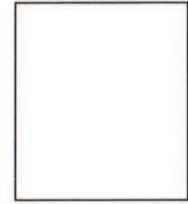




SHEFFIELD CITY COUNCIL Licensing Sub Committee Report



Report of: Chief Licensing Officer, Head of Licensing

Date: Tuesday 23rd August 2016 – 10am

Subject: Licensing Act 2003

Author of Report: Georgina Hollis

Summary: Deferred case:
To consider an application to grant a premises licence
made under the Licensing Act 2003.

417 Petre Street, Sheffield, S4 8LL

Recommendations: That members carefully consider the representations made and take such steps, as the Sub Committee consider necessary for the promotion of the Licensing Objectives.

Background Papers: Attached documents

Category of Report: OPEN

**REPORT OF THE CHIEF LICENSING OFFICER
(HEAD OF LICENSING) TO THE LICENSING SUB COMMITTEE
LICENSING ACT 2003**

Ref No 73/16

417 Petre Street, Sheffield, S4 8LL

1.0 PURPOSE OF REPORT

- 1.1 To consider an application for the grant of a premises licence made under section 17 of the Licensing Act 2003.

2.0 THE APPLICATION

- 2.1 The applicant is Marina Events – Mahya Abdullah
- 2.2 A full and complete application, was received on 29th April 2016, and is attached to this report labelled Appendix 'A'. Any blank pages have been omitted to save paper, but the original application will be available at the hearing.

3.0 REASONS FOR REFERRAL

- 3.1 The application for 417 Petre Street was previously deferred on 27th June 2016 following non-attendance by the applicant Mahya Abdullah.
- 3.2 Representations concerning the application have been received from the following Responsible Authorities and are attached at Appendix B:-
- South Yorkshire Police Licensing
 - Health Protection Service
 - Environmental Protection Service
 - Safeguarding Children's Board

- 3.3 Comments were also received from South Yorkshire Fire & Rescue Service and the Planning Department, copy also attached at Appendix C.

- 3.4 The applicant and all objectors have been invited to attend the hearing. Copies of the front page of the notices are attached to this report labelled Appendix 'D'

4.0 ADDITIONAL INFORMATION

- 4.1 The applicant, Mahya Abdullah is currently being investigated for unauthorised licensable activities at the premises 417 Petre Street. Ms Abdullah was interviewed under caution by Licensing Officers on 26th April 2016 having received information from the Health Protection Service, Safeguarding Children's Board and South Yorkshire Police alleging that unauthorised licensable activities had been witnessed taking place on 19th March 2016.
- 4.2 During the interview under caution, Ms Abdulla stated that she was unaware that a licence is required for the regulated entertainment activities that had been conducted at 417 Petre Street required a licence as she had the correct Planning Permission in place for the premises.

5.0 FINANCIAL IMPLICATIONS

- 4.1 There are no specific financial implications arising from this application. However, additional costs may be incurred should the matter go to appeal. In such an eventuality it may not be possible to recover all these costs. The impact of these additional costs (if any) will be kept under review and may be subject of a further report during the year.

5.0 THE LEGAL POSITION

- 5.1 The Licensing Act 2003 at section 4 (1) requires the Licensing Authority to carry out its functions with a view to promoting the Licensing Objectives which section 4(2) sets out as:-

- a) the prevention of crime and disorder,
- b) public safety,
- c) the prevention of public nuisance,
- d) the protection of children from harm.

- 5.2 Section 4(3) of the Licensing Act also requires the Licensing Authority to have regard to the published statement of Licensing Policy and any guidance issued by the Secretary of State under section 182.

6.0 HEARINGS REGULATIONS

- 6.1 Regulations governing hearings under the Licensing Act 2003 have been made by the Secretary of State.

- 6.2 The Licensing Authority has provided all parties with the information required in the Regulations to the 2003 Act as set out at Appendix 'C'.

- 6.3 Attached at Appendix 'D' is the following: -

- a) a copy of the Notice of Hearing;
- b) the rights of a party provided in Regulations 15 and 16;
- c) the consequences if a party does not attend or is not represented at the hearing
- d) the procedure to be followed at the hearing.

7.0 APPEALS

- 7.1 The Licensing Act 2003 section 181 and Schedule 5 makes provision for appeals to be made by the applicant and those making representations against decisions of the Licensing Authority to the Magistrates' Court.

8.0 RECOMMENDATIONS

- 8.1 That Members carefully consider the representations made and take such steps as the Sub Committee consider appropriate for the promotion of the Licensing Objectives.

9.0 OPTIONS OPEN TO THE COMMITTEE

9.1 To grant the premises licence in the terms requested.

9.2 To grant the premises licence with conditions.

9.3 To reject the whole or part of the application.



Stephen Lonnia
Chief Licensing Officer
Head of Licensing

23rd August 2016.

①

Appendix A

The Application / Amendments

REC 58079
TO SERVE

L 58029
CARD
+100.

2



Sheffield
Application for a premises licence
Licensing Act 2003

For help contact
licensing@sheffield.gov.uk
Telephone: 0114 2734264

* required information

Section 1 of 19

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant? Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Yes No

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number



Indicate here if you would prefer not to be contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

* Is your business registered in the UK with Companies House? Yes No

* Is your business registered outside the UK? Yes No

* Business name If your business is registered, use its registered name.

