

Notice of Decision

of the Licensing Sub Committee



Date of Hearing:	Tuesday 12th November 2019
Determination Date:	Tuesday 12th November 2019
Notice of Decision:	Thursday 12th December 2019
Members:	Councillor P Drinkwater (Chair) Councillor H Bithell
Legal Officer:	Rob Brown
Committee Clerk:	Andy Booth
Licensing Officer:	Matthew Nelson
Applicant:	Tingley Athletic FC Ltd
Premises:	Tingley Athletic FC Ltd, The Crescent, Casson Avenue, East Ardsley, Wakefield, WF3 2EG
Application:	Grant of a Premises Licence
Attendees:	None

This application was brought before the Licensing Sub Committee due to the receipt of relevant representations

The Licensing Sub Committee considered:

1. Report from the Head of Licensing and Registration
2. Licensing Act 2003
3. Guidance issued by the Home Office pursuant to Section 182 of the act
4. Relevant licensing objectives
5. Licensing Act 2003 Statement of Licensing Policy 2014 – 2018
6. Local Licensing Guidance (if relevant)
7. Representations received from responsible authorities
8. Representations received from other persons.

Having taken all these matters into account the Licensing Sub Committee have agreed to adjourn the application.

The reason for this decision is as follows:

A meeting of Members of the Council's Licensing Sub-Committee (referred to in this Decision Notice as "the Committee") was convened to consider an application under Section 17 of the Licensing Act 2003 in respect of the above premises.

It had not been possible to convene a Committee of three members. There was no appearance by or on behalf of the Applicant so the Committee was unable to ask for views as to whether there was any objection by the Applicant, or anyone else, to the two members present determining the application.

Members noted that the application stated that from May to August the Club runs “music events and family fun-days” as fund raising events and that these sometimes take place across weekends. It was also noted by members that the plan which accompanied the application indicated a relatively large area (apparently including the playing fields) which the Applicant proposed to include within the licensed premises.

Members decided that they were not in a position to fairly determine the application without further information – including in relation to the scale and frequency of the events and the area which the Applicant was seeking to have licensed. That information might have been elicited on the day by members putting questions to a representative of the Applicant, but no such person was present at the hearing.

In the circumstances, members decided that it was in the interests of the licensing objectives and of natural justice for the hearing to be adjourned to another date in order for the Applicant to provide more information and, ideally, for a duly authorised representative of the Applicant to attend the hearing in order to answer questions and provide any additional information.

Decision

For the reasons referred to above, the Licensing Sub-Committee decided that it was not in a position to determine the application on the day and resolved to adjourn the hearing to another date.