



## **REPORT of DIRECTOR OF SERVICE DELIVERY**

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**to  
LICENSING SUB-COMMITTEE  
24 FEBRUARY 2020**

### **REPRESENTATION TO A STANDARD TEMPORARY EVENT NOTICE (TEN) -29 MAY 2020.**

#### **1. PURPOSE OF THE REPORT**

- 1.1 The purpose of this report is to acknowledge the representation from Environmental Health and determine whether the event takes place or not.

#### **2. RECOMMENDATIONS**

- (i) To allow the event to take place on **29 May 2020**;
- (ii) To issue the premises user with a Counter Notice, deeming the event to be unlicensed. Members are advised that this area is not covered by a Premises Licence therefore, conditions cannot be attached).

#### **3. SUMMARY OF KEY ISSUES**

- 3.1 On the 7<sup>th</sup> February 2020, a Temporary Event Notice (TEN) was received from Sandra Ross. **Attached as APPENDIX A.**
- 3.2 The TEN is for “The Green Area” and the given location is “Marine Parade, Maylandsea, Chelmsford, CM3 6AP”. Which was later identified as opposite The Bar, Blackwater Marina, Esplanade, Mayland, CM6 3AW.
- 3.3 The date for the TEN is for the 29<sup>th</sup> May 2020, from 14:00 – 23:00, for the celebration of a wedding.
- 3.4 The licensable activities that have been requested are for the sale by retail of alcohol, and for the provision of regulated entertainment.
- 3.5 The TEN was sent out for consultation to the responsible authorities, Essex Police and Environmental Health. On the 10<sup>th</sup> February 2020, a representation was received from Environmental Health.
- 3.6 The representation received read “The Green Area in question is situated within a residential area and not suitable for live music” – **Attached as APPENDIX B.**

- 3.7 On the 11<sup>th</sup> February 2020, a Formal Representation Notice was received from Environmental Health, which was also sent to the DPS at Blackwater Bar and Bistro.  
– **Attached as APPENDIX C.**

#### **4. CONCLUSION**

- 4.1 In conclusion, members will need to decide whether or not the TEN will be allowed to take place or whether the premises user will receive a Counter Notice to the premise's user.
- 4.2 A Counter Notice may be given by the Licensing Authority to a premise's user under Section 105 (2)(a) Licensing Act 2003.
- 4.3 Members should be advised that the representation received must satisfy the members that if the activities were to take place that they would undermine the licensing objectives.

#### **5. IMPACT ON STRATEGIC THEMES**

- 5.1 The review of issue of a Temporary Event Notice contributes to the corporate goal of strengthening communities to be safe, active and healthy.

#### **6. IMPLICATIONS**

- (i) **Impact on Customers** – Not known.
- (ii) **Impact on Equalities** – Not known.
- (iii) **Impact on Risk** – Not known.
- (iv) **Impact on Resources (financial)** – Not applicable.
- (v) **Impact on Resources (human)** – Potential noise nuisance.
- (vi) **Impact on the Environment** – Potential noise pollution.

Background Papers:

**Appendix A – Application for a Temporary Event Notice**

**Appendix B – The representation received from Environmental Health following consultation**

**Appendix C – The formal representation notice received by Licensing from Environmental Health.**

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