



REGULATORY (LICENSING & APPEALS)

LOCATION OF HEARING:
Committee Room 1, Council Offices, Corks Lane, Hadleigh IPSWICH IP7 6SJ

DATE AND TIME OF HEARING:
17 APRIL 2014 AT 2.00 P.M.

LICENSING ACT 2003
NOTICE OF HEARING

In accordance with Regulation 6(1) of the Licensing Act 2003 (Hearings) Regulations 2005, the Licensing Authority of Babergh District Council hereby gives notice that a hearing of a sub-committee of the Authority's Regulatory Committee has been arranged as set out above in order to determine the following application:

Application for GRANT of NEW premises licence (section 17)

Application date:	26 February 2014
Application reference:	010118
Applicant:	Mr Shenko Martinov SIMOV
Premises:	Mussy Kebab Ltd, Cattawade Bridge lay-by, Brantham CO11

Please ensure that the attached 'Attendance at Hearing Notice' is completed and returned – see Page 3.

Sub-Committee Members

- | | |
|------------------|------------------------|
| 1. Mr R E Kemp | <u>Reserve Members</u> |
| 2. Mr N A Ridley | 1. |
| 3. Mr L H Young | 2. |

A G E N D A

ITEM	BUSINESS
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PART I

- APOLOGIES
- ELECTION OF CHAIRMAN FOR HEARING
- DECLARATION OF INTERESTS

Members to declare any interests as appropriate in respect of items to be considered at this meeting.

- LICENSING ACT 2003 – HEARING TO DETERMINE AN APPLICATION FOR THE GRANT OF A NEW PREMISES LICENCE (SECTION 17) MUSSY KEBAB CATERING UNIT, CATTAWADE BRIDGE LAY-BY, BRANTHAM

Paper [N134](#) Report attached.

Right of attendance, assistance and representation

Subject to regulations 14(2) - concerning exclusion of the public from all or part of a hearing where the Licensing Authority considers doing so to be in the greater public interest, and regulation 25 - concerning the exclusion of any person attending the hearing who is behaving in a disruptive manner:

- A party may attend the hearing and may be assisted or represented by any person, whether or not that person is legally qualified.

At the hearing a party shall be entitled to –

- (a) in response to a point upon which the authority has given notice to a party that it will want clarification under regulation 7(1)(d), give further information in support of their application, representation or notice (as applicable,
- (b) if given permission by the authority, question any other party; and
- (c) address the authority.

Failure of parties to attend hearing

- (1) If a party has informed the Authority that he does not intend to attend or be represented at a hearing, the hearing may proceed in his absence.
- (2) If a party who has not so indicated fails to attend or be represented at a hearing the authority may –
 - (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
 - (b) hold the hearing in the party's absence.
- (3) Where the Authority holds the hearing in the absence of the party, the Authority shall consider at the hearing the application, representations or notice made by that party.
- (4) Where the Authority adjourns the hearing to a specified date it must forthwith notify the parties of the date, time and place to which the hearing has been adjourned.

Any points the Authority considers that it will want clarification on (if any):

If any party is to rely on documentary/video or other material to support their representation or submission please provide it as soon as possible. Late or on the day documentation/media production may not be admissible, in accordance with relevant regulations.

APPLICANT – RESPONSIBLE AUTHORITIES – INTERESTED PARTIES

Attached

Please ensure that you complete and return the attached 'Attendance at Hearing Notice' NO LATER than 5 (five) working days before the date of the hearing.

A party who wishes to withdraw any representations they have made should do so as soon as possible.

If you consider that the hearing is not necessary, the Licensing Authority may dispense with a hearing providing all parties subject to the hearing agree that a hearing is not necessary. If you consider this to be the case, then you should give notice to the authority as soon as possible.

Procedure to be followed at the hearing

Attached

The Procedure is attached.

For further information on any of the Part 1 items listed above, please contact Linda Sheppard on Ipswich (01473) 826610 or via email at committeeservices@babergh.gov.uk