

**North Hertfordshire District Council
Licensing Act 2003
Decision Notice**

Date of Hearing	Friday 16 th November 2007
Members of Panel	Councillors: D. Barnard, G. Grindal and M. Kirkland

Applicant(s) Name	Russell Jacobs
Premises Address	The Station, 1 Station Approach, Knebworth, Hertfordshire. SG3 6AT
Date of Application	Monday 5 th November 2007
APPLICATION FOR TEMPORARY EVENT NOTICES	This is an application for a Temporary Event Notice under Section 100 of the Licensing Act 2003.
DETAILS OF APPLICATION	<p>Date of Event: Saturday 8th December 2007</p> <p>Time: 2400hrs to 0700hrs the following morning</p> <p>Duration of Event: 1 day</p> <p>Licensable Activities: The Sale by Retail of Alcohol (On premises) The Provision of Late Night Refreshment</p> <p>Details of Event: Televised Boxing Match</p>
DECISION	<p>The Sub-Committee have read the material presented to us and have listened to all the evidence and submissions. The Sub-Committee has considered the Licensing Act 2003, the National Guidance, their Statement of Licensing Policy and has decided:</p> <p><u>To issue</u> a counter notice (prevent the temporary event)</p>

<p>REASONS FOR DECISION</p>	<p>The sub-committee has decided to issue a counter notice because they consider it to be necessary for the promotion of the crime prevention objective.</p> <p>In making this decision the sub-committee have taken into account the following evidence relating to the crime prevention objective:</p> <ol style="list-style-type: none"> 1. The evidence of the applicant. 2. The evidence of the police. <p>Taking into account the evidence in relation to the crime prevention objective, the sub-committee:</p> <ol style="list-style-type: none"> 1. Is satisfied that the police concerns are justified. 2. Is satisfied that the way in which it is proposed the event will be managed, in particular, the ticketing and exclusion of un-ticketed patrons at the premises may risk crime and disorder from those patrons required to leave. 3. Is satisfied that the advertising of the event which has already taken place means that the temporary event will have attracted publicity already which may compound the difficulties of excluding patrons. 4. Taking into account the crime and disorder at or in the vicinity of the premises over the last 12 months and the short period of time in which the applicant has been the designated premises supervisor for this premises, is not satisfied that the applicant has considered thoroughly the risks of this particular event.
<p>CONDITIONS</p>	<p>Not relevant. The sub-committee has issued a counter-notice.</p>
<p>POLICE CLOSURE POWERS</p>	<p>The sub-committee notes that the Police have powers to close premises for up to 24 hours. They may exercise these powers when a temporary event notice is in effect and they are satisfied the event is disorderly, likely to become disorderly or causing nuisance as a result of noise from the premises. Such orders may only be made where it is necessary in the interest of public safety in cases of disorder or to prevent nuisance in the case of noise coming from the premises.</p>
<p>RIGHTS OF APPEAL</p>	<p>The sub-committee has decided to issue a counter-notice under s.105(3). Under Schedule 5, Part 3 para 16 of the Licensing Act 2003, the premises user may appeal against this decision. The appeal is to the magistrates' court and must be commenced by notice of appeal given by the appellant to the designated officer for the magistrates' court within 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision. No such appeal may be brought later than 5 working days before the day on which the event specified in the temporary event notice begins.</p>