

# Minutes

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**Licensing Sub-Committee  
Friday, 7th October, 2022**

## **Attendance**

Cllr Barber  
Cllr Laplain

Cllr Parker

## **Apologies**

## **Substitute Present**

## **Also Present**

## **Officers Present**

Paul Adams	-	Licensing Manager
Sam Haldane	-	For and on behalf of the Council Solicitor
Zoe Borman	-	Governance and Member Support Officer

## **LIVE BROADCAST**

[Live broadcast to start at 9:30am and available for repeat viewing.](#)

### **189. Appointment of Chair**

Members resolved that Cllr Parker would Chair the meeting.

### **190. Administrative Function**

Members were respectfully reminded that, in determining the matters listed below, they are exercising an administrative function with the civil burden of

proof, i.e. 'on the balance of probabilities'. The matter will be determined on the facts before the Sub-Committee and the rules of natural justice will apply.

#### **191. Determination of Objection to Temporary Event Notices The Vine 104 High Street Brentwood CM14 4RX**

The Licensing Office had received an objection from Essex Police, Mr Simon Barnes, with regards to four Temporary Event Notices (TENs) submitted in relation to extension of hours on Sunday 9<sup>th</sup> October 2022, Sunday 16<sup>th</sup> October 2022, Sunday 23<sup>rd</sup> October 2022 and Sunday 30<sup>th</sup> October 2022 to be held at **The Vine, 104 High Street, Brentwood CM14 4RX**. All four events request a one-hour extension to the hours for the provision of the Sale by retail of alcohol, The provision of regulated entertainment and The provision of late night refreshment from 0200hrs-0300hrs.

The objections relate to the prevention of crime & disorder.

A hearing was held to consider the application. The Sub-Committee determined the application with a view to promoting the four licensing objectives. It considered the application on its own merits. In reaching its determination, the Sub-Committee had regard to the following matters:

- The relevant parts of the written and oral evidence before them;
- The Brentwood Borough Council Licensing Policy;
- Statutory Guidance issued under the Licensing Act 2003

Mr Adams, Licensing Manager presented the report.

The Committee noted the contents of the application and considered the oral representations of the agent, Mr Bell, on behalf of the Applicant, Mr Artemis, who were present at the hearing.

The Committee noted the objection from Mr Barnes of Essex police who opposed the application on the basis that the licensing objectives, the prevention of crime and disorder and the prevention of public nuisance, would be undermined.

Essex Police submitted that attaching the conditions listed on the premises license applied to the TEN for the event would satisfy them that all measures put in place would remain in effect for any extension of the license.

The Committee, in making its determination, had regard to the Authority's own licensing statement and the guidance issued by the Secretary of State under section 182 of the Licensing Act 2003.

Having sought legal advice the Committee resolved to allow the Temporary Event Notice with full conditions of the existing premises licence being imposed upon it for the dates applied for.

### **Decision of the Committee**

The Committee imposed conditions on the Temporary Event Notice pursuant to s106 of the Licensing Act 2003.