

Minutes of: LICENSING HEARING PANEL

Date of Meeting: 5 March 2014

Present: Councillor (in the Chair)
Councillors D Cassidy, D Jones and B Vincent

Also in attendance:

Public Attendance: No members of the public were present at the meeting.

Apologies for Absence:

833 DECLARATIONS OF INTEREST

No declarations of interest were made in relation to any items considered at the meeting

834 EXCLUSION OF THE PRESS AND PUBLIC

Delegated decision:

That in accordance with Section 100(A)(4) schedule 12 A of the Local Government Act 1972 (Category 7), the press and public be excluded from the meeting during consideration of the following items of business since it involved the likely disclosure of information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of a crime.

835 OBJECTION NOTICE FROM GREATER MANCHESTER POLICE IN RESPECT OF A TEMPORARY EVENT NOTICE

Prior to the Hearing the authority received an application by way of a Temporary Event Notice, submitted by Mr Mohammed Abobaker. The temporary event related to Top Shop, 20 Hurst Street, Bury requesting the retail sale of alcohol on 7th -12th March 2014 inclusive, between the hours of 8am and 11pm.

The application was as detailed in the report which was presented to the Members of the Panel by the Licensing Manager.

Representations by way of an objection notice in respect of the application were received within the appropriate period from Greater Manchester Police.

All written representations were contained within the written submissions provided to the Panel.

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All documentary evidence comprising the application, report provided with the agenda and representations were served on all parties in advance of the hearing.

The Panel heard oral representations from the Mr Abobaker's representative Mr Williams and from Mr R Habib, the landlord of the premises

The Panel then heard representations from Greater Manchester Police through their representative Mr Richardson.

The Panel heard no other representations.

The Panel asked questions of the Premises User, and representatives of Greater Manchester Police. All parties were offered the opportunity to question the Premises User and vice versa. All parties were allowed the opportunity to sum up their respective cases.

DECISION

Having heard all the oral submissions and having considered all of the documentation before it, the Panel considered the merits of the case and in accordance with its duties decided as follows.

The evidence was considered with care and it was established that following the evidence of all parties, having understood the application and equally understanding the representations made, on balance the Panel found there were no causes for concern so far as the promotion of the four Licensing Objectives were concerned.

The Panel concluded that there had been no evidence provided to suggest that the premises would be a focus for crime and disorder resulting from the grant of the Temporary Event Notice.

The Panel therefore considered it reasonable, balanced, appropriate and proportionate, based on all of the evidence, **To Allow the Licensable Activities to go ahead as stated in the Notice and not to issue a Counter Notice.**

COUNCILLOR
Chair

(Note: The meeting started at Time Not Specified and ended at Time Not Specified)