

Licensing Sub- Committee Hearings

**Grand Jury Room, Town Hall
19 February 2014 at 9.30am**

The Licensing Sub-Committee hears and determines applications made under the Licensing Act 2003. This includes licensing the sale of alcohol and the provision of a variety of licensable activities such as recorded music, stage plays and the showing of films.

Information for Members of the Public

Access to information and meetings

You have the right to attend all meetings of the Council, its Committees and Cabinet. You also have the right to see the agenda, which is usually published 5 working days before the meeting, and minutes once they are published. Dates of the meetings are available at www.colchester.gov.uk or from Democratic Services.

Have Your Say!

The Council values contributions from members of the public. Under the Council's Have Your Say! policy you can ask questions or express a view to meetings with the exception of Standards Committee meetings.. If you wish to speak at a meeting or wish to find out more, please pick up the leaflet called "Have Your Say" at Council offices or at www.colchester.gov.uk .

Private Sessions

Occasionally meetings will need to discuss issues in private. This can only happen on a limited range of issues, which are set by law. When a committee does so, you will be asked to leave the meeting.

Mobile phones, pagers, cameras, audio recorders

Please ensure that all mobile phones and pagers are turned off before the meeting begins and note that photography or audio recording is not permitted.

Access

There is wheelchair access to the Town Hall from West Stockwell Street. There is an induction loop in all the meeting rooms. If you need help with reading or understanding this document please take it to Angel Court Council offices, High Street, Colchester or telephone (01206) 282222 or textphone (01206) 18001 followed by the full telephone number you wish to call, and we will try to provide a reading service, translation or other formats you may need.

Facilities

Toilets are located on the second floor of the Town Hall, access via the lift. A vending machine selling hot and cold drinks is located on the ground floor.

Evacuation Procedures

Evacuate the building using the nearest available exit. Make your way to the assembly area in the car park in St Runwald Street behind the Town Hall. Do not re-enter the building until the Town Hall staff advise you that it is safe to do so.

Colchester Borough Council, Angel Court, High Street, Colchester
Telephone (01206) 282222 or textphone (01206) 18001 followed by the full telephone number
you wish to call

e-mail: democratic.services@colchester.gov.uk

www.colchester.gov.uk

Licensing Sub-Committee Hearing Procedure for Hearings under the Licensing Act 2003

- (1) All questions and statements will be directed through the Chairman.
- (2) The Chairman will at the beginning of the Hearing explain to the parties the procedure to be followed and shall consider any request made by a party for permission for another person to appear at the Hearing.
- (3) The Hearing shall take the form of a discussion led by the Council's representative.
- (4) Cross examination shall not be permitted unless the Sub-Committee considers that cross-examination is required for it to consider the representations, application or notice as the case may be.
- (5) The Chairman of the Sub-Committee may require any person attending the Hearing who in his opinion is behaving in a disruptive manner to leave the Hearing and may:
 - (a) refuse to permit that person to return, or
 - (b) permit him to return only on such conditions as the Sub-Committee may specify.

Provided that any such person may before the end of Hearing submit to the Council in writing any information which they would have been entitled to give orally had they not been required to leave.

- (6) A party who wishes to withdraw any representations they have made may do so:
 - (a) by giving notice to the Council no later than 24 hours before the day or first day on which the Hearing is to be held, or
 - (b) orally at the Hearing.
- (7) The Sub-Committee in considering any representations or notice made by a party may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the Hearing, or with the consent of all other parties, at the Hearing.
- (8) The Sub-Committee shall disregard any information given by a party or any person to whom permission to appear at the Hearing had been given which is not relevant to:
 - (a) their application, representations or notice(as applicable) or in the case of another person, the application representations or notice of the party representing their appearance, and
 - (b) the promotion of the licensing objectives or, in relation to a Hearing to consider a notice given by a chief officer of police, the crime prevention objective.
- (9) If a party has informed the Council that he does not intend to attend or be represented at a Hearing, the Sub-Committee may decide to proceed with the Hearing in his absence.
- (10) If a party has not informed the Council that he does not intend or be represented at a Hearing and fails to attend or be represented at a Hearing, the Sub-Committee may:
 - (a) where it considers it to be necessary in the public interest adjourn the Hearing to a specified date (notice being given forthwith to the parties concerned of the date, time and place to which the Hearing has been adjourned), or

(b) hold the Hearing in the party's absence

Where the Sub-Committee agrees to hold the Hearing in the absence of a party, the Sub-Committee shall consider at the Hearing the application, representations or notice made by that party.

