

COMMITTEE REF:

LP/11/18



NOTICE OF MEETING

COMMITTEE : LICENSING PANEL (50)

DATE : TUESDAY, 13 NOVEMBER 2018

TIME : 2.00 PM

PLACE : COMMITTEE ROOM 4, TOWN HALL, LUTON

COUNCILLORS: CAMPBELL
HUSSAIN
KEENS


QUORUM : 3 MEMBERS

CONTACT OFFICER: Bert Siong **Direct Line:** 01582 546781

INFORMATION FOR THE PUBLIC


PURPOSE: To exercise the Council's functions under the Licensing Act 2003.

For further information, or to see the papers, please contact us at the Town Hall:

 **IN PERSON**, 9am to 5pm, Monday to Friday, or

 **CALL** Democratic Services on 01582 546781

ACCESS the Council's Committee Management Information System
at agendas.luton.gov.uk/cmiswebpublic/

An induction loop  facility is available for meetings held in Committee Room 3.

Arrangements can be made for access to meetings for  disabled people.

If you would like us to arrange this for you, please call us on 01582 546781

With the agreement of the Chair of the Licensing Panel, members of the public may take photographs, film, audio-record and report on the meeting. They must however respect any privacy conditions imposed by the Chair to protect certain individuals and may not act in any way considered to be disruptive, as they may be asked to leave. Notice will be given verbally at the meeting.

AGENDA

<i>Agenda Item</i>	<i>Subject</i>	<i>Page No.</i>
	EMERGENCY EVACUATION COUNCIL CHAMBER	
	Turn left, follow the green emergency exit signs to the main town hall entrance and proceed to the assembly point at St George's Square.	
1.	ELECTION OF CHAIR	
2.	MINUTES	
	1. Minutes – 8 October 2018	6 - 10
3.	DISCLOSURES OF INTERESTS	
	Members are reminded that they must disclose both the existence and the nature of any personal interest that they have in any matter to be considered at this meeting.	
	A Member with a personal interest in any matter to be considered at this meeting will also have a prejudicial interest in that matter if the interest is one which a member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice the Member's judgement of the public interest.	
	A Member who has a prejudicial interest must withdraw from the meeting room unless (s)he has obtained a dispensation from the Council's Standards Committee.	
4.	URGENT BUSINESS	
	The Chair to report on any business which is considered to be urgent and which should be discussed at the meeting in accordance with Section 100B(4)(b) of the Local Government Act 1972 and to determine when, during the meeting, any such business should be discussed.	

<i>Agenda Item</i>	<i>Subject</i>	<i>Page No</i>
REPORT		
5.	Application for Grant of Premises Licence, Luton Food and Wine, 23 Bloomfield Avenue Luton	11 - 48
6.	Application for grant of Premises Licence, Maldova, 23 Manchester Street Luton	49 - 86
7.	LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005	
	To consider whether the Panel should exclude the public from all or part of the hearing during consideration of any item listed below if the Panel believe that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing, taking place in public, in accordance with regulation 14 of the Licensing Act 2003 (Hearings) Regulations 2005.	
8.	Application for Variation of Designated Premises Supervisor, The Well, 5 High Town Road, Luton	87 - 103
9.	Application for Review of Late Refreshment Premises Licence, Dial-A-Kebab, 29 New Bedford Road, Luton	104 - 123
10.	Application for transfer of Late Refreshment Premises Licence, Dial-A-Kebab, 29 New Bedford Road, Luton	124 - 141

Note:

The procedure for oral hearings is attached to this Agenda Page 4 & 5

LUTON COUNCIL

PROCEDURE AT ORAL HEARINGS BEFORE THE COUNCIL'S LICENSING PANEL

1. The Democracy and Scrutiny Officer will conduct the process to elect a Chair for the Panel at the start of the meeting. (Unless a Chair has previously been elected for this Panel)
2. The Chair will lead the introductions of all parties present.
3. The Panel will be assisted on matters of law and procedure by the Council's Solicitor sitting as Clerk to the Panel.
4. The Clerk will explain the procedure to be followed at the meeting, as set out below.
5. The hearing will normally be in public. However, the Panel may decide to exclude the press, the public, the applicant and those making representations from any part of the meeting, including the Panel's deliberations) where it considers that the public interest in doing so outweighs the public interest in the hearing taking place in public.
6. The Licensing Officer will present the report..
7. The Panel may question the Licensing Officer.
8. The Applicant may question the Licensing Officer.
9. Those making representations may question the Licensing Officer.
10. The Applicant or his/her representative will present his/her case and call their witnesses.
11. The Panel may question the Applicant
12. Those making representations may question the Applicant
13. Those making representations or their representative will present their case.
14. The Panel may question those making representations.
15. The Applicant may question those making representations.
16. The Applicant will sum up his/her case.
17. Those making representations will then sum up their case (s).
18. The Clerk will then raise any points of law before the Application is determined.
19. The Applicant and those making representations will be asked whether there is anything further they wish to say.

20. Members will consider whether the public interest of holding their deliberations in private outweighs the public interest in holding their deliberations in public. Where Members consider that they should deliberate in private, all persons other than the Members, the Clerk and any person present solely for the purpose of taking notes, shall withdraw from the room. Any advice given by the Clerk to the Panel in private will be repeated to all the parties before the Panel announces their decision.
21. Where the decision must be made at the conclusion of the hearing the Chair will inform the Applicant, the Licensing Officer, and those making representations of its decision and the reasons for it. The decision will be confirmed in writing to all parties within 5 working days.
22. Where the decision is not required to be made at the conclusion of the hearing the Panel will inform the parties in writing of its decision and the reasons for it within 5 working days.