



East Suffolk House, Riduna Park, Station  
Road, Melton, Woodbridge, IP12 1RT

# Licensing Sub-Committee

## Members:

Councillor Janet Craig  
Councillor Tony Goldson  
Councillor Keith Robinson

Members are invited to a Remote **Meeting of the Licensing Sub-Committee** to be held on **Friday 11 September 2020 at 3pm**

The Meeting will be facilitated using the Zoom video conferencing system and broadcast via the East Suffolk Council YouTube channel at [https://youtu.be/rg3M8I4k\\_XM](https://youtu.be/rg3M8I4k_XM)

An Agenda is set out below.

## Part One – Open to the Public

## Pages

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### 1 Introductions

Members, Officers and participants to be introduced

### 2 Election of a Chairman

To elect a Chairman for this Meeting of the Licensing Sub-Committee

- 3 **Apologies for Absence**  
To receive apologies for absence, if any.
- 4 **Declarations of Interest**  
Members and Officers are invited to make any declarations of Disclosable Pecuniary or Local Non-Pecuniary Interests that they may have in relation to items on the Agenda and are also reminded to make any declarations at any stage during the Meeting if it becomes apparent that this may be required when a particular item or issue is considered.
- 5 **Declarations of Lobbying and Responses to Lobbying**  
To receive any Declarations of Lobbying in respect of any item on the agenda and also declarations of any response to that lobbying.
- 6 **Environmental Health Objection to a Temporary Event Notice ES/0492** 1 - 5  
Report of the Cabinet Member with responsibility for Community Health

## Part Two – Exempt/Confidential

Pages

Close



Stephen Baker, Chief Executive

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## LICENSING SUB-COMMITTEE

Friday 11 September 2020

### ENVIRONMENTAL HEALTH OBJECTION TO TEMPORARY EVENT NOTICE

Notice Giver's Name	Mr Adam Lee Coulson		
Premises Address	Lowestoft & Yarmouth Rugby Club, Old Lane Corton, Lowestoft, NR32 5HE	Ward	Lothingland
Date Application Received	2 September 2020	Determination by	16 September 2020

#### SUMMARY OF NOTICE

- A valid Temporary Event Notice (TEN) has been received by the Authority.
- The premises user wishes to have an Ibiza Brunch and Legends Event at the above premises which is currently licensed. They would be using the pitch which does not make up part of the licensed premises.
- The Notice is to allow the sale by retail of alcohol (on sales only) and regulated entertainment between the hours of 12.00 to 19:00 on Saturday 3<sup>rd</sup> October 2020 and 12.00 to 19.00 on Sunday 4<sup>th</sup> October 2020.

<b>Cabinet Member:</b>	Councillor Mary Rudd, Cabinet Member with responsibility for Community Health
<b>Supporting Officer:</b>	<p>Leonie Hoult</p> <p>Licensing Officer</p> <p>01502 523624</p> <p><a href="mailto:Leonie.Hoult@eastssuffolk.gov.uk">Leonie.Hoult@eastssuffolk.gov.uk</a></p>

## REASONS FOR SUB-COMMITTEE MEETING

- Environmental Health have raised objections to the TEN given by Mr Adam Coulton (the premises user).
- The objection notices were received from East Suffolk Council Environmental Health within the prescribed consultation period after receipt of the TEN, as specified in the Licensing Act 2003, and are based upon the licensing objective of the prevention of public nuisance.

## POINTS FOR CONSIDERATION

- The system of permitted temporary activities gives the Police and Environmental Health the opportunity to consider whether they should object to a TEN based on any of the licensing objectives.
- No objection has been received from the Police to this TEN

## CONCLUSION

- The premises user has been advised of the objections that have been made and there may be mediation between the premises user and Environmental Health before the hearing in order to achieve agreement and dispense with the need for a hearing.
- In the event that this is not possible, the Sub-Committee will be asked to consider the objection notice.
- It should be noted that as the TEN has been given in respect of a licensed premises the ability to impose conditions applies (however, the pitch is not covered by the premises licence).

## RECOMMENDATIONS

That the Sub-Committee be asked to consider the objection notices and determines this matter based on the options below:

- a) Allow the licensable activities to go ahead as stated in the notice.
- b) If the notice is in connection with licensable activities at licensed premises, (if there is a licence or certificate in relation to at least a part of the premises in respect of which the TEN is given) the licensing authority may also impose one or more of the existing licence conditions on the TEN (insofar as such conditions are not inconsistent with the event) if it considers that this is appropriate for the promotion of the licensing objectives.
- c) Issue the premises user with a counter notice, if it decides that the event would undermine the licensing objectives.

Depending on the decision of the Sub-Committee, the premises user and the Responsible Authorities as objectors have rights of appeal to the Magistrates' Court.

When announcing its decision, the Sub-Committee is asked to state its reasons.

<b>APPENDICES</b>
<b>Appendix A – Temporary Event Notice (Exempt)</b>
<b>Appendix B – Environmental Protection Objection Notice</b>
<b>Appendix C – The premises licence for Lowestoft &amp; Yarmouth Rugby Football Club (Exempt)</b>

**BACKGROUND PAPERS** (all available from [Leonie.Hoult@eastsoffolk.gov.uk](mailto:Leonie.Hoult@eastsoffolk.gov.uk))

<p>The East Suffolk Council Statement of Licensing Policy</p> <p>The Licensing Act 2003 (“the Act”)</p> <p>The current Guidance issued under section 182 of the Act.</p>
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# Standard TENs Consultation Response

ES/0492

20/06726/LISTEN

PREMISES DETAILS		CASE DETAILS	
<b>Trade Name:</b>	Lowestoft & Yarmouth RUFC	<b>Date Received:</b>	02.09.2020
<b>Address:</b>	Rugby Club House Old Lane Lowestoft Suffolk NR32 5HE	<b>Time:</b>	12:58
		<b>Allocated to:</b>	Mollie Evans
		<b>Request Types:</b>	Standard TENs Consultation
REQUEST DETAILS			
<p>TEN.</p> <p>Ibiza Brunch- 03.10.2020- 12:00-19:00</p> <p>Djs and Live Percussion and Live Saxophone</p> <p>Legends Event 04.10.2020- 12:00-19:00</p> <p>Live Tribute acts</p> <p>Ten on i@w. please repond by 07.09.2020</p>			

COMMENTS		
Date	Details	Officer
07/09/20	<p>07/09/20 at 15:10 by me004</p> <p>Thank you for consulting us on this TEN.</p> <p>The application contains no reference to any proposals as to how the potential noise disturbance from these outdoor amplified musical entertainments will be mitigated.</p> <p>The site is surrounded on four sides by noise sensitive premises, the closest of which (depending on where the speakers are located) could be as close as just a few metres away, hence we doubt that these premises are suitable for this type of outdoor amplified entertainment.</p>	Mollie Evans

	We would like to object to this on grounds of Public Nuisance	
Notices:		