The Council's case:-

(11) The Chairman will invite the Council's representative to summarise the report relating to the application under consideration.

The Applicant's case:-

(12) The Applicant and/or representative will begin with their opening remarks and present their case.

(13) The Applicant's witnesses (if any) will give evidence in support of the Applicant's case.

(14) The Applicant and/or representative may question the Applicant's witness again to clarify any points which may have arisen.

Submissions from other parties (these will include Interested Parties, Ward Councillors (who are an interested party themselves or are acting in the capacity as a representative of an Interested Party) and representatives from Responsible Authorities:-

(15) Each party will present their case.

(16) Each party's witnesses (if any) will give evidence in support of the party's case.

(17) Each party and their witnesses may be questioned by the Chairman and members of the Sub-Committee.

(18) Each party may question their witness again to clarify any points which may have arisen.

(19) If the Applicant or the interested parties wish to question each other, questions may be directed through the Chairman.

(20) Closing Statements may be made by the Applicant and/or representative.

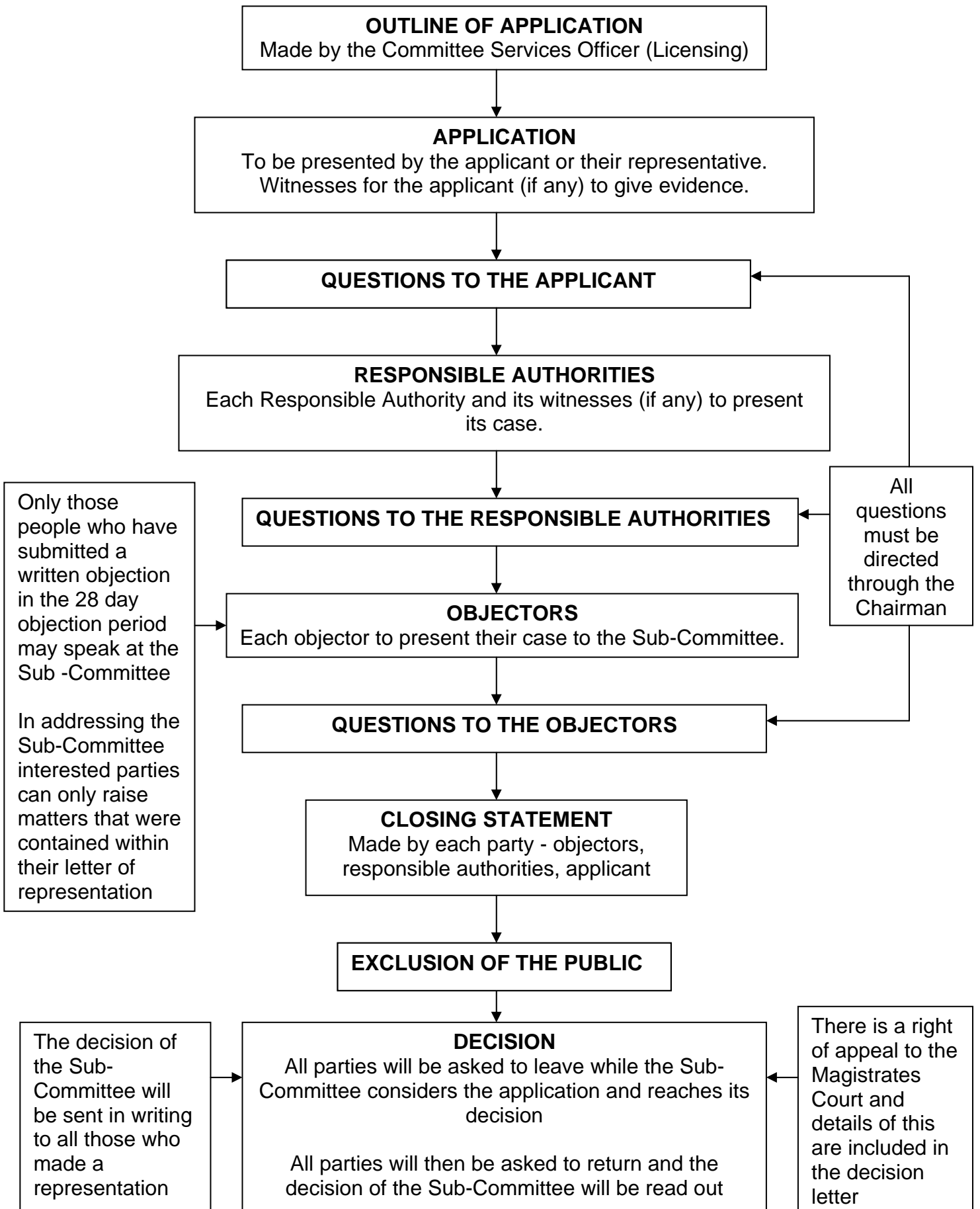
(21) The Chairman will ask the Legal Advisor whether there is anything else to be raised or settled before the proceedings are closed.

