



Minutes

Licensing Sub-Committee Tuesday, 2nd July, 2019

Attendance

Cllr Chilvers
Cllr Keeble

Cllr Ms Sanders

Officers Present

Paul Adams	-	Principal Licensing Officer
Surinder Atkar	-	Planning Solicitor
Dave Leonard	-	Licensing Officer
Jean Sharp	-	Governance and Member Support Officer

90. Appointment of Chair

Members resolved that Cllr Chilvers should chair the meeting.

91. Administrative Function

Members were respectfully reminded that, in determining the matters listed below; they were exercising an administrative function with the civil burden of proof, i.e. 'on the balance of probabilities'. The matter would be determined on the facts before the Sub-Committee and the rules of natural justice would apply.

92. Representation against Interim Steps - the Swan - 123 High Street, Brentwood. CM14 4RX

An application had been received for a summary review of the premises license in respect of The Swan, 123 High Street, Brentwood, CM14 4RX and the licensing sub-committee that had heard the case on 21.6.19 had decided that as an interim step the premises licence should be suspended until the full hearing on 18 July 2019.

A representation had been made against the interim steps and this hearing had been convened to consider the representation.

The sub-committee heard from the Licensing Officer, the legal representative for the licensee then Essex Police and retired to consider their decision.

The Committee was of the opinion that the short suspension had had the desired effect and that the conditions offered at appendices D, E (i) and E (ii) to the report addressed the licensing objectives. However the Committee felt that to address the crime and disorder objective condition 3 at Appendix D had to come into effect before suspension was lifted. The Committee decided to delate the final sentence of this condition and to insert the following words to replace it -

The suspension will remain in place until such time as this condition is fulfilled to the satisfaction of the Principal Licensing Officer.
