

Licensing Sub-Committee

4 May 2022

Temporary Event Notice

For Decision

Portfolio Holder: Cllr L Miller, Customer and Community Services

Local Councillor(s): N/A

Executive Director: J Sellgren, Executive Director of Place

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Report Status: Public

Brief Summary: A Temporary Event Notice has been served for a young farmers foam party in Puddletown. The Notice has been considered by the Police and Environmental Protection. Environmental Protection have served an Objection Notice. A Licensing Sub-Committee must consider the Notice and the Objection Notice at a public hearing.

Recommendation: The Sub-Committee considers the Temporary Event Notice in the light of the objection notices made by Environmental Health and the Police and any oral evidence and resolves to take such steps as it considers appropriate and proportionate for the promotion of the licensing objectives of;

- a) The prevention of crime and disorder
- b) The prevention of public nuisance
- c) Public safety
- d) The protection of children from harm

Reason for Recommendation: The Sub-Committee must consider the oral representations and information given at the hearing before reaching a decision.

1. **Details of the TEN**

- 1.1 A Temporary Event Notice (TEN) has been served on the Licensing Authority by Mr Michael Hutchings for a young farmers foam party at the Grainstore, Longlane, Puddletown, DT2 8TG.
- 1.2 The Notice states this will take place in a large agricultural building starting at 21:00 on Saturday 18 June and continuing until 02:00 on the Sunday. The Notice covers the sale of alcohol, regulated entertainment and late-night refreshment, and is for 400 attendees. The TEN is attached at Appendix 1.
- 1.3 An Objection Notices has been served by Environmental Health within the statutory three working days consultation period. The Objection Notice is attached at Appendix 2 and is requesting the submission of a Noise Management Plan.

2. **Considerations**

- 2.1 Paragraph 7.28 of the Section 182 Guidance sets how the Authority should decide what actions are appropriate.

If the licensing authority receives an objection notice from the police or EHA that is not withdrawn, it must (in the case of a standard TEN only) hold a hearing to consider the objection unless all parties agree that this is unnecessary. The licensing committee may decide to allow the licensable activities to go ahead as stated in the notice. If the notice is in connection with licensable activities at licensed premises, 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. If the authority decides to impose conditions, it must give notice to the premises user which includes a statement of conditions (a "notice (statement of conditions)") and provide a copy to each relevant party. Alternatively, it can decide that the event would undermine the licensing objectives and should not take place. In this case, the licensing authority must give a counter notice.

- 11.2. The steps that the Sub-Committee may take are:
 - a) issue counter notices for the event which will not allow it to occur.
 - b) not to issue counter notices and allow the event as applied for.

3. **Financial Implications**

An applicant has the right to appeal the decision of the Licensing Sub Committee to the Magistrate's Court if the decision is to refuse the application.

4. **Climate Implications**

None

5. **Well-being and Health Implications**

None

6. **Other Implications**

None

7. **Risk Assessment**

HAVING CONSIDERED: the risks associated with this decision; the level of risk has been identified as:

Current Risk: Low

Residual Risk: Low

8. **Equalities Impact Assessment**

Not applicable

9. **Appendices**

Appendix 1 – Temporary Event Notice

Appendix 2 – Objection Notice

10. **Background Papers**

[Licensing Act 2003](#)

[Home Office Revised Guidance issued under Section 182 of the Licensing Act 2003](#)

[Dorset Council Statement of Licensing Policy 2021](#)