Determination of the application by the Sub- Committee

(22) The Applicant and/or representative, Interested Parties, Ward Councillors, Responsible Authorities and the members of the public and the press will leave the room to allow the Sub-Committee to determine the application. During this process the Sub-Committee members may ask for legal advice from the Legal Advisor.

(23) The Applicant and/or representative, Interested Parties and Ward Councillors, Responsible Authorities and the members of the public and the press will be invited to return to the room when the Sub-Committee's determination will be announced. Written details of the determination and the grounds upon which it is based will be sent to all parties concerned in accordance with the Hearings Regulations.

The Licensing Sub-Committee Hearings Process



**COLCHESTER BOROUGH COUNCIL
LICENSING SUB-COMMITTEE HEARINGS
19 February 2014 at 9:30am**

Members

Councillors Julia Havis, Michael Lilley and Gerard Oxford.
(Chairman and Deputy Chairman to be appointed at first meeting)

Substitute Members :

Agenda - Part A

(open to the public including the media)

Pages

1. Appointment of Chairman

To appoint the Chairman for the meeting.

2. Welcome and Announcements

(a) The Chairman to welcome members of the public and Councillors and to remind all speakers of the requirement for microphones to be used at all times.

(b) At the Chairman's discretion, to announce information on:

- action in the event of an emergency;
- mobile phones switched to silent;
- the audio-recording of meetings;
- location of toilets;
- introduction of members of the meeting.

3. Declarations of Interest

The Chairman to invite Councillors to declare individually any interests they may have in the items on the agenda. Councillors should consult Meetings General Procedure Rule 7 for full guidance on the registration and declaration of interests. However Councillors may wish to note the following:-

- Where a Councillor has a disclosable pecuniary interest, other pecuniary interest or a non-pecuniary interest in any business of the authority and he/she is present at a meeting of the authority at which the business is considered, the Councillor must disclose to that meeting the existence and nature of that interest, whether or not such interest is registered on his/her register of Interests or if

he/she has made a pending notification.

- If a Councillor has a disclosable pecuniary interest in a matter being considered at a meeting, he/she must not participate in any discussion or vote on the matter at the meeting. The Councillor must withdraw from the room where the meeting is being held unless he/she has received a dispensation from the Monitoring Officer.
- Where a Councillor has another pecuniary interest in a matter being considered at a meeting and where the interest is one which a member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice the Councillor's judgment of the public interest, the Councillor must disclose the existence and nature of the interest and withdraw from the room where the meeting is being held unless he/she has received a dispensation from the Monitoring Officer.
- Failure to comply with the arrangements regarding disclosable pecuniary interests without reasonable excuse is a criminal offence, with a penalty of up to £5,000 and disqualification from office for up to 5 years.

4. Minutes

1 - 3

To confirm as a correct record the minutes of the meeting held on 17 January 2014.

5. Applications under the Licensing Act 2003 - Temporary Event Notice

4 - 10

Car Park area of Wivenhoe Town Football Club

Broad Lane Sports Ground

Elmstead Road,

Wivenhoe

CO7 7HA

See report by the Head of Professional Services

COLCHESTER BOROUGH COUNCIL

LICENSING SUB-COMMITTEE

17 January 2013

MINUTES OF PROCEEDINGS

At a meeting of the Licensing Sub Committee held on 17 January 2014 at 10.00 am in the Grand Jury Room, Colchester Borough Council, Town Hall, High Street, Colchester.