* VAT number Put "none" if you are not registered for VAT.

* Legal status

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 19

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

- Address
- OS map reference
- Description

Postal Address Of Premises

Applicants home add:-
↓ (Directors)
67 Crimesthorpe Road
S4 7HE

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 19

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company
- A partnership
- An unincorporated association
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales
- Other (for example a statutory corporation)

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 19

NON INDIVIDUAL APPLICANTS

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

Add another applicant

Section 5 of 19

OPERATING SCHEDULE

When do you want the premises licence to start? / / *ASAP*
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

Use as mixed use for community facility purposes, religious education, events and wedding reception hall purposes (sui generis) as amended 13.10.15, 22.10.15, 26.10.15 and 27.10.15.

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Continued from previous page...

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

Yes No

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

Yes No

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

Yes No

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

Yes No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

Yes No

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

Live + Recorded. (Indoors)

THURSDAY

Start ~~19:00~~

End ~~24:00~~

Start

End

Amended on reception UCH + applicant

FRIDAY

Start 07:00 19:00

End 12:00 AM

Start

End

15/4/16

SATURDAY

Start 07:00 19:00

End 12:00 AM

Start

End

+ 20/4/16 email 13 16

SUNDAY

Start 07:00 19:00

End 12:00 AM

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

- Indoors
- Outdoors
- Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

we run community events, weddings, and general events where recorded will be played between 6.30pm to 12 am

only wedding parties not ceremonies

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

Continued from previous page...

Yes

No

Section 13 of 19

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes

No

Section 14 of 19

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes

No

Section 15 of 19

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start 19:00

End ~~midnight~~ midnight

Start

End

FRIDAY

Start 19:00

End midnight

Start

End

SATURDAY

Start 19:00

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

See email 20/4/16.

Continued from previous page...

SUNDAY

Start 07:00

End 03:00

Start

End

Will the sale of alcohol be for consumption:

- On the premises
- Off the premises
- Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

more events may take place from Monday - Thursday during summer holiday as well as weekends.
 events mainly take place from Fri.- Sun from 6.30 PM to 12am

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name Mahya

Family name Abdullah

Enter the contact's address

Building number or name 417

Street Petre Street

District

City or town sheffield

County or administrative area

Postcode S4 8LL

Country United Kingdom

Continued from previous page...

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

Electronically, by the proposed designated premises supervisor

As an attachment to this application

Reference number for consent form (if known) If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 19

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

our hall mainly host Arabic weddings and community religion worship and activities. However, in some weekends very occasionally, we will be hiring the hall for other communities where alcohol will be sold and served on premises at low level mainly wines.

as premises manager i ensure it is controlled and monitored during the event at all times. any issues are dealt with immediately.

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start End

Start End

TUESDAY

Start End

Start End

WEDNESDAY

Start End

Start End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

THURSDAY

Start	<input type="text" value="15:00"/>	End	<input type="text" value="21:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="18:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text" value="00:00"/>

SATURDAY

Start	<input type="text" value="18:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="18:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

more weddings are normally take place and planned during the summer holidays therefore we may have few boosed on Thursdays (18:00 to 0:00) - very occasionally

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

no

Section 18 of 19

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

a formal policy will be written explaining all licences rules and control measures required

all Licences will be well displayed on site for full awareness

Compliance with the all licences requirements will be audited and reviewed regularly

b) The prevention of crime and disorder

Premises rules and requirements will be explained to customer annually prior signing the contract

Continued from previous page...

regular monitoring and supervision take place during all events from beginning till finish time
All problems are reported and dealt with within acceptable manners

c) Public safety

All control measures will be in place and reviewed regularly
We will comply with all licences requirements and ensuring all employees, customers and visitors are following these rules at all times
no alcohol will be sold or served outside premises
noise will be controlled at all times
no

d) The prevention of public nuisance

All base equipment have been removed to contaminate increase of sound outside premises
regular monitoring and supervision during all events to ensure compliance

e) The protection of children from harm

we have CCTV cameras on site
Regular monitoring and supervision at all times during all events.
all control and rules are discussed clearly with all our customers to ensure their compliance with our rules and

Section 19 of 19

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.
Premises Licence Fees are determined by the non domestic rateable value of the premises.
To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Continued from previous page...

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£) 0.00 100.00

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Same address

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

Date (dd/mm/yyyy)

Add another signatory

Once you're finished you need to do the following:


1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/sheffield/apply-1> to upload this file and continue with your application.

