

Notice of Licensing Sub-Committee



Date: Wednesday, 12 June 2019 at 2.30 pm

Venue: Council Chamber - Civic Offices, Bridge Street, Christchurch BH23 1AZ

Membership:

Cllr B Dion

Cllr D A Flagg

Cllr D Kelsey

All Members of the Licensing Sub-Committee are summoned to attend this meeting to consider the items of business set out on the agenda below.

The press and public are welcome to attend.

If you would like any further information on the items to be considered at the meeting please contact: Democratic Services or email democratic.services@bcpcouncil.gov.uk

Press enquiries should be directed to the Press Office: Tel: 01202 454668 or email press.office@bcpcouncil.gov.uk

This notice and all the papers mentioned within it are available at democracy.bcpCouncil.gov.uk

GRAHAM FARRANT
CHIEF EXECUTIVE

4 June 2019



Available online and
on the Mod.gov app



WITNESSES AND RIGHT TO REPRESENTATION

Any person entitled to attend the hearing may be assisted or represented by any person whether or not that person is legally qualified. In considering any representations or notice made by a party the authority may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.

The authority shall disregard any information given by a party or any person to whom permission to appear at the hearing is given by the authority which is not relevant to—

- (a) their application, representations or notice (as applicable) or in the case of another person, the application representations or notice of the party requesting their appearance, and
- (b) the promotion of the licensing objectives or, in relation to a hearing to consider a notice given by a chief officer of police, the crime prevention objective.

FAILURE OF PARTIES TO ATTEND THE HEARING

If a party has informed the Licensing Authority that he does not intend to attend or be represented at a hearing, the hearing may proceed in his/her absence. If a party who has not so indicated fails to attend or be represented at a hearing, the Authority may:-

- a) Where it considers it to be necessary in the public interest, adjourn the hearing to a specified date; or
- b) Hold the hearing in the party's absence

Where a hearing is held in the absence of a party, the authority shall consider at the hearing application, representation or notice made by that party. Where the authority adjourns the hearing it will notify the parties of the date, time and place to which the hearing has been adjourned.

WITHDRAWAL OF REPRESENTATION

A party who wishes to withdraw any representations they have made, may do so:-

- a) By giving notice to the authority no later than 24 hours before the day on which the hearing is to be held; or
- b) Orally at the hearing.

DISRUPTIVE BEHAVIOUR

The Licensing Authority may require any person attending the hearing who, in their opinion, is behaving in a disruptive manner to leave the hearing and may:-

- a) Refuse that person to return; or
- b) Permit him/her to return only on such conditions as the authority may specify

Although such a person may before the end of the hearing submit to the authority in writing any information which they would have been entitled to give orally had they not been required to leave.

PROCEDURE OF HEARING

1. Facts of the Case – Responsible Officer
2. Responsible Authorities' and Other Persons' Case
3. Applicants' Case
4. Brief Summary by Responsible Authorities and Other Persons
5. Brief Summary by Applicant
6. Members Questions (Members may ask questions after each representation and at the end of all representations)
7. The parties will be given the opportunity to sum up (with the party who spoke first to go last)
8. Sub-Committee Retire to Make Decision
9. Sub-Committee Return to Announce Decision (A written decision notice will be issued following the hearing in accordance with the regulations).
10. The Legal Advisor will advise parties of any right of appeal as appropriate.

The full protocol can be viewed on the BCP Council Website

AGENDA

Items to be considered while the meeting is open to the public

1. Election of Chairman

To elect a Chairman of this meeting of the Licensing Sub-Committee.

2. Apologies

To receive any apologies for absence from Members.

3. Declarations of Interests

Councillors are required to comply with the requirements of the Localism Act 2011 regarding disclosable pecuniary interests. Declarations received will be reported at the meeting.

4. Application for a Premises Licence - Licensing Act 2003 - Tom's Bar, 1 Church Street, Christchurch.

5 - 52

The Council is required by the Licensing Act 2003 to hold a hearing when there are representations in respect of a premises licence application and determine whether to grant the licence.

No other items of business can be considered unless the Chairman decides the matter is urgent for reasons that must be specified and recorded in the Minutes.