Present: Councillor Cope
Councillor Havis
Councillor Jarvis

1. Membership

RESOLVED that Councillor Cope be appointed Chairman

2. Declarations of Interest

There were no declarations of interest.

3. Licensing Application

The minutes of the meetings held on 18 and 21 October were confirmed as correct records.

4. Licensing Application

The Head of Professional Services submitted a report in relation to the following application for determination by the Sub-Committee, in accordance with the provisions of the Licensing Act 2003.

- **McDonalds, Tollgate Centre, Tollgate West, Stanway**

The Sub-Committee considered an application in respect of McDonalds, Tollgate Centre, Tollgate West, Stanway to permit –

- The provision of late night refreshment on and off the premises for the hours- 23.00 to 05.00 Mondays to Sundays inclusive
- The premises to be open to the public for the hours – 05.00 to 05.00 Mondays to Sundays inclusive

In Attendance

On behalf of Applicant: Annabel Graham – Paul, Barrister
Craig Newnes, Franchisee

Objector: Clive Swift on behalf of Stanway Parish Council

Licensing Authority: Christopher Samuel, Legal Services
Steve Swain, Enforcement Officer
Amanda Chidgey, Democratic Services Manager
Jonathan Baker, Democratic Services Officer

Steve Swain gave a brief summary of the application. Representations had been received from Stanway Parish Council who expressed concern that, in the event that permission was granted, existing problems of public nuisance and anti social behaviour in the area would be exacerbated.

Annabel Graham-Paul, in presenting the application, explained that the premises were situated in a retail park, not in close proximity to residential premises. There was no intention currently to signpost the restaurant from the A12, however, a large Sainsbury store was located a short drive away at which a number of staff were currently working night shifts and there were a number of other night workers known to be in the locality. She referred to the planning permission which had been granted in February 2012 which provided for 24/7 hours of operation and which included conditions relating to:

- A litter management plan
- Cycle parking and designated car parking for users of the McDonalds restaurant
- Agreed hours of delivery

Ms Graham-Paul also confirmed that no representations had been received from the responsible authorities and there were no known complaints to the Police associated with the restaurant regarding anti social behaviour. The Youth Garden, referred to in the Parish Council's representations was located some distance from the restaurant and did not have any known connection with activity at the restaurant.

Craig Newnes, in supporting the application explained his long background working at McDonalds and his previous experience in Essex in relation to 24 hours of operation. He had moved to Frinton with his family and had relocated his work to the Colchester area. He was very keen to support the local community having sponsored a number of local youth football teams and been involved with the organisation of Colchester Carnival. He wished to reassure the Committee in terms of his track record and was of the view that the excellent CCTV and lighting provision at the restaurant, together with the security training provision for all staff members, would ensure that the operation could be run successfully. He confirmed that he had contacted the Parish Council in order to build a working relationship with them and he was willing to meet with them in the future.

Clive Swift addressed the Committee in respect of the Parish Council's representation confirming that these were speculative but were based on the concerns of local residents in terms of preventing crime and disorder and potential public nuisance. The Youth Garden had been a cause of complaints of anti social behaviour in the past and he was of the view that users of the Garden may use the

restaurant facilities and congregate at the Garden late at night. He considered that traffic in the vicinity may lead to anti social use of the road network, whilst problems of litter would potentially become worse.

RESOLVED to permit:-

- The provision of late night refreshment on and off the premises for the hours- 23.00 to 05.00 Mondays to Sundays inclusive
- The premises to be open to the public for the following hours – 05.00 to 05.00 Mondays to Sundays inclusive

Subject to the Conditions set out in the Operating Schedule.

Reasons for the Determination

In arriving at the decision the Sub-Committee considered each point very carefully. It noted the representation and evidence presented by all parties including the applicant and other parties under the Licensing Act 2003 and gave consideration to its own Policy.

It was noted that a number of the representations presented by the Parish Council were not matters within the Sub-Committee's remit, in particular in relation to the licensing objective of public safety concerning traffic matters.

