

Time Commenced:	15:10pm
Adjourned:	15:23pm
Resumed:	15:33pm
Time Finished:	15:35pm

**GENERAL LICENSING SUB COMMITTEE
16 APRIL 2013**

Present: Councillors Jackson, Pegg and Redfern

108/12 Appointment of Chair

Resolved to appoint Councillor Jackson as Chair of the General Licensing Sub Committee.

109/12 Apologies

There were no apologies for absence.

110/12 Late Items to be Introduced by the Chair

There were no late items.

111/12 Declarations of Interest

There were no declarations of interest.

**112/12 Receipt of an Objection Notice in respect of a
Temporary Event Notice at Saddlers, 8-9 Sadler
Gate, Derby, DE1 3NF**

On 2nd April 2013 the licensing authority received from you, Louise Lowe, TWO temporary event notices ("the notices") in respect of proposed temporary licensable activities due to take place on Sunday 5th May 2013 through to Monday 6th May 2013 and Sunday 26th May 2013 through to Monday 27th May 2013 at Saddlers, 8-9 Sadler Gate, Derby, DE1 3NF. The licensing authority had received an objection under section 104(2) of the Licensing Act 2003 ("the Act"). The licensing authority decided not to give you a counter notice under section 105 of the Act and instead is imposing one or more conditions on the notice in accordance with section 106A(2) of the Act.

- **A local authority exercising environmental health functions for the area in which the premises are situated is satisfied that allowing the premises to be used in accordance with the notice would undermine a licensing objective.**

A copy of this notice has been sent to the chief of police and the local authority exercising environmental health functions for the area in which the premises specified in the temporary event notice you gave is situated.

The Licensing Act 2003 does not make provision to appeal against this counter notice.

Under section 136 of the Licensing Act 2003, a person commits an offence if he carries on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation; or if he knowingly allows a licensable activity to be so carried on. A person convicted of such an offence is liable to imprisonment for a term not exceeding six months or to a fine not exceeding £20,000, or to both.

The conditions are:

1. Amplified music/speech shall be inaudible within all nearby noise sensitive premises during all periods of regulated entertainment.
2. A noise limiting device must be installed and monitored at the premises in such a manner as to control all external source of amplified music and speech.

The device must be:

- Used at all times during the entertainment
- Set at a level agreed in writing with Environmental and Regulatory Services of Derby City Council.

Protected in a manner which is tamper proof with sound levels being controlled exclusively by the Premises Licence Holder, Designated Premises Supervisor or other nominated responsible person.

MINUTES END