

**MINUTES OF: LICENSING SUB-COMMITTEE
HEARING UNDER THE LICENSING ACT 2003**

DATE OF MEETING: 19th August 2019

PRESENT: Councillors Gill (Chair), Haworth and Neal

**IN ATTENDANCE: Ms A Wrench, Legal Advisor
Mrs J Cook, Hearing Administrator
Miss S Chadwick, Licensing Enforcement Officer
Mr G Monk, Applicant's Representative
Mrs L Robinson, Senior Environmental Health Officer**

1. APOLOGIES FOR ABSENCE AND NOTIFICATION OF SUBSTITUTES

There were no apologies for absence.

2. CHAIRMAN'S INTRODUCTION

The Chair welcomed all parties to the meeting and asked the members of the Sub-Committee and Council Officers to introduce themselves.

The Chair asked the Applicant's Representative and the Senior Environmental Health Officer introduce themselves.

3. DECLARATIONS OF INTEREST

No declarations were made.

4. CONSIDERATION OF A TEMPORARY EVENT NOTICE FOR THE BLIND TIGER, 1 BROOK STREET, RAWTENSTALL, BB4 6AA – 30TH AUGUST 2019

4.1 The premises user's representative for the temporary event notice (TEN) attended the Hearing with regard to the notice for a TEN for the Blind Tiger on 30th August 2019.

4.2 The Chair welcomed everyone to the hearing and outlined the issues surrounding the hearing.

4.3 All parties consented to a public hearing.

4.4 The Licensing Officer presented her report.

4.5 The premises user's representative presented his case. It was noted that the premises user's representative had not been provided with a copy of the objection notice from the Environmental Health Officer. A copy was provided and he was given time to digest the same.

4.6 The Senior Environmental Health Officer presented their case.

4.7 Members asked questions of both parties

- 4.8 Both parties provided clarification to questions asked.
- 4.9 Both parties made final statements.
- 4.10 The premises user's representative, the Senior Environmental Health Officer and the Licensing Officer left the room whilst the committee deliberated.
- 4.11 The premises user, the Senior Environmental Health Officer and the Licensing Officer returned to the meeting for the announcement of the decision.

5. DECISION

- 5.1 After giving consideration to all the written and verbal representations made by the Licensing Officer, the premises user's representative and the Environmental Health Department as the relevant person and, after giving proper consideration to the Licensing Objectives, the Sub-Committee, appointed under the Licensing Act 2003, decided to take the following action in respect of the application for a Temporary Event Notice:-

Resolved:

That a Counter-Notice is served as the Licensing Sub-Committee considered it necessary for the promotion of the following licensing objective:-

- The prevention of public nuisance.

The Sub-Committee felt that based on the information provided by the Senior Environmental Health Officer, there were concerns regarding a number of recent noise complaints and how, if this event was to proceed, it could further affect the increased risk of public nuisance.

There was a right of appeal for all parties before the Magistrates' Court, however no appeal could be brought later than 5 working days before the day on which the event period specified in the temporary event notice begins.

The meeting commenced at 2.07pm and finished at 2.40pm