The Sub-Committee also noted the existence of the review procedure under the Licensing Act 2003 and the legislation available to Environmental Control in the case of noise nuisance and further taking into account the nature of the premises and proposed operating schedule it was not felt the proposals compromised any of the four licensing objectives.

All parties were reminded that there was a right to request a review if problems occurred once the new licence was in operation. The Sub Committee also wished to encourage all parties to maintain a constructive dialogue.

4. Close of Meeting

The meeting closed at 11.35am

Chairman:

Contact: Beverley Jones
Tel: 01206 282593
E-Mail: licensing.committee@colchester.gov.uk

Licensing Sub-Committee – 19 February 2014

Application for a Temporary Event Notice made under The Licensing Act 2003

Summary

To consider an objection notice received from Environmental Protection against a Temporary Event Notice that has been submitted in respect of the provision of regulated entertainment and the sale of alcohol on the car park area of Wivenhoe Football Club, Broad Lane Sports Ground, Elmstead Road, Wivenhoe on 4 May 2014 between 12.00 and 21.00

1.0	<u>RECOMMENDATIONS</u>
1.1	<p>The following options are open to the Sub-Committee;</p> <ul style="list-style-type: none"> (i) To uphold Environmental Protection’s objection by ordering the issue of a counter notice preventing the event from proceeding, if the Sub-Committee is satisfied that to permit the event to proceed will undermine one or more of the licensing objectives. (ii) To dismiss the objections on the basis that there is no perceived impact on the licensing objectives in allowing the event to proceed and to take no action.
2.0	<u>PURPOSE OF THE NOTICE</u>
2.1	<p>The guidance issued by the Secretary of State under provision of Section 182 Licensing Act 2003 (the Act) states at 7.2: “The system of permitted temporary activities is a light touch process and as such the carrying on of licensable activities does not have to be authorised by the licensing authority on an application. Instead, a person wishing to hold an event at which such activities are proposed to be carried on (the “premises user”) gives notice of the event (a “temporary event notice” or “TEN”).</p>
2.2	<p>At 7.5, the guidance states: “The police or local authority exercising environmental health functions may intervene to prevent such an event taking place or agree a modification of the proposed arrangements. Their intervention may in some cases result in the licensing authority imposing conditions on a temporary event notice. When giving a temporary event notice, consideration should be given to the four licensing objectives. The licensing authority only otherwise intervenes if the statutory permitted limits on temporary event notices would be exceeded”.</p>
2.3	<p>The Temporary Event Notice (TEN) has been submitted by Mr Harding for an event on the Car Park at Wivenhoe Football Club, Broad Lane Sports Ground, Elmstead Road, Wivenhoe, CO7 7HA and was received by the Licensing Authority on 6 February 2014.</p>
2.4	<p>The purpose of a TEN is to permit a licensable activity at a premises that does not hold a premises licence or club premises certificate or to permit a licensable activity that is not covered under provision of any authorisation that the premises already holds.</p>

