

Meeting of the Licensing Sub-Committee 1 - 5th October 2023

Report of the Interim Director Environment Directorate

Notice of Temporary Event – Cocktails and Dreams 19 Bilston Street, Sedgley, DY3 1JA

Purpose

1. To consider the Notice of Temporary Event (TEN's) served on the Council by Mr Carl Bates, in respect of Cocktails and Dreams, 19 Bilston Street, Sedgley, DY3 1JA.

Recommendation

2. That the Sub-Committee determine the Notice of Temporary Event following the receipt of an objection notice from Environmental Safety and Health and the West Midlands Police.

Background

3. On the 22nd September 2023, a Notice of Temporary Event was accepted by the Licensing Office from Mr Carl Bates in respect of Cocktails and Dreams 19 Bilston Street, Sedgley, DY3 1JA. Copies have also been served on the two responsible authorities, Police and Environmental Safety & Health as required by statute.
4. The Notice of Temporary Event is as follows:-

Supply of Alcohol/Regulated Entertainment/Late Night Refreshment

Halloween Weekend Event
27th October 2023 until the 29th October 2023

11.00 hrs until 17.30hrs Supply of Alcohol
23.00 hrs until 00.30hrs Supply of Alcohol
23.30 hrs until 00.30 hrs Late Night Refreshment
11.00 hrs until 00.30 Music

The premises licence in respect of Cocktails and Dreams was revoked by the Licensing Committee on the 1st June 2023 the premises are currently operating under appeal which allows them to trade for the following days and times:

Supply of Alcohol	Monday to Sunday 17.30 until 23.00
Late Night Refreshment	Monday to Sunday 23.00 until 23.30

5. The Notice was served on the Council within the required period (more than 10 working days), together with the correct fee. A copy has been forwarded to Committee Members in accordance with the Licensing Act 2003 and is attached to this report as Appendix 1.
6. Objection notices to the Notice of Temporary Event have been received from Environmental Safety and Health on the grounds of prevention of public nuisance and the West Midlands Police on the grounds of the prevention of crime and disorder and the protection of children from harm. A copy of the objection notices have been forwarded to the Committee Members, the applicant and interested parties in accordance with the Licensing Act 2003 and are attached to this report as Appendix 2.

Finance

7. There are no financial implications.

Law

8. Temporary Event Notices are governed by the Licensing Act 2003, Part 5 Sections 100 to 107 as amended by the Police Reform and Social Responsibility Act 2011.
9. In accordance with Section 104, the responsible Authorities Police and Environmental Safety & Health, may object if the proposed use of the premises would undermine the crime prevention, public nuisance or public safety objectives of the Licensing Act 2003.

10. The relevant Licensing Authority must:-

- (a) hold a hearing to consider the objection notice, unless the premises user, the responsible authority who gave the objection notice and the authority agree that a hearing is unnecessary , and
- (b) having regard to the objection notice, give the premises user a counter notice under this section if it considers it appropriate for the promotion of the crime prevention, public nuisance or public safety objective to do so.

Risk Management.

11. There are no risk management implications.

Equality Impact

12. This report takes into account the Council's policy on equal opportunities.

13. The licensing of premises and individuals will impact on children and young people through their attendance at licensed premises.

14. There has been no consultation or involvement of children and young people in developing these proposals.

Human Resources/Organisational Development

15. There are no human resources/organisational development implications.

Commercial/Procurement

16. There are no commercial/procurement implications.

Environment/Climate Change

17. There are no Environment/Climate Change implications.

Council Priorities and Projects

18. This application falls within the Council's responsibility for Licensing as a direct link to the Council's key corporate priority to support stronger and safer communities.



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Appendices

None

List of Background Documents

None