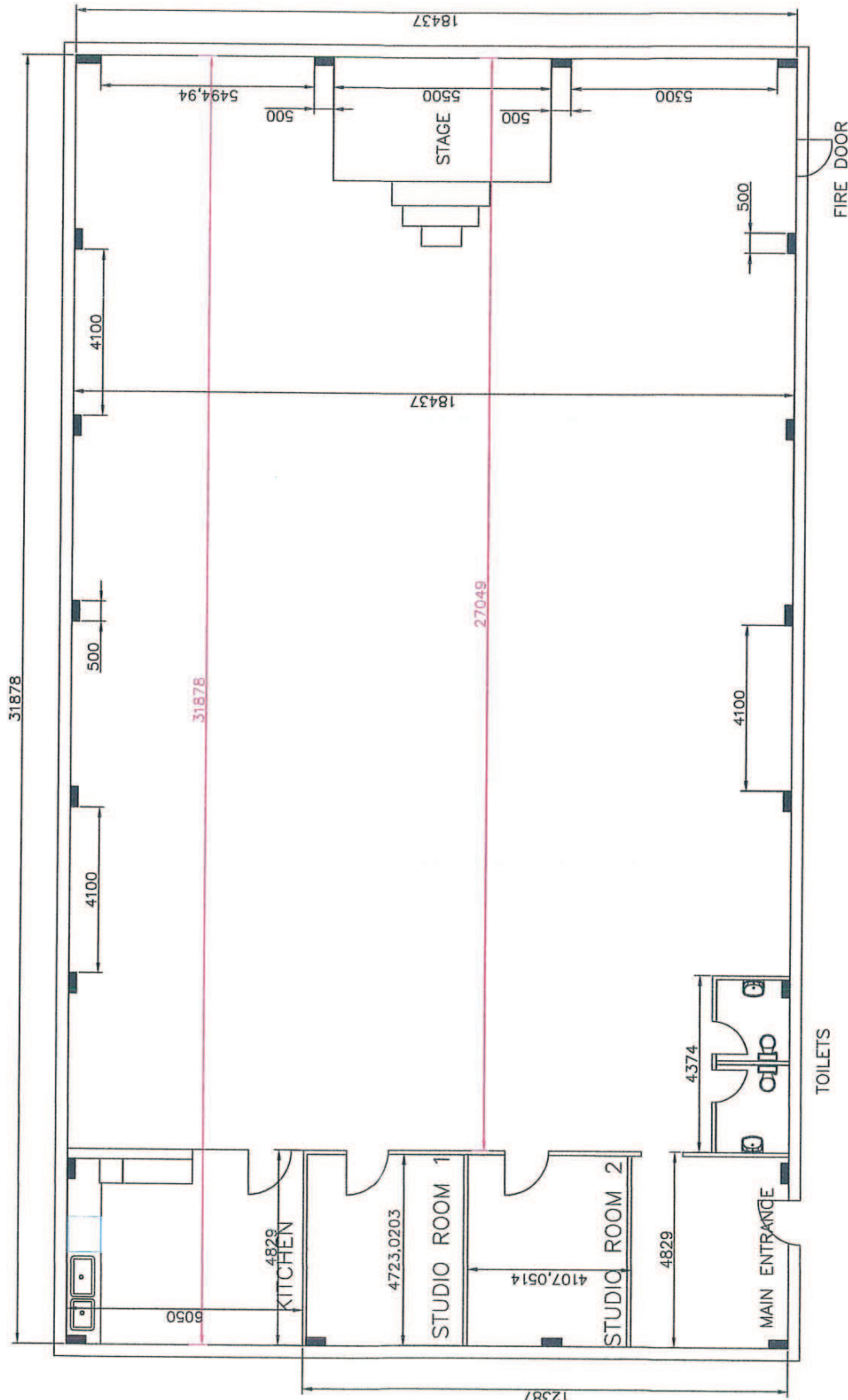
Don't forget to make sure you have all your supporting documentation to hand.

Continued from previous page...

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Only wedding parties take place on premises not Marriage Ceremonies.

