulary and Trading Standards Service had raised concerns about this application. However, the applicant had agreed to a series of conditions, which met their concerns. As a consequence, both the Constabulary and the County Council had now withdrawn their objections to the application.

RESOLVED:-

That the license be granted subject to: (a) the conditions agreed and set out in the Decision Notice incorporated into the signed minute book, and (b) the conditions within the operating schedule of the original application form.

LAS/67 **DETERMINATION OF AN APPLICATION FOR A DOG BREEDING ESTABLISHMENT LICENCE, GREYSICH FARM, BRETBY, DE15 0RH**

The Sub-Committee received a report on an application for a Dog Breeding Establishment Licence at Greysich Farm in Bretby. The Sub-Committee had carried out a site visit to see the facilities prior to today's meeting.

Members were informed that the applicant had held a Dog Breeding Establishment Licence in the past. Complaints were made about him at the time in connection with this.

However, the Chairman made it clear that the Sub Committee would focus solely on the current application and in particular whether the proposed premises would comply with the Breeding of Dogs Act 1973. This legislation set out the accommodation and other conditions under which the animals must be kept.

Members discussed the proposed Dog Breeding Establishment with the applicant, Mr Andrew Molloy. Several points emerged from this discussion. In particular, that:

- Although the facility would initially cater for 7 breeding bitches, his long term goal was to have a breeding stock of 17 bitches;
- The initial stock of 7 animals would be sourced from the Republic of Ireland. Mr Molloy believed that breeds from that country were hardier and more robust than comparable animals sourced from within the U.K.
- The accommodation would be properly maintained and heated in order to protect the animals from the elements;
- The kennels would be kept clean by using pressure washing equipment;
- The kennels would eventually also accommodate his pet huskies (7 animals). Mr Molloy believed that suitable accommodation could be provided on site to also accommodate them;
- Depending on the nature of any allegations that might subsequently be made about the facility, the Licensing Service would be able to access the kennels; either by arrangement with Mr Molloy or through a statutory right of entry.

The Sub-Committee thanked Mr Molloy and retired to determine the application.

RESOLVED:-

That a Dog Breeding Establishment Licence be granted to the applicant, Mr Molloy, with standard conditions.

Mrs J. Patten

CHAIRMAN

The Meeting terminated at 11.35 a.m.