

# LICENSING SUB-COMMITTEE HEARINGS

## 19 NOVEMBER 2010

*Present :-* Councillor Barrie Cook (Chairman)  
Councillors Nick Cope and Michael Lilley

### 1. Appointment of Chairman

*RESOLVED* that Councillor Cook be appointed Chairman.

### 2. Declarations of Interest

There were no declarations of interest.

### 3. Temporary Event Notice - Licensing Act 2003

The Head of Environmental and Protective 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.

#### **a) Fashion Café, 2 St Botolph's Street, Colchester**

The Sub-Committee considered an application for a temporary event notice in respect of the Fashion Café.

#### **In Attendance:**

Applicant: Mr Porter (Thompson Smith and Puxon) and Mr Aykut Adem (Personal Licence Holder)

Responsible Authorities: Inspector Butcher, Essex Police

Officers: Mr Harvey, Licensing Manager; Ms Tuthill, Committee Services Assistant (Licensing); Mrs White, Committee Services Officer (Licensing); Mr Weavers (Legal Services Manager & Monitoring Officer)

Mrs White, Committee Services Officer (Licensing) advised that an application had been received for a Temporary Event Notice to permit the supply of alcohol and the provision of regulated entertainment until 4.30am on 20 and 21 November 2010. The Police had objected to the application and therefore the matter was to be determined by the Licensing Sub-Committee.

Mr Porter, on behalf of the applicant, outlined the position with regard to the service of a Counter Notice under Section 105 (4) of the Licensing Act 2003 which had to be carried out 24 hours before the event took place. The timing of the meeting would not enable a Counter Notice to be served within the required timeframe and therefore the Sub-Committee could not make a valid decision in respect of the Temporary Event Notice. Having heard the evidence submitted on behalf of the applicant, Inspector

Butcher informed the Sub-Committee that the Police withdrew its objection to the Temporary Event Notice.

*RESOLVED* that the Temporary Event Notice be granted as applied for.

#### **4. Close of Meeting**

The meeting closed at 11.00.