3.0	<u>MATTERS FOR CONSIDERATION</u>
3.1	This TEN seeks to permit the provision of music and the sale of alcohol on the car park area of the Broad Lane Sports Ground on 4 May 2014 from 12.00 until 21.00. A copy of the notice is attached as appendix A.
3.2	There has been an objection from Environmental Protection that if granted, the application will undermine the licensing objective of the prevention of public nuisance as the provision of music at this location is likely to cause a public nuisance. The full objection notice is attached as appendix B.
4.0	<u>STATEMENT OF LICENSING POLICY</u>
4.1	<p>Policy in relation to Temporary Event Notices Paragraph 5.17 of Colchester Borough Council's statement of Licensing Policy advises that:</p> <div style="border: 1px solid black; padding: 5px;"> <p>Certain temporary events are not required to be licensed, but can still be notified to the Licensing Authority using the Temporary Event Notice procedure. However, depending on the nature and location of such events, they can have serious crime and disorder implications. Organisers of these events are encouraged to submit their notification as soon as reasonably practicable to enable the Police and the Licensing Authority to work with them to identify and reduce the risk of crime and disorder. Appendix 17 provides details regarding the application process and timescales for the submission of Temporary Event Notices. Temporary Event Notices can be augmented by the use of Essex Police's promotion/event risk assessment form which can be supplied to them by Essex Police or by the Licensing Authority.</p> </div>
5.0	<u>HUMAN RIGHTS IMPLICATIONS</u>
5.1	<p>A Licence is to be regarded as the property of the applicant; however their right to the use of that property must be balanced against all other public interests or representations in this matter that the Licensing Sub-Committee may wish to consider reasonable and proportionate in relation to the application that has been submitted and also the representations that have been received against it.</p> <p>In making their decision as to whether to grant this application, Members of the Licensing Sub-Committee should in particular consider Article 1 of the First Protocol of the Human Rights Act 1998, that individuals are entitled to the peaceful enjoyment of their property and also Article 8 that everyone has the right to respect for his private and family life, his home and his correspondence.</p>
6.0	<u>CRIME AND DISORDER IMPLICATIONS</u>
6.1	Section 17 of the Crime and Disorder Act 1998 imposes a duty on local authorities when exercising any of their functions to have due regard to the likely effect of the exercise of those functions on, and the need to do all it possibly can to prevent, crime and disorder in its area.
7.0	<u>LEGAL IMPLICATIONS</u>
7.1	There is a right of appeal to the Magistrates Court by any party aggrieved by any decision of the licensing sub-committee. Such an appeal must be made no later than 21 days following

	the decision.
7.2	Reasoned justification should be given in relation to any resolution in connection with the TEN. This is particularly important in relation to most TENs as the requirement to submit them only 10 working days in advance means that whilst the right to appeal exists, it will often be the case that there will be no time for an appeal to be considered prior to the proposed event date.

Temporary Event Notice

Important Information

Before you complete this application please select the link below to view the guidance notes to help you fill in this form.

[Temporary Event Notice - Application Notes](#)

Temporary Event Notice Information on the Licensing Act 2003 is available on the website of the Department for Culture, Media and Sport ([please click here for link](#)) or from your local licensing authority.

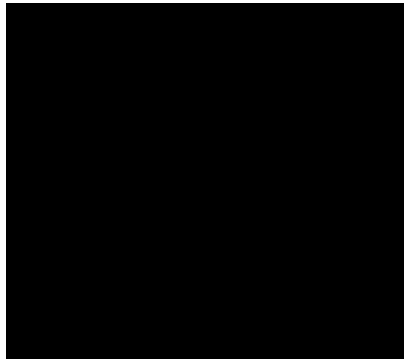
A copy of the completed notice will be emailed to you upon completion, which you should keep for your records. Also a copy of this notice will be emailed to the local Police force for their notification and review.

A temporary event notice may only be given by an individual and not, for example, by an organisation or club or business. The individual giving the notice is the proposed "premises user". Within businesses, clubs or organisations, one individual will therefore need to be identified as the proposed premises user.

Applicant's Details

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

Title*	Mr
First Name*	Robert
Last Name*	Harding
Property Name	
Property Number	
Street / Road Name	
Town / City	
County	
Post Code	
Telephone Number	
Mobile Number	
Email*	
Date of Birth	
Place of Birth	
National Insurance Number	



Previous Name

Please enter details of any previous names or maiden names if applicable

Title	Nothing selected
First Name	
Last Name	

Alternative Address

Do you have an alternative address for correspondence No

Premises Address

Please give the address of the premises where you intend to carry out the licenseable activities.

Site Name	Broad lane sports ground
Property Name	
Property Number	
Street / Road Name*	Elmstead Road
Town / City*	Wivenhoe
County	Essex
Post Code	CO7 7HA

Premises Details

Premises licence number

Club premises certificate number

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and detailstest

Car Park Area

Please describe the nature of the premises

Football ground

Please describe the nature of the event below

Music event with a bar

Important Information

For the purposes of the Licensing Act 2003, "premises means any place. Premises will therefore not always be a building with a formal address and postcode. Premises can include for example, public parks, recreation grounds and private land.

If a premises licence or club premises certificate has effect in relation to the premises (or any part of the premises) which you want to use to carry on licensable activities, it is possible that any conditions which apply to the licence or certificate may be imposed on the temporary event notice if certain pre-conditions are met. These pre-conditions are that the police or the local authority exercising environmental health functions object to the notice and the licensing authority decides:

- not to give a counter notice under section 105 of the Licensing Act 2003;
- the conditions apply to the licence or certificate; and
- the imposition of the conditions on the notice would not be inconsistent with the carrying on the licensable activities under the notice.

