

Licensing Sub-Committee 2 – 29th May 2012

Report of the Director of Corporate Resources

Notice of Temporary Event – (Black Horse, 52 Delph Road, Brierley Hill, West Midlands, DY5 2TP)

Purpose of Report

1. To consider objections to the Notice of Temporary Event served on the Council by Mrs Karen Ann Whittaker in respect of The Black Horse, 52 Delph Road, Brierley Hill, West Midlands.

Background

2. On the 15th May 2012, a Notice of Temporary Event was received by the Licensing Office from Mrs Whittaker in respect of The Black Horse, Delph Road, Brierley Hill. The application has been forwarded to Committee Members and interested parties in accordance with the Licensing Act 2003.
3. The Notice of Temporary Event is for a birthday party for two twenty one year olds and is for the provision of regulated entertainment and sale of alcohol on the following days and times:-

10/06/12	-	11.00 am -8.30 pm (outside)
		11.00 am – 10.30 pm (inside)
4. The Notice of Temporary Event was served on the Council within the required 10 working days, together with the correct fee of £21.00.
5. On the 18th May 2012, notice of objection to the Notice of Temporary Event was received from the Senior Environmental Health Officer (Food and Occupational Safety), on the grounds of prevention of public nuisance. A copy of the objection has been sent to the Committee Members, the applicant and interested parties in accordance with the Licensing Act 2003.
6. This application falls within the Council's recent responsibility for liquor licensing which has a direct link to the Council's key corporate priority that safety matters.

Finance

7. There are no financial implications to the Council.

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, a relevant Authority may object if the proposed use of the premises would undermine the crime prevention objective 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 relevant 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 necessary for the promotion of the crime prevention objective to do so.

Equality Impact

11. This report takes into account the Council's policy on equal opportunities.
12. There has been no consultation or involvement of children and young people in developing these proposals.
13. The licensing of premises and individuals will impact on children and young people through their attendance at licensed premises.

Recommendation

14. That the Sub-Committee determine the Notice of Temporary Event.



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DIRECTOR OF CORPORATE RESOURCES

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List of Background Papers

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