
TEMPORARY EVENT NOTICE – LICENSING ACT 2003

Premises: Skylark Hotel Zero 6 Suite, Aviation Way Southend-on-Sea, Essex, SS2 6UN

1 SUMMARY

- 1.1 This report introduces an application for the grant of a Temporary Event Notice (TEN) made under Section 100 of the Licensing Act 2003.
- 1.2 During the consultation period, an objection was received from the Police regarding the planned event.
- 1.3 This application must be determined at the conclusion of the hearing in accordance with paragraph 26 of the Licensing Act 2003 (Hearings) Regulations 2005.

2 APPLICATION

- 2.1 On 24 October 2013 a Temporary Event Notice was received from Mr Andreas Stavrindes of The Skylark Hotel, Aviation Way, Southend-on-Sea Essex (Appendix A).
- 2.2 The Notice is for an event to be held in the Zero 6 Suite on 9 November 2013 from 21:00 until 05:00hrs the following day.
- 2.3 The licensable activities are for the sale of alcohol, the provision for regulated entertainment and the provision of late night refreshments. The maximum number of people attending the event is to be 499.
- 2.4 The premises already holds a Premises Licence for these licensable activities. In the Zero 6 Suite, the licence is from 09:00 until 03:00hrs for the supply of alcohol and regulated entertainment and from 23:00 until 04:00 for late night refreshments (Appendix B). The TEN is to enable an extension to the premises licence hours.

3 REPRESENTATIONS

- 3.1 The Police served an Objection Notice for the proposed event under the TEN on the grounds that the event will breach licence condition number 24 (Appendix C) and will undermine the licensing objectives, namely:-
 - Crime and disorder
 - Public Nuisance
 - Public Safety
 - The Protection of Children from Harm

4 NOTICES

- 4.1 All parties involved have been served with the relevant notices and documentation required by paragraphs 6 and 7 of The Licensing Act 2003 (Hearings) Regulations 2005.
- 4.2 The notices and documentation included an explanation of the rights of persons to attend hearings and to be represented to give evidence and to call witnesses, the consequences of not attending, the procedure to be followed at a hearing and, for applicants only, a copy of all relevant representations made.
- 4.3 Paragraphs 8 and 9 of the regulations require that parties notify the Licensing Authority no later than 5 working days before the hearing of those matters mentioned in paragraph 4.2 above. A pro-forma was included with the notices and documentation mentioned paragraphs 4.2 above.

5 POLICY CONSIDERATIONS

- 5.1 This application should be determined in accordance the Statement of Licensing Policy, approved by Full Council for the period 7 January 2011 – 6 January 2014.

6 OPTIONS

- 6.1 The following options are available to Members:-
- (1) To impose one or more of the existing conditions from the premises licence on the TEN (in so far as such conditions are not inconsistent with the event);
 - (2) To determine that the event would undermine the licensing objectives and serve a counter notice;
 - (3) To allow the licensable activities to go ahead as stated in the Notice.

Richard Evans

Head of Environmental Services

Background Papers

None.

For further information please contact Jan Fowler (Senior Licensing Officer) on:-

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If you would like this report in large print, Braille or another language please contact 01702 318111.