

# **Report to the Licensing Sub Committee**

**Date of meeting: 4<sup>th</sup> July 2023**

**Subject: Panel Report for a Temporary Event Notice – The Pink Zebra, 6-7 Foxes Parade, Sewardstone Road, Waltham Abbey EN9 1PH**



**Epping Forest  
District Council**

**Responsible Officer: Denise Bastick  
Licensing Compliance Officer**

**Democratic Services:**

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**Decisions Required:**

**To determine the application for a Temporary Event Notice under the Licensing Act 2003**

**Report:**

## **Application**

1. A Temporary Event Notice has been given by Mr James Webster for the following premises: The Pink Zebra, 6-7 Foxes Parade, Sewardstone Road, Waltham Abbey EN9 1PH. The notice is in respect of a ticketed Birthday Party, which is proposed to take place on 7<sup>th</sup> to 8<sup>th</sup> July 2023 between 20:00 to 03:45 for a maximum of 200 people.

The licensable activities applied for are as follows:

- The sale by retail of alcohol,
- The provision of regulated entertainment
- The provision of late-night refreshment

The Temporary Event Notice was received on 20<sup>th</sup> June 2023.

## **Licensing Act 2003**

- 2 Where the licensing authority receives an objection notice from the Police or Environmental Health that is not withdrawn, it must hold a hearing to consider the objection notice unless all parties agree that this is unnecessary. When considering a Temporary Event Notice the licensing authority must have regard to steps that are appropriate to promote the licensing objectives.

These are—

- (a) the prevention of crime and disorder.
- (b) public safety.
- (c) the prevention of public nuisance; and
- (d) the protection of children from harm.

- 3 It must also have regard to its Statement of Licensing Policy and any guidance issued by the Secretary of State.

## **Consultation**

- 4 The Responsible Authorities for, Essex Police, the Environment Enforcement/Community Resilience Team and Environmental Health Team were consulted.
- 5 The authority received an objection notice from Essex Police.

## **Guidance Issued by the Secretary of State**

- 6 The Licensing Act 2003 provides that the licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182.

## **Options**

In determining the Temporary Event Notice, the Sub-Committee may take any of the following steps as it considers necessary for the promotion of the licensing objectives, namely:

- Allow the licensable activities to go ahead as stated in the Temporary Event Notice
- Impose one or more of the existing licence conditions on the Temporary Event Notice (insofar as such conditions are not inconsistent with the event)
- Reject the Temporary Event Notice and issue a counter notice.

## **Determination**

The Sub-committee is asked to determine the Temporary Event Notice having regard to

- (a) the content of this report and objection notice
- (b) any additional information obtained from the hearing
- (c) the Council's statement of licensing policy
- (d) Guidance issued by the Secretary of State, and
- (e) the steps appropriate to promote the licensing objectives.

## **Appeal**

If any party is aggrieved with the decision, they can appeal to Magistrates court. The appeal period is 21 days from notification of the decision. An appeal may not be brought later than five working days from the day of the planned event.

## **Background Papers Used in Preparing This Report:**

- The Licensing Act 2003
- The Secretary of State's Guidance issued under Section 182 Licensing Act 2003
- Epping Forest District Council's statement of licensing policy.  
<http://www.eppingforestdc.gov.uk>

## **Attached documents.**

- Temporary Event Notice, together with accompanying document detailing how the venue will manage the event;
- Notice of Objection from Essex Police;
- Pink Zebra's existing Premise Licence.