

Committee Report



Licensing Sub-Committee - 15 January 2025

Objection against an Application for a Temporary Event Notice

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Exempt / confidential / not for publication	No
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Executive Summary

A Temporary Event Notice (TEN) has been served on Milton Keynes City Council as the Licensing Authority, by the Premises User - Ms Rhoda Akowuah. Thames Valley Police (TVP) have served an Objection Notice against this. This then triggers a decision by the Licensing Authority at a Sub-Committee.

1. Application and Notice

- 1.1 The TEN notifies the Licensing Authority that wishes to provide licensable activities from 23:00 hours on 18 January 2025 through to 03:00 hours on 19 January 2025.
- 1.2 A copy of the TEN issued is included at **Annex A**.
- 1.3 Ms Akowuah has applied to sell alcohol (on sales only), provide regulated entertainment and to supply Late Night Refreshment.
- 1.4 The premises currently has a licence that operates until midnight on limited weekends but cannot currently sell alcohol because the Premises Supervisor appointed does not possess a Personal Licence (see **Annex B**). Incidentally the licence is in the process of being transferred to the business of the premises user.
- 1.5 Mr Akowuah is the specified Designated Premises Supervisor on the licence but is awaiting a Personal Licence at this time.

2. Responsible Authorities

- 2.1 Environmental Health have made no objection to the TEN.

- 2.2 Thames Valley Police have served an Objection Notice against the TEN, which is detailed at **Annex B**.
- 2.3 Objection notices to TEN's can only be served by Environmental Health and Thames Valley Police, who have met the necessary timescales.
- 2.4 Thames Valley Police are concerned based on the location (now confirmed as 2a Cambridge Street), the security arrangements and the experience of the Notice giver.

3. Officer Observations

- 3.1 The premises is located on a side street off Queensway (in affect the High Street in Bletchley). The premises is on the first floor of a commercial building with other licensed premises in the vicinity.
- 3.2 The legislation identifies Temporary Event Notices as a 'light touch' arrangement whereby premises users notify their intention to provide licensable activities without requiring a formal licence application. There are limits set on the number of times a person can serve a TEN; how many days they last; and how many days a single premises can be subject to a TEN over a calendar year.
- 3.3 The Premises User and the Police can agree to modify the TEN's outside of the hearing, for example to amend the hours or licensable activities. If this happens and all parties plus the Licensing Authority agree, then a hearing is not required, and the matter dealt with by the Licensing Officers. This is has not happened in this case.
- 3.4 A TENs can also be modified to include conditions from the existing licence at **Annex C**. This is not currently proposed.

4. Determination of the Notice by the Sub-Committee

- 4.1 The role of the Sub-Committee is to consider the Objection Notice and there two options:
 - (a) uphold the Objection Notice and then issue what is called a Counter Notice to the premises user effectively preventing the licensable activities going ahead; or
 - (b) decide not to issue a Counter Notice, permitting the Premises User to use the TEN as served / as agreed amended.
 - 4.2 Extracts from the Statutory Guidance available to the Licensing Authority and from our Statement of Licensing Policy are provided at **Annex D**.
 - 4.3 The Sub-Committee cannot impose conditions on a TEN other than as detailed at section 3.3 and 3.4 so there is limited flexibility compared to a Premises Licence application.
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List of Annexes

Annex A	Temporary Event Notice
Annex B	Objection from Thames Valley Police
Annex C	Existing Licence
Annex D	Extract of Policy and Section 182 Guidance

List of Background Papers

Home Office Revised Guidance issued under section 182 of the Licensing Act 2003 - December 2023.

https://assets.publishing.service.gov.uk/media/65a8f578ed27ca00d27b1f9/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_-_December_2023.pdf

Milton Keynes Statement of Licensing Policy

<https://www.milton-keynes.gov.uk/environmental-health/licensing/alcohol-entertainment-late-night-refreshment/milton-keynes-council>