

# **NORWICH CITY COUNCIL**

## **NOTICE OF DETERMINATION (redacted)**

**Dates of Hearing:** 9 July and 23 July 2020. Hearing held remotely under SI 2020 / 392

### **Application for a personal licence under the Licensing Act 2003**

#### **Applicant**

Members of the Licensing Sub-Committee: Councillor Stutely (Chair), Councillor Grahame and Councillor Maxwell.

Other persons attending committee: Applicant, Ms Tiffany Bentley, Public protection (licensing) team leader; Norwich City Council, Ms Michelle Bartram; Norfolk Constabulary (on 23 July only), Lucy Palmer, Committee Officer, David Lowens, solicitor, nplaw.

### **SUMMARY NOTES OF HEARING (Redacted in part)**

#### **9 July**

Ms Bentley presented the report, noting an amendment in paragraph 7 to “appropriate” in place of “necessary”.

The applicant addressed committee, after confirming his choice not to be legally represented. Councillors asked the applicant to respond to the matters noted in the police objection.

The applicant did so and said that he was not responsible for completing the form as Akra Consultants Limited had done that for him.

The applicant described his family circumstances

The councillors wished to hear directly from the police and also wished to enable the applicant to review the papers in this case as it was not clear that he had the papers to hand. The hearing was adjourned without any determination having been made.

#### **23 July**

Ms Bartram was present in addition to those persons present on the 9 July. Further papers had been received from the Norfolk Constabulary and a new agenda had been prepared and distributed.

Ms Bentley re-presented the report in full.

Ms Bartram for the Norfolk Constabulary addressed committee.

The applicant addressed committee and responded to questions from the Chair about his application form.

There was discussion about whether the applicant had sight of the committee papers. Ms Bentley confirmed that a paper copy had been sent to the applicant, he confirmed that he had received an electronic version and it was mentioned that if the applicant wanted any document page viewed on screen he could request this at any time.

Discussions took place and then the applicant was invited to sum up his application.

Ms Bartram confirmed the police objection stood.

**Decision of committee** – the application for a personal licence was rejected.

**Reasons for the decision of committee:** The reasons for rejection are not for publication because it would disclose information relating to any individual as in para 1 of Schedule 12A to the Local Government Act 1972.

An exempt Notice of Determination has been recorded.

## **RIGHTS OF APPEAL:**

Rights of appeal are set out in Schedule 5 of the Licensing Act 2003. Where a licensing authority rejects an application for a personal licence the applicant may appeal against the decision. Any person wishing to appeal this decision by the licensing authority should do so within the period of 21 days from the receipt of written notification of the decision appealed against.



Signed: ..... (Chair, Licensing Sub-Committee)

Dated 30 July 2020