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NORTH HERTFORDSHIRE DISTRICT COUNCIL

LICENSING AND APPEALS SUB-COMMITTEE

MEETING HELD IN THE TOWN LODGE MEETING ROOM 1,
GERNON ROAD, LETCHWORTH GARDEN CITY
ON TUESDAY, 19TH DECEMBER, 2017 AT 2.00 PM

MINUTES

Present: *Councillors David Barnard, Gerald Morris and Michael Muir.*

In Attendance:

Steve Cobb (Licensing Manager), James Ellis (Legal Advisor), Hannah Sweetman (Senior Licensing Officer) and Hilary Dineen (Acting Committee and Member Services Manager).

Also Present:

Sgt. Eddie Matthews (Hertfordshire Constabulary), Sgt. Clare Ramirez (Hertfordshire Constabulary), Richard Maskell (applicant) and Dale Mabbutt (applicant's representative).

1 HEARING PROCEDURE

The Hearing Procedure was noted.

2 APPLICATION FOR THREE STANDARD TEMPORARY EVENT NOTICES IN RESPECT OF THE PREMISES KNOWN AS POPLARS FARM, ROE GREEN, SANDON, HERTS. SG9 0QG

The report of the Licensing Officer was noted.

3 DECISION NOTICES

RESOLVED: That the three Temporary Event Notice applications be not allowed, and Counter Notices issued.

[Note: The three Decision Notices, explaining the reasons for the decisions, together with the three Counter Notices, are attached.]

The meeting closed at 3.15 pm

Chairman

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

Date of Hearing	Wednesday, 19 December 2017
Members of Panel	Councillors D. Barnard, G. Morris and M. Muir

Applicant(s) Name	Richard Maskell
Premises Address	Poplars Farm, Roe Green, Sandon, Herts. SG9 0QG (Sandon Fields – Top Field – Area 1)
Date of Application	6 December 2017
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: 9 and 10 June 2018</p> <p>Time: From 1200hrs on 9 June 2018 to 2259hrs on 10 June 2018</p> <p>Duration of Event: 2 days</p> <p>Licensable Activities: The Sale by Retail of Alcohol (On premises)</p> <p>Details of Event: Community Music and Food Event</p>
DECISION	<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 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>
REASONS FOR DECISION	<p>The Sub-Committee has decided to issue a counter notice because they consider it to be appropriate for the promotion of the prevention of crime and disorder objective, the public safety objective, the prevention of public nuisance objective and the protection of children from harm objective.</p> <p>In making this decision the Sub-Committee has taken into account the following evidence:</p>

	<ol style="list-style-type: none"> 1. It became apparent during the course of the hearing that the Applicants wished to amend the nature of their application, and as such agreed that a counter notice should be served in relation to the currently applied Temporary Event Notice. 2. The Applicant's representative accepted that in its current form, it would have been impossible to control the number of people in the area of the Temporary Event Notice, and therefore could not have maintained it under 499 people at any one time.
CONDITIONS	None
POLICE CLOSURE POWERS	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 appropriate in the interest of public safety in cases of disorder or to prevent nuisance in the case of noise coming from the premises.

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

Date of Hearing	Tuesday, 19 December 2017
Members of Panel	Councillors D. Barnard, G. Morris and M. Muir

Applicant(s) Name	Richard Maskell
Premises Address	Poplars Farm, Roe Green, Sandon, Herts. SG9 0QG (Sandon Fields – Top Field – Area 1)
Date of Application	6 December 2017
COUNTER NOTICE	<p>On 6 December 2017, the licensing authority received from you, Richard Maskell, a temporary event notice in respect of the proposed temporary licensable activities due to take place on 9 and 10 June 2018 at Poplars Farm, Roe Green, Sandon, Herts. SG9 0QG (Sandon Fields – Top Field – Area 1). The licensing authority is satisfied that it is appropriate to issue this counter notice to promote the prevention of crime and disorder, public safety, prevention of public nuisance and protection of children from harm licensing objectives.</p> <p><i>This counter notice is issued pursuant to s105(2)(b) of the Licensing Act 2003.</i></p>

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Licensing Act 2003
Decision Notice**

Date of Hearing	Wednesday, 19 December 2017
Members of Panel	Councillors D. Barnard, G. Morris and M. Muir

Applicant(s) Name	Richard Maskell
Premises Address	Poplars Farm, Roe Green, Sandon, Herts. SG9 0QG (Sandon Fields – Top Field – Area 2)
Date of Application	6 December 2017
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: 9 and 10 June 2018</p> <p>Time: From 1200hrs on 9 June 2018 to 2259hrs on 10 June 2018</p> <p>Duration of Event: 2 days</p> <p>Licensable Activities: The Sale by Retail of Alcohol (On premises)</p> <p>Details of Event: Community Music and Food Event</p>
DECISION	<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 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>
REASONS FOR DECISION	<p>The Sub-Committee has decided to issue a counter notice because they consider it to be appropriate for the promotion of the prevention of crime and disorder objective, the public safety objective, the prevention of public nuisance objective and the protection of children from harm objective.</p> <p>In making this decision the Sub-Committee has taken into account the following evidence:</p>

	<ol style="list-style-type: none"> 1. It became apparent during the course of the hearing that the Applicants wished to amend the nature of their application, and as such agreed that a counter notice should be served in relation to the currently applied Temporary Event Notice. 2. The Applicant's representative accepted that in its current form, it would have been impossible to control the number of people in the area of the Temporary Event Notice, and therefore could not have maintained it under 499 people at any one time.
CONDITIONS	None
POLICE CLOSURE POWERS	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 appropriate in the interest of public safety in cases of disorder or to prevent nuisance in the case of noise coming from the premises.

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Applicant(s) Name	Richard Maskell
Premises Address	Poplars Farm, Roe Green, Sandon, Herts. SG9 0QG (Sandon Fields – Top Field – Area 3)
Date of Application	6 December 2017
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: 9 and 10 June 2018</p> <p>Time: From 1200hrs on 9 June 2018 to 2259hrs on 10 June 2018</p> <p>Duration of Event: 2 days</p> <p>Licensable Activities: The Sale by Retail of Alcohol (On premises)</p> <p>Details of Event: Community Music and Food Event</p>
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REASONS FOR DECISION	<p>The Sub-Committee has decided to issue a counter notice because they consider it to be appropriate for the promotion of the prevention of crime and disorder objective, the public safety objective, the prevention of public nuisance objective and the protection of children from harm objective.</p> <p>In making this decision the Sub-Committee has taken into account the following evidence:</p>

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CONDITIONS	None
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