

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

Date of Hearing	Monday, 19 September 2016
Members of Panel	Councillors A. Millard, G. Morris and M. Rice
Premises Licence Holder(s) Name	Adhoc Wine Bars Ltd, The Old Court House, Fish Hill, Royston, Herts. SG8 9XT Designated Premises Supervisor: Mr Jason Todd
Premises Address	Summer Soul, Fish Hill, Royston, Herts
Date of Application	25 July 2016
APPLICATION FOR REVIEW	<p>This is an application for a review of a Premises Licence under Section 51 of the Licensing Act 2003.</p> <p>The Sub-Committee has read the material presented to it and has listened to all the evidence and submissions. The Sub-Committee has considered the National Guidance and the Statement of Licensing Policy and has come to the following decision:</p> <p>The Sub-Committee has decided to:</p> <ol style="list-style-type: none"> 1. revoke the premises licence.
CONDITIONS DEEMED APPROPRIATE FOR THE PROMOTION OF THE LICENSING OBJECTIVES	None
CONDITIONS PROPOSED BY THE RESPONSIBLE AUTHORITIES	None
CONDITIONS PROPOSED BY APPLICANT	None

EFFECT OF FAILING TO COMPLY WITH CONDITIONS EXPLAINED TO APPLICANT	N/A
STATUTORY GUIDANCE CONSIDERATIONS	<p>The Sub-Committee has taken into account the Guidance issued under Section 182 of the Licensing Act 2003 (March 2015 version) in reaching its decision. It has found the following sections to be of particular relevance in reaching this decision:</p> <p>Paragraphs 1.9, 1.10, 1.17, 2.1, 2.3, 2.6, 2.7, 2.11, 2.14, 2.15, 2.16, 2.17, 2.18, 2.20, 2.21, 2.22, 9.12, 9.41, 9.42, 9.43, 10.10, 11.17, 11.18, 11.19, 11.20, 11.21 and 11.22</p>
LICENSING POLICY CONSIDERATIONS	<p>The Sub-Committee has taken into account the North Hertfordshire District Council's Statement of Licensing Policy in reaching its decision. They have found the following sections to be of particular relevance in reaching this decision.</p> <p>Paragraphs B6, B7, B8, B9, D2.1, D2.6, D2.9, D11.1, D11.5, D11.6, E3.9.1, E3.9.2, E3.9.3, F8.1, F8.2, G6.1.1, G6.1.2, G6.1.3 and G6.3.1</p>
RATIONALE FOR DECISION	<p>The reasons for the decision are as follows:</p> <ol style="list-style-type: none"> 1. The sub-committee did not feel that the event could continue in its current form, and whilst it was broadly happy with the suggested conditions proposed by the Designated Premises Supervisor, particularly the suggested move to a Bank Holiday Sunday, it was outside the remit of the sub-committee to affect such a material change to the licence. 2. The sub-committee were sympathetic to the problems experienced by the local resident, but are also mindful, as is mentioned at B9 of the Licensing Policy, that living within a town centre environment brings with it a degree of disturbance. It was felt by the sub-committee that a potential moving of the event to a Bank Holiday Sunday may be a reasonable way of addressing that disturbance to local residents and businesses, but this was not something that was open to the sub-committee as a result of today's hearing. 3. For the sub-committee to amend the licence in such a material way, namely to change the day on which licensable activity takes place from a Saturday to a specific Bank Holiday Sunday, would be to deprive those responsible authorities who are permitted to comment on a licence with the opportunity to make representations, and as such it is felt that it is left with no option other than to revoke the licence in its current form.

COMMENCEMENT DATE	This decision will come into effect from the end of the period for appealing the decision or, if the decision is appealed, the point at which the appeal has been dealt with by the Magistrates' Court.
RIGHTS OF REVIEW	At any stage, following the grant of a premises licence, a responsible authority, such as the Police, or any other person, such as a resident living in the vicinity of the premises, may ask the licensing authority to review the licence because of a matter arising at the premises in connection with any of the four licensing objectives. The review is a request for the Council to look at the existing licence and decide whether its conditions are adequate to meet the four licensing objectives defined under the Licensing Act 2003. This application for review considered by this Sub-Committee does not preclude parties from applying for a further review.