

## REGULATORY COMMITTEE

*At a meeting of the Regulatory Committee on Thursday, 10 April 2008 in the Council Chamber, Runcorn Town Hall*

Present: Councillors Philbin (Chairman), Wallace (Vice-Chairman), Bryant, Howard, A. Lowe, D. Inch, Nelson, E. Ratcliffe and Wainwright

Apologies for Absence: Councillors Cross and Drakeley

Absence declared on Council business: None

Officers present: L. Capper and K. Cleary

Also in attendance: None

### ITEMS DEALT WITH UNDER DUTIES EXERCISABLE BY THE COMMITTEE

REG28 LOCAL GOVERNMENT ACT 1972 AND THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985 – URGENT BUSINESS

The Committee was advised that a matter had arisen which required immediate attention by the Committee because a decision was required before the date of the next meeting (Minute REG30 refers), therefore pursuant to Section 100 B (4) and 100 E Local Government Act 1972, the Chairman ruled that the items be considered as a matter of urgency.

REG29 APPLICATION TO TRANSFER PREMISES LICENCE NEW YORK CAFÉ BAR 2-4 HIGH STREET RUNCORN

The Committee met to consider an application for the transfer of the Premises Licence.

The applicant Company attended and addressed the Committee.

The objector attended and addressed the Committee.

Upon opening the meeting the Chairman explained

*Action*

various options open to the Committee regarding the application and invited comments from both the applicant and the objector.

The Committee then retired to consider its options.

RESOLVED: Having considered the options the Committee resolved to extend the time limit for holding this hearing under the Power to extend Time Regulation 11 Licensing Act 2003 (Hearings) Regulations 2005

Point 1

The new hearing date shall be the earlier of:

- The expiration of the 21 days given to appeal the decision of the Committee to revoke the Premises Licence heard on 3 April 2008 or
- After an appeal hearing has been heard and determined by the Magistrates Court.

**Reason for the extension of time**

The Committee where concerned about considering an application for a transfer of premises licence for a premises whose licence had previously been revoked and considered that it would be in the public interest to await the outcome of any appeal.

REG30 APPLICATION TO VARY DESIGNATED PREMISES SUPERVISOR (DPS) AT THE NEW YORK CAFÉ BAR 2 – 4 HIGH STREET RUNCORN

Having given its decision on the transfer of the premises licence the Chairman asked all parties whether they would consent to the Committee considering the same options available tonight (10 April 2008) for the application to vary the Designated Premises Supervisor scheduled for Tuesday 15 April 2008 as the Committee was mindful on saving all parties time should the same decision be reached.

The applicant company attended and addressed the Committee.

The objector attended and addressed the Committee.

The Committee then retired to consider its options.

RESOLVED: Having considered the options the Committee resolved to extend the time limit for holding this hearing under the Power to extend Time Regulation 11 Licensing Act 2003 (Hearings) Regulations 2005 and agreed to dispense with the hearing scheduled for Tuesday 15 April

2008.

Point 1

The new hearing date shall be the earlier of:

- The expiration of the 21 days given to appeal the decision of the Committee to revoke the Premises Licence heard on 3 April 2008 or
- After an appeal hearing has been heard and determined by the Magistrates Court.

**Reason for the extension of time**

The Committee where concerned about considering an application to vary the Designated Premises Supervisor for a premises whose licence had previously been revoked and considered that it would be in the public interest to await the outcome of any appeal.

*Meeting ended at 7.10 p.m.*