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NORTH HERTFORDSHIRE DISTRICT COUNCIL

LICENSING AND APPEALS SUB-COMMITTEE

MEETING HELD IN THE ROOM 3, DISTRICT COUNCIL OFFICES,
GERNON ROAD, LETCHWORTH GARDEN CITY
ON FRIDAY, 17TH AUGUST, 2018 AT 5.00 PM

MINUTES

Present: *Councillors Elizabeth Dennis-Harburg (Chairman), Gary Grindal and Michael Muir*

In Attendance:

James Ellis (Legal Advisor), Hannah Sweetman (Senior Licensing Officer), Shayne Crowe (Environmental Protection and Housing Manager) and Hilary Dineen (Acting Committee and Member Services Manager)

Also Present:

Mr Thomas Weller (Applicant's Agent)

1 HEARING PROCEDURE

The hearing procedure was noted.

2 APPLICATION BY DAVID ADENIREGUN FOR A TEMPORARY EVENTS NOTICES IN RESPECT OF THE RED HART, 28-29 BUCKLESBURY, HITCHIN, HERTFORDSHIRE, SG5 1BG

The report of the Licensing Officer was noted.

3 DECISION NOTICE

RESOLVED: Not to issue a counter notice (allow the temporary event)

The meeting closed at 6.20 pm

Chairman

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

Date of Hearing	Friday, 17 August 2018
Members of Panel	Councillors E Dennis-Harburg, G Grindal and M Muir

Applicant(s) Name	David Adeniregun
Premises Address	Red Hart, 28-29 Bucklersbury, Hitchin, Herts SG5 1BG
Date of Application	4 August 2018
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: 25, 26 and 27 August 2018</p> <p>Time: Provision of Regulated entertainment 25 and 26 August 2018 23:00hrs to 00:00hrs the following morning on each day</p> <p>Provision of late night refreshment in the courtyard (excluding the top garden) 25 and 26 August 2018 00:00hrs to 01:00hrs the following morning each day</p> <p>The sale by retail of alcohol in the courtyard (excluding the top garden) 25 and 26 August 2018 15:00 to 00:00 the following morning each day</p> <p>Duration of Event: 3 days</p> <p>Licensable Activities: The Sale by Retail of Alcohol (On premises) The provision of regulated Entertainment The provision of late night refreshment</p> <p>Details of Event: Carnival themed world music event</p>
DECISION	<p>The Sub-Committee has read the material presented to it 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>Not to issue</u> a counter notice (allow the temporary event)</p>

<p>REASONS FOR DECISION</p>	<p>The Sub-Committee do not consider that stopping this event is appropriate for the promotion of the prevention of public nuisance licencing objective.</p> <p>In making this decision the Sub-Committee has taken into account the following evidence relating to the prevention of public nuisance licence objective:</p> <ol style="list-style-type: none"> 1. The Sub-Committee did not feel that issuing a counter notice was necessary to promote the prevention of public nuisance licensing objective. 2. The Sub-Committee found the Applicant's representations, in which he clarified the precise location of the temporary event, were sufficient to satisfy it that a counter notice was not necessary to promote the prevention of public nuisance licensing objective.
<p>CONDITIONS</p>	<p>No conditions were capable of being attached to this Temporary Event 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 appropriate in the interest of public safety in cases of disorder or to prevent nuisance in the case of noise coming from the premises.</p>