



**Report of the Service Manager  
Statutory Licensing Sub Committee  
7 February 2023**

**Licensing Act 2003  
Section 100 Temporary Event Notice**

- 1. Premises: Cinema & Co, 17-19, Castle Street, Swansea, SA1 1JF**
- 2. Premises User: Miss Anna Redfern**
- 3. Temporary Event Notice**
  - 3.1 A Temporary Event Notice was submitted for the above premises on 30<sup>th</sup> January 2023. A Copy of the Temporary Event Notice is attached at **Appendix A**.
  - 3.2 The notice states the proposal is for the premises to be open for the **provision of sale of alcohol, The Provision of Regulated Entertainment (on the premises)**, for the following times:  
  
**3<sup>rd</sup> – 4<sup>th</sup> March 2023 1900 hours to 0200 hours**
  - 3.3 A Temporary Event Notice may be submitted where it is proposed to use premises for one or more licensable activities for a period not exceeding 168 hours and for less than 500 persons. There must also be a period of at least 24 hours between events.
  - 3.4 In addition the premises can only be used under the provisions of a Temporary Event Notice for up to 20 events per year and for no more than an aggregate of 26 days within that period.
- 4. Objections from Relevant Persons**
  - 4.1 When submitting a Temporary Event Notice the premises user must also submit a copy to the Chief Officer of the Police and The Local Authority ("local authority exercising environmental health functions) Pollution Control Division, Environment Department. These are to be known as relevant persons. Where the relevant person is satisfied that allowing the premises to be used in accordance with the notice would undermine one or more of the four Licensing Objectives, they must give notice of

their objection within three working days of receipt of the Temporary Event Notice.

- 4.2 An objection notice in accordance with paragraph 4.1 above has been received from the Pollution Division and a copy is attached at **Appendix B**.

## 5. Policy Considerations

- 5.1 Considering this application Members should have regard to the current Statement of Licensing Policy (the Policy) which can be found at the following link.

[Statement of licensing policy - Swansea](#)

## 6. Guidance Issued by the Home Office

- 6.1 Members should have regard to the relevant parts of the above guidance, issued by the Home Office in December 2022, particularly with regard to the following:
- i. Permitted Temporary Activities (Temporary Event Notices), paragraphs 7.1 – 7.40.

[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/1125660/Revised\\_guidance\\_issued\\_under\\_section\\_182\\_of\\_the\\_Licensing\\_Act\\_2003\\_December\\_2022.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/1125660/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_December_2022.pdf)

## 7. Action Following Consideration of the Relevant Persons Objections

- 7.1 If following consideration of the Relevant Persons objections, Members accept that the event taking place would undermine one or more of the four Licensing Objectives, a counter notice must be issued to the premises user to prevent the event taking place. If Members consider a counter notice is necessary, reasons for their decision must be provided at least 24 hours before the event date.
- 7.2 If Members consider that the event taking place would not undermine the Licensing Objectives and that a counter notice is not necessary, the event can proceed as notified or impose conditions that already apply to the existing premises licence. These are attached as **Appendix C** to this report for Members consideration.

**The Licensing Sub-Committee's instructions are requested.**

**Background Papers:** Temporary Event Notice

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