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NORTH HERTFORDSHIRE DISTRICT COUNCIL

LICENSING AND APPEALS SUB-COMMITTEE

**MEETING HELD AS A VIRTUAL MEETING
ON THURSDAY, 22ND OCTOBER, 2020 AT 10.00 AM**

MINUTES

Present: *Councillors: Elizabeth Dennis-Harburg (Chair), Mike Rice, Richard Thake and Gerald Morris was present as the non-voting observer reserve Councillor*

In Attendance: *Nurainatta Katevu (Legal Regulatory Team Manager), Ann Davidson (Environmental Health Officer), Shayne Crowe (Environmental Protection and Housing Manager), Steve Cobb (Licensing Manager), Molly Shiells (Licensing Officer), Anna Gouveia (Committee, Member and Scrutiny Officer) and Matthew Hepburn (Committee, Member and Scrutiny Officer)*

Also Present: *At the commencement of the meeting one registered speakers.*

1 HEARING PROCEDURE

The Committee, Member and Scrutiny Officer outlined the virtual meeting procedure and this and the hearing procedure as detailed in the agenda were noted.

2 APPLICATION FOR A TEMPORARY EVENT NOTICE IN RESPECT OF THE ENGINE, 3 STATION ROAD, BALDOCK

The Licensing Officer presented the report entitled Application for a Temporary Event Notice in Respect of The Engine, 3 Station Road, Baldock.

The report, together with verbal submissions and questions from the Applicant and Other Persons and advice from the Legal Advisor were considered.

The report of the Licensing Officer was noted.

3 DECISION NOTICE

The Decision Notice is attached.

The meeting closed at 12.34 pm

Chair

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Minute Item 3

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

Date of Hearing	Thursday 22 October 2020
Members of Panel	Councillors E Dennis-Harburg, M Rice and R Thake

Applicant(s) Name	Dale Mabert
Premises Address	First floor raised outdoor seating area The Engine, 3 Station Road, Baldock, Hertfordshire, SG7 5BS
Date of Application	8 October 2020
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	Date of Event: 26 to 31 October 2020 Time: 12:00 to 21:30 Duration of Event: 6 days Licensable Activities: The sale by retail of alcohol (for consumption on the premises only) Details of Event: Additional outdoor seating area to be used as a dining area for the consumption of food and drink
DECISION	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: <u>Not to issue</u> a counter notice (allow the temporary event)
RATIONALE FOR DECISION	The Sub-Committee do not consider that stopping this event is appropriate for the promotion of the prevention of public nuisance licencing objective. In making this decision the Sub-Committee has taken into account the following evidence relating to the prevention of public nuisance licence objective:

	<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 listened to the evidence provided by Environmental Protection and were not sufficiently satisfied based on their evidence that a counter notice was necessary to promote the prevention of the public nuisance licensing objective
CONDITIONS	No conditions were capable of being attached to this Temporary Event Notice.
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.