Licensable Activities

Please state the licensable activities that you intend to carry on at the premises

The sale by retail of alcohol

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club

The provision of regulated entertainment

The provision of late night refreshment

Are you giving a late temporary event noticeHelp

Where will the supply of alcohol take place

On the premises only

Maximum number of people attending event

499

Temporary Event Dates

Start date of temporary event*

12:00:00 04 May 2014

Finish date of temporary event*

21:00:00 04 May 2014

Condition

It is a condition of this temporary event notice that where the relevant licensable activities, include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Personal licence holders

The holder of a valid personal licence issued under the Licensing Act 2003 may give up to 50 temporary event notices in any calendar year subject to the other limitations in the 2003 Act. A proposed premises user who holds such a licence should give the details requested.

Do you currently hold a valid personal licence

No

Previous TENs

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice

No

Please state the number of temporary event notices you

have given for events in that same calendar year

Have you already given a temporary event notice for the same premises in which the event period

Associates and business colleagues

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? No

Please state the total number of temporary event notices your associate(s) have given for events in the same calendar year

Has any associate of yours already given a temporary event notice for the same premises in which the event period No

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event which you are now giving a temporary event notice No

Please state the total number of temporary event notices your business colleague(s) have given for events in the same calendar year

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period No

Checklist

Send a copy of this notice to the chief officer of police for the area in which the premises are located

If the premises are situated in one or more licensing authority areas, send two copies of this notice to each additional licensing authority

If the premises are situated in one or more police areas send a copy of this notice to each additional chief officer of police

If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions

Declarations

The information contained in this form is correct to the best of my knowledge and belief

I understand that it is an offence:

- To knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale; and
- To permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000 or to imprisonment for a term not exceeding six months, or to both.

By completing and submitting this application form you are agreeing to all the terms and conditions referred to in this form. This authority is under duty to protect the public funds it administers, and to this end it may use the information you have provided on this form for the prevention and detection of fraud. It may also share this information with other bodies responsible for auditing or administering public funds for these purposes.

If you wish to complete this application form please press the submit button only once which will then take you to the secure payment screen (if applicable). After you have entered your payment details etc, your will receive a reference number that you should include when corresponding with Colchester Borough Council.

You will also receive a copy of the completed form and a payment receipt (if applicable) via email. Please ensure your email is correct before submitting.

Colchester Borough Council
PO Box 889, Rowan House, 33 Sheepen Road,
Colchester CO3 3WG
Professional Services

Contact **Environmental Protection**

Phone 01206 282846 Fax (01206) 282598

E-mail david.martin@colchester.gov.uk

Your ref

Our ref DKM/083534

Date 7 February 2014

Dear Mr Harding

**Objection Notice to the Temporary Event Notice
Wivenhoe Town Football Club Elmstead Road Wivenhoe Colchester**

I am writing to advise you that after fully considering the Temporary Event Notice submitted for 4 May 2014 to permit Sale of Alcohol, Reg Entertainment, Late Refreshment, Alcohol in Club between the hours of 12:00 to 21:00 at Wivenhoe Town Football Club Elmstead Road Wivenhoe Colchester Environmental Protection has decided to oppose the granting of the above mentioned temporary event notice for the following reasons—

The previous event held at this location by this applicant led complaints that were witnessed by Environmental Control as a Public Nuisance. An officer from Environmental Control asked for the music volume to be turned down and the bass level to be reduced, this was done but the complainants reported that the volume was turned back up shortly after. Therefore Environmental Control have no confidence that this event can take place without causing a Public Nuisance to the surrounding residents.

A copy of this Objection Notice has been sent to Colchester Borough Council as Licensing Authority for the area in which the premises are situated.

If you have enquiries regarding this matter, please do not hesitate to contact Environmental Protection using the contact details given above.

Yours sincerely,

David Martin

David Martin
Environmental Protection Officer

e-mail: licensing.committee@colchester.gov.uk
website: www.colchester.gov.uk