

LICENSING ACT 2003

REPORT TO LICENSING SUB-COMMITTEE FOLLOWING RECEIPT OF A POLICE OBJECTION TO A TEMPORARY EVENT NOTICE

***West Marsh Community
Centre, Beeson Road,
Grimsby, DN31 2QH***

NORTH EAST LINCOLNSHIRE COUNCIL
LICENSING AUTHORITY

LICENSING ACT 2003

Report to Licensing Sub-committee
following receipt of a Police Objection to Two Temporary Event Notices

1. Summary of Temporary Event Notice's submitted:

(Full details are contained in the Notice, a copy being attached to this report).

1.1 Premises: West Marsh Community Centre, Beeson Road, Grimsby

1.2 Applicant/Premises User: Kye Hill

1.3 Date Received: 4th August 2026

1.4 Licensable Activities:

- The Sale by retail of alcohol
- The provision of late night refreshment

1.5 Date of Temporary Event Notices: 5th November 2026

2. Background:

West Marsh Community Centre do not hold a premises licence. Mr Hill has submitted a Temporary Event Notice to allow West Marsh Community Centre to supply alcohol as a licensable activity from 17:30 until 20:30 hours on 5th November 2026 and late night refreshment.

3. Police Objection:

3.1 Date Objection received: 6th August 2026

3.2 Details of Objection: Please see attached copy of Objection Notice.

4. Statement of Licensing Policy -

The following sections of North East Lincolnshire Council's Statement of Licensing Policy are considered relevant in this case:

- Temporary Events Notices: 8.5.1 – 8.5.6
- Prevention of Crime and Disorder: 9.2.1 – 9.25

5. Guidance issued under Section 182 of the Licensing Act 2003:

This guidance is provided for Licensing Authorities carrying out their functions. It is regarded by the Government as a key mechanism for promoting best practice, ensuring consistent application of licensing powers across the country and for promoting fairness, equal treatment and proportionality. It does not however replace any statutory provisions of the 2003 Act and it is for the Licensing Authority to take their own professional and legal advice about its implementation.

The following sections of the Guidance are considered to be relevant in this case:

- Temporary Event Notices: 7.24 - 7.30
- Police & Environmental Health Intervention: 7.33 – 7.34
- Modification: 7.37

6. General Advice on Determination of the Application:

- 6.1** The sub-committee are advised that findings on any issues of fact should be on the balance of probability.
- 6.2** The sub-committee are advised that in arriving at any decision, it must have regard to relevant provisions of national guidance and North East Lincolnshire Council's Statement of Licensing Policy. Reasons must be given for any departure.
- 6.3** The sub-committee are advised that the final decision should be based on the individual merits of the objection and the factual findings made at the hearing.
- 6.4** The sub-committee are advised that they must take into account the following Human Rights provisions:
- Everyone is entitled to peaceful enjoyment of their possessions (including licences), although a person can be deprived of their possession if it is in the "public interest".
 - Everyone affected by a decision has a right to a fair hearing.
 - Everyone has the right to his private and family life, his home and his correspondence.
- 6.5** Section 105 of the Act states that if the Police and the Premises User fail to agree on modifications to the TEN such that it meets the Crime Prevention Objective a hearing must be held by the Licensing Authority to consider the Objection Notice. Following this hearing the Licensing Authority must either:
- Give a counter notice to the Premises User and the Police if it considers it necessary for the promotion of the Crime Prevention

Objective, with reasons for the decision. This will mean that the event cannot proceed; or

- Decide not to issue a counter notice and give notice of this decision with reasons to the Premises User and the Police. This will mean that the event can proceed.

6.6 The Licensing Authority cannot attach any terms, limitations or restrictions to the event.

7. Observations:

7.1 The premises held a similar event in November 2025, however no licensable activities were applied for.

7.2 Late Night Refreshment has been applied for, however as the event finishes before 2300 hours, this is not required.

Report prepared by: Adrian Moody – Licensing Manager