Mahy Abdulkhan




FIRE DOOR

TOILETS



PLAN SCALE 1:100 @ A3

EXIT DRIVEWAY

ASSEMBLY POINT

DISABLED DROP OFF POINTS

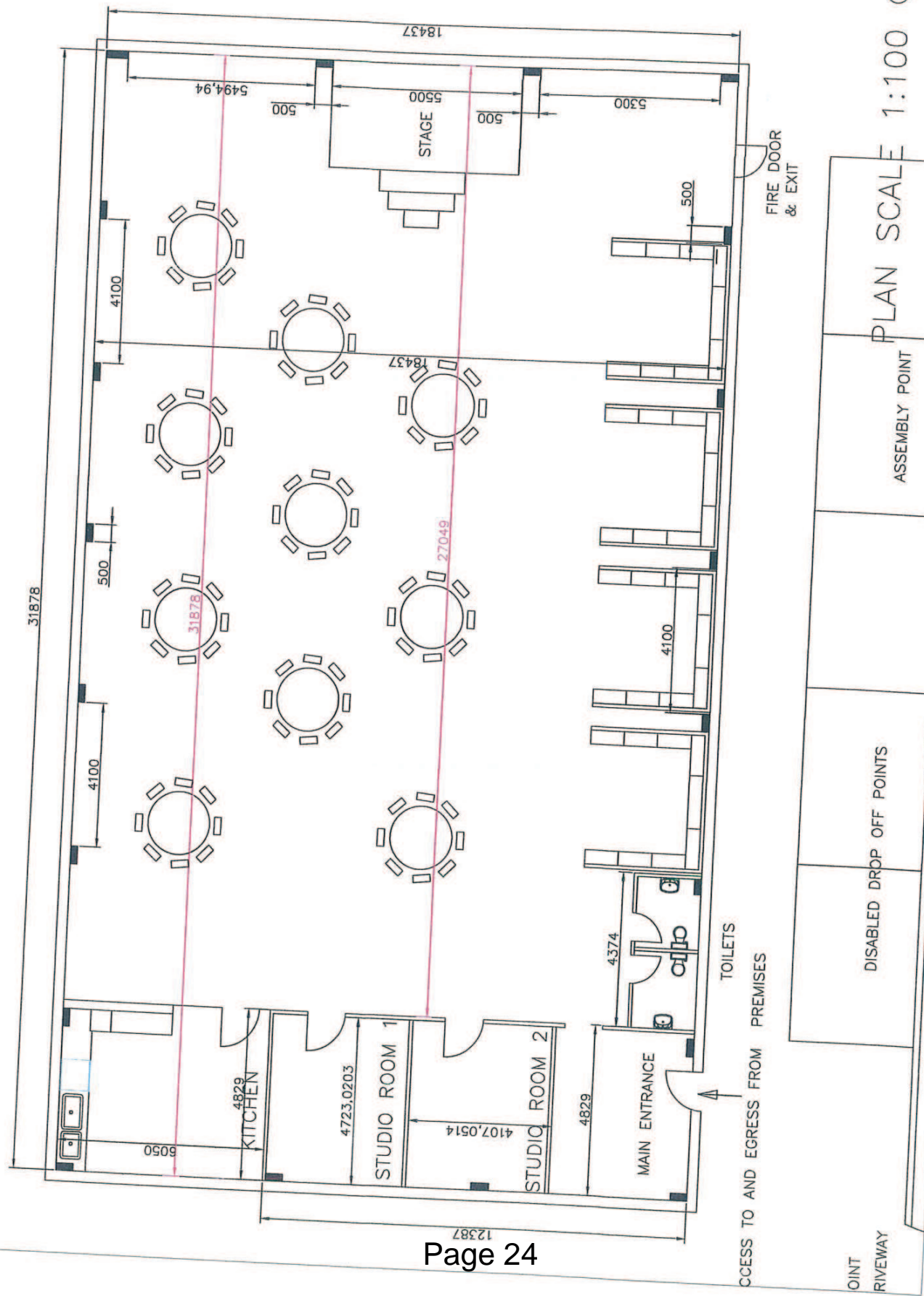
DRIVEWAY

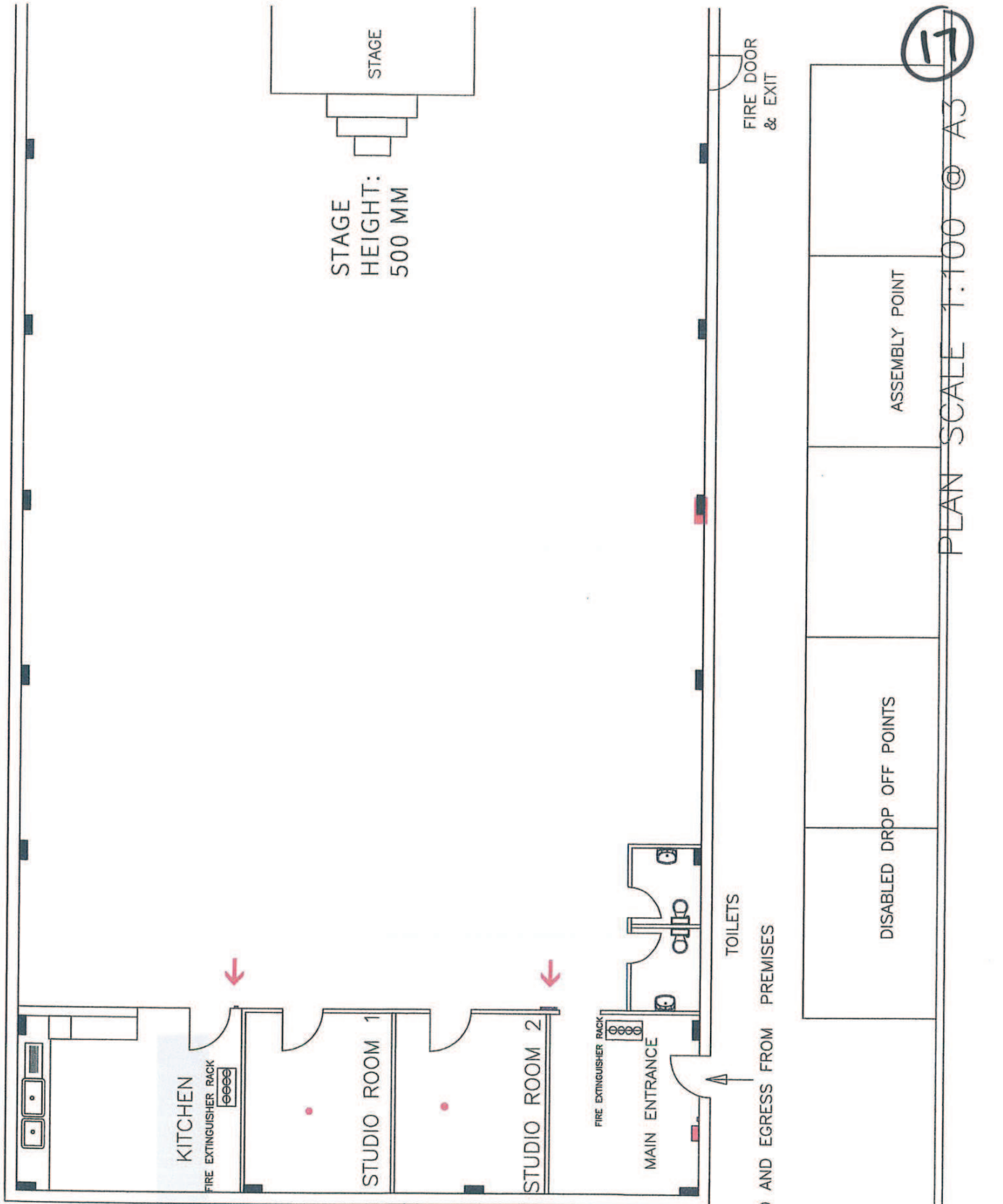


A3

PLAN SCALE 1:100 @ A3

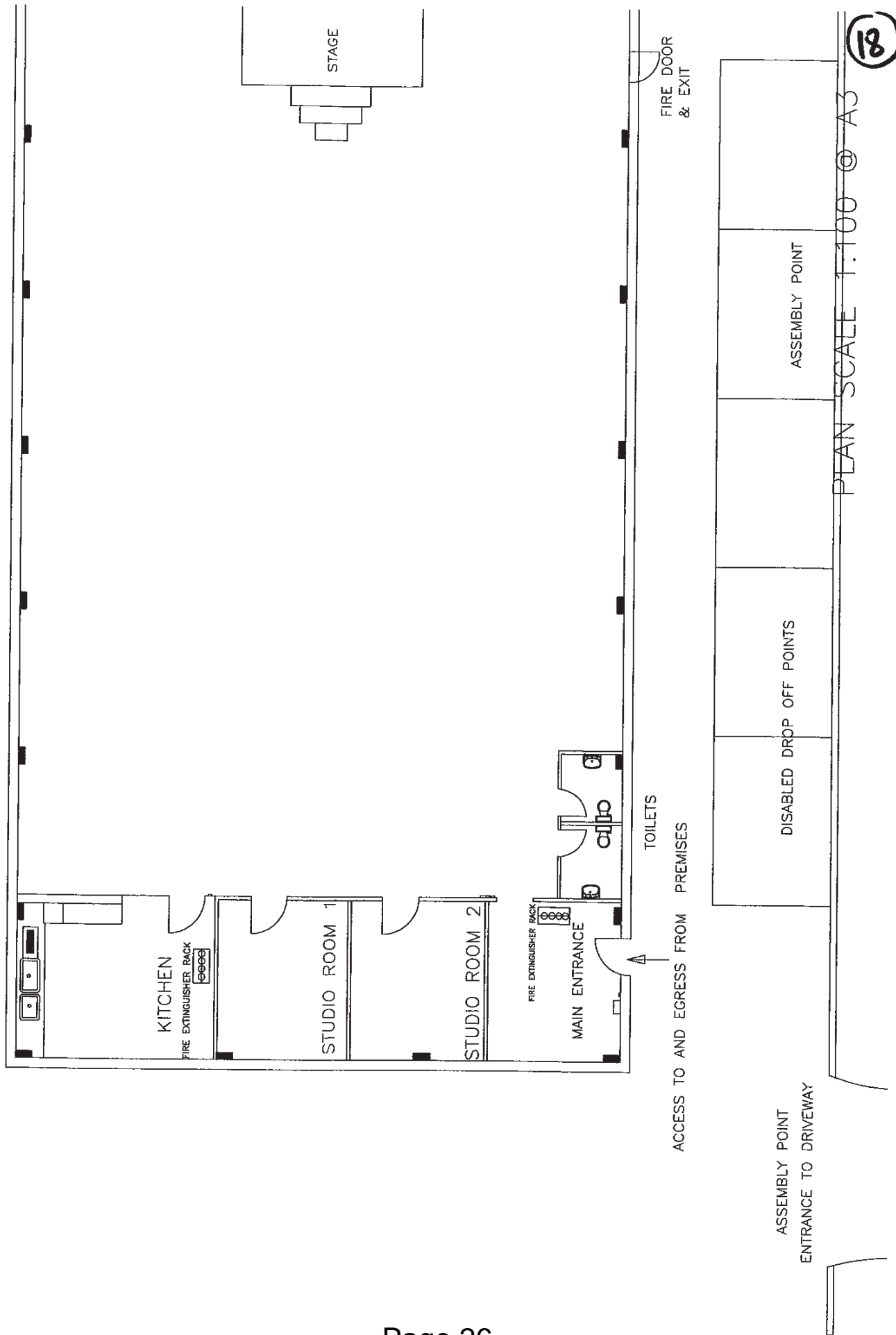
EXIT DRIVEWAY





FIRE ALARMS,
SOUNDERS,
SMOKE
DETECTORS, CALL
POINTS & FIRE
BLANKET





18

PLAN SCALE 1:100 @ A3

Amendments (19)

Hollis Georgina (CEX)

From: Hollis Georgina (CEX)
Sent: 29 April 2016 15:05
To: Turner Bob; Williamson John; eps admin; Gibbons Sean (DEL); Hague Julie; Health Protection; Jones Angela (DEL); Lobo Rose; planningdc@sheffield.gov.uk; 'Police Licensing (E-mail 2)'; SYFIRE; Trading Standards; Ward Greg
Subject: RE: Marina Event Hall Premises Application - AMENDMENTS TO HOURS - FINAL
Importance: High

Final amendments – 417 Petre Street

Extended last date for comments to: 27th May 2016

Live Music & Recorded Music (indoors)

Monday to Thursday 15:00 to 21:00 hours – Mahya has explained that she may require music for community activities
Friday to Sunday 19:00 to 24:00 hours

Alcohol (on the premises)

Friday to Sunday 19:00 to 24:00 hours – NO CHANGES

Opening hours of premises

Monday to Thursday 15:00 to 21:00 hours – during this time no licensable activities will be taking place so this may not be shown on the licence. Only religious readings and educational readings, community facilities.

Monday to Thursday 09:00 to 21:00 hours – community activities
Friday to Sunday 09:00 to 24:00 hours

From: Hollis Georgina (CEX)
Sent: 20 April 2016 13:16
To: Turner Bob; Williamson John; EPS; Gibbons Sean (DEL); Hague Julie; Health Protection; Jones Angela (DEL); Lobo Rose; Pitts Steven; Planning (E-mail); Police Licensing (E-mail 2); Prasad Shiva; SYFIRE; Trading Standards; Ward Greg
Subject: FW: Marina Event Hall Premises Application - AMENDMENTS TO HOURS
Importance: High

Please see amendment to application for the above, please amend your application copy accordingly.

Note that Monday-Thursday no licensable activities will be taking place. I am unsure to if the operating hours for these days will be placed on the licence as it would not be relevant.

Regards
Nina

From: Naderah [<mailto:naderaha@yahoo.com>]
Sent: 20 April 2016 13:14
To: Hollis Georgina (CEX)
Subject: Re: Marina Event Hall Premises Application

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Appendix B

Representations

- South Yorkshire Police Licensing
- Health Protection Service
- Environmental Protection Service
- Safeguarding Children's Board

Hollis Georgina (CEX)

From: Palmer Helena on behalf of licensingservice
Sent: 06 May 2016 14:10
To: Hollis Georgina (CEX)
Subject: FW: Objection-Marina Events, 417 Petre Street, Sheffield
Attachments: Objection May 16.doc

27/5

From: SHEFFIELD_Licensing [mailto:Sheffield.Liquor-Licensing@southyorks.pnn.police.uk]
Sent: 06 May 2016 09:52
To: licensingservice; Hague Julie; Gibbons Sean (DEL); Thornton Paul; Fire; 'Strutt Sally'
Cc: BENITA MUMBY; CHERYL TOPHAM; ANDREA MARSDEN
Subject: Objection-Marina Events, 417 Petre Street, Sheffield



South Yorkshire
POLICE

Dear All,

Please find below our representation in response to the premise licence application at Marina Events, 417 Petre Street.

Thanks

Lucy

South Yorkshire Police Licensing

Force Headquarters

Carbrook House

Sheffield

S9 2EH

Telephone: 0114 2523617

The Licensing Authority
General Licensing Section
Business Strategy & Regulation, Block C,
Staniforth Road Depot,
Sheffield,
S9 3HD

6.5.16

Dear Sirs,

I am writing on behalf of the Chief Constable of South Yorkshire Police to make a Representation in relation to the above application. The reasons for the Representation are stated below.

The premise has already been a cause of concern over recent months with a number of complaints received during unlicensed events. The complaints have centred around loud music emanating from the premise and anti-social behaviour from customers. Reports have also been made of vehicle damage in the vicinity following an event.

South Yorkshire Police have arranged a number of multi-agency visits due to concerns that there is a significant risk of harm to children and young people who access the premises. The risk has been brought to our attention by professionals, including school and community centre staff.

We are also aware that the premise has been operating licensable activities without valid permission. Although this is a separate matter being explored by yourselves, we feel this is a reflection on the current management. Ms Abdulla, by her own admission, has explained her inability to control numbers at previous unlicensed events and provided very little evidence how the four licensing objectives will be upheld in Section 18 of the application.

We are in agreement with the Safeguarding Children Board, that in light of the above concerns regarding the applicant's ability to evidence compliance with regulation, or to demonstrate an acceptable level of competence regarding the implementation of control measures, we would strongly recommend that if the application is granted, robust measures should be in place to ensure all licensing objectives are upheld.

South Yorkshire Police Licensing
Sheffield.liquor-licensing@southyorks.pnn.police.uk
0114 2523617 / 0114 2523163 / 0114 2523618

Sheffield Licensing Section
South Yorkshire Police
Force Headquarters
Carbrook House
5 Carbrook Hall Road
Sheffield
S9 2EH
Licensing Team
Lucy Adams 0114 2523617 internal 718617
Tracey Klein 0114 2523948 internal 718948
Andrea Marsden 0114 2523618 internal 718618
Cheryl Topham 0114 2523163 internal 718163
Alicia Marsden 0114 2523111 internal 718 111
Linsey Fletcher 0114 2523556 internal 718556
Benita Mumby (Licensing Manager) 0114 2964308 internal 714308
Fax 0114 2523688 Internal 8688
<http://www.southyorkshire.police.uk/>



Please be advised email correspondence may be submitted as evidence to a licensing hearing should issues arising not be resolved. As such they will be passed onto the relevant parties involved in the hearing process. The local council may post them, as part of this process, on their website to which the public has access

To find out who your local Safer Neighbourhood Team officer is, how to contact them, and to find out what's happening in your area enter your postcode at <http://neighbourhood.southyorks.police.uk>

Tackling child sexual exploitation is a priority for the Force and it is the responsibility of everyone to help spot the signs and say something.

South Yorkshire Police Licensing
Force Headquarters
Carbrook House
Sheffield
S9 2EH
Telephone: 0114 2523617

The Licensing Authority
General Licensing Section
Business Strategy & Regulation, Block C,
Staniforth Road Depot,
Sheffield,
S9 3HD

6.5.16

Dear Sirs,

**APPLICATION FOR A PREMISE LICENCE: MARINA EVENTS, 417 PETRE STREET,
SHEFFIELD S4 8LL**

I am writing on behalf of the Chief Constable of South Yorkshire Police to make a Representation in relation to the above application. The reasons for the Representation are stated below.

The premise has already been a cause of concern over recent months with a number of complaints received during unlicensed events. The complaints have centred around loud music emanating from the premise and anti-social behaviour from customers. Reports have also been made of vehicle damage in the vicinity following an event.

South Yorkshire Police have arranged a number of multi-agency visits due to concerns that there is a significant risk of harm to children and young people who access the premises. The risk has been brought to our attention by professionals, including school and community centre staff.

We are also aware that the premise has been operating licensable activities without valid permission. Although this is a separate matter being explored by yourselves, we feel this is a reflection on the current management. Ms Abdulla, by her own admission, has explained her inability to control numbers at previous unlicensed events and provided very little evidence how the four licensing objectives will be upheld in Section 18 of the application.

We are in agreement with the Safeguarding Children Board, that in light of the above concerns regarding the applicant's ability to evidence compliance with regulation, or to demonstrate an acceptable level of competence regarding the implementation of control measures, we would strongly recommend that if the application is granted, robust measures should be in place to ensure all licensing objectives are upheld.

South Yorkshire Police Licensing
Sheffield.liquor-licensing@southyorks.pnn.police.uk
0114 2523617 / 0114 2523163 / 0114 2523618

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Hollis Georgina (CEX)

From: Gibbons Sean (DEL)
Sent: 16 May 2016 08:59
To: Naderah Ahmed (naderah.ahmed@p-and-b.com)
Cc: :Mahya-abdullah@hotmail.co.uk; 'Benita.Mumby@southyorks.pnn.police.uk'
(Benita.Mumby@southyorks.pnn.police.uk); Hague Julie; sstrutt@syfire.gov.uk;
Hollis Georgina (CEX); Thornton Paul; licensingservice
Subject: RE: Marina Events

Mayha,
Appologies, my email should have started with 'Dear Mayha'
Regards
Sean

From: Gibbons Sean (DEL)
Sent: 16 May 2016 08:56
To: Naderah Ahmed (naderah.ahmed@p-and-b.com)
Cc: ':Mahya-abdullah@hotmail.co.uk'; 'Benita.Mumby@southyorks.pnn.police.uk'
(Benita.Mumby@southyorks.pnn.police.uk); Hague Julie; sstrutt@syfire.gov.uk; Hollis Georgina (CEX); Thornton Paul;
licensingservice
Subject: FW: Marina Events
Importance: High

Dear Naderah,

As you will recall during our site meeting on 19th April, I agreed to give you some time before proceeding with an objection to the licence.

You will appreciate that several concerns were raised during our meeting.

As this situation has not yet been resolved, as the responsible authority for public safety, I therefore feel that I have no alternative than to object to the granting of this licence on the grounds of public safety.

Please take my e-mail dated 25th April (below) as my formal objection.

I shall await your further instruction,

Thank you

*Sean Gibbons BSc (Hons)
Environmental Health Officer
Health & Safety Inspector
Environmental Regulation
Sheffield City Council
5th Floor North
Howden House
1 Union Street
Sheffield
S1 2SH*

*Tel: 0114 273 4616
Fax: 0114 273 6464
Email: sean.gibbons@sheffield.gov.uk*



This emailed representation is made in accordance with the agreement with the Licensing Authority on the 18th October 2006 to accept representations by email.

From: Gibbons Sean (DEL)
Sent: 25 April 2016 15:30
To: 'naderaha@yahoo.com'
Cc: sstrutt@syfire.gov.uk; 'Benita.Mumby@southyorks.pnn.police.uk' (Benita.Mumby@southyorks.pnn.police.uk)
Subject: Marina Events

Dear Mayha

I e-mail further to our site meeting last week with respect to your licence application and confirm the following;

The current plan/s deposited with this application are unsatisfactory.

Layout/plan

- The current layout with respect to toilet facilities is insufficient. Therefore, additional facilities must be provided, as in accordance with BS:6465, and shown on the plan. Facilities as in accordance with Table 11 would be required. (attached is our code of practice for licensed premises) as the application stands at the moment please refer to table 11 on page 7/8.
- The plan does not show the line of licensable activities.
- The fire escape door to the rear of the premises currently opens over a step. An amended plan must show a landing with steps as in accordance with Building Regulations requirements.
- There are currently no disabled toilet facilities. Your amended plan must show these facilities.

Electrical safety

- A satisfactory electrical certificate (condition report) must be available for the electrical installation covering the premises.
- A permanent fixed residual current device (RCD) must protect the electrical power serving all amplified music equipment used for the purposes of live music or similar entertainment.

Stage Area

- I will need to discuss the use of the stage area with respect to public access.

New flooring

- Any new floor surfaces in public areas and thoroughfares must have a suitable non-slip finish.
Suitable slip-resistance to floor surface finishes must be incorporated into the design of the premises. For bars and associated areas within the premises compliance with DIN measurement standard R11 minimum or pendulum wet test (in accordance with the 'UK Slip Resistance Group' document, Issue 3, 2005) rating of 36 or above, will be required.
- Further advice available from www.hse.gov.uk/slips/architects.htm

As discussed, if the above cannot be achieved, then unfortunately I will have no alternative than to make a formal representation (objection) as the Responsible Authority for public safety.

I recommend that You or your designer should contact me to discuss the proposals, in order to resolve the issues and any conditions that may be required to be placed on the licence.

Thank you,

Sean

*Sean Gibbons BSc (Hons)
Environmental Health Officer
Health & Safety Inspector
Environmental Regulation
Sheffield City Council
5th Floor North
Howden House
1 Union Street
Sheffield
S1 2SH*

Tel: 0114 273 4616

Fax: 0114 273 6464

Email: sean.gibbons@sheffield.gov.uk

Hollis Georgina (CEX)

From: Hollis Georgina (CEX)
Sent: 28 April 2016 18:00
To: naderaha@yahoo.com
Cc: Thornton Paul; Round Jonathan; eps admin
Subject: FW: Marina Events - 417 Petre Street, Premises Application

Importance: High

No response recd

Dear Mahya,

Please see comments below from the Environmental Protection Service who have recommended conditions to be attached to the licence.

Please can you advise by response to this email if you are able to agree to the conditions below?

Kind Regards

Georgina

Georgina Hollis

Licensing Enforcement & Technical Officer
Licensing Service
Business Strategy & Regulation
Block C, Staniforth Road Depot
Staniforth Road, Sheffield, S9 3HD.

Telephone: 0114 2734264

Fax: 0114 2734073

Email: licensing@sheffield.gov.uk www.sheffield.gov.uk

Part or all of the information contained in this document may be subject to legal professional privilege and must not be disclosed without the prior consent of Legal & Governance Services. It may be exempt from disclosure by virtue of Section 42 of the Freedom of Information Act 2000 and Para 10, Sch 7 of the Data Protection Act 1998 P

 **Please don't print this e-mail unless you really need to**

From: Thornton Paul
Sent: 26 April 2016 19:40
To: Hollis Georgina (CEX)
Subject: Marina Events - 417 Petre Street, Premises Application
Importance: High

Hi Nina,

Marina Events - 417 Petre Street, Premises Application

I write further to the above application. The Environmental Protection Service has received several noise complaints from local residents relating to music played at Marina Events and I would therefore recommend the following condition to control noise levels from the premises.

Recommended condition

No live music or amplified sound played within the building shall exceed the prevailing ambient noise level by more than 3dB when measured;

- (i) as a 15 minute LAeq, and;
- (ii) at any one third octave band centre frequency as an 15 minute LZeq when measured on the site boundary.

Please contact me if you require any further information.

Regards

Paul

Paul Thornton
Senior Environmental Protection Officer
Sheffield City Council
Environmental Protection Service
5th Floor (North)
Howden House
1 Union Street
Sheffield
S1 2SH

Tel: (0114) 273 4659

Hollis Georgina (CEX)

From: Palmer Helena on behalf of licensingservice
Sent: 03 May 2016 11:49
To: Hollis Georgina (CEX)
Subject: FW: REPRESENTATION IN RESPONSE TO AN APPLICATION FOR A PREMISES LICENCE: MARINA EVENTS, 417 PETRE ST, SHEFFIELD
Attachments: Marina Events Representation.pdf

From: Hague Julie
Sent: 03 May 2016 11:48
To: 'Mahya-abdullah@hotmail.co.uk'
Cc: licensingservice
Subject: FW: REPRESENTATION IN RESPONSE TO AN APPLICATION FOR A PREMISES LICENCE: MARINA EVENTS, 417 PETRE ST, SHEFFIELD

Dear Ms Abdullah

Please find attached a copy of a letter of representation which I have submitted to the Licensing Authority on behalf of the Sheffield Safeguarding Children Board in response to your recent application for a premises licence at 417 Petre Street, Sheffield.

The letter is for your information.

Yours sincerely

Julie Hague
Licensing Project Manager, Sheffield Safeguarding Children Board
Floor 3,
Howden House, Union Street, Sheffield S1 2SH
0114 2736753
07854 219682
julie.hague@sheffield.gov.uk

From: Hague Julie
Sent: 02 May 2016 17:03
To: licensingservice
Cc: Horsefield Victoria
Subject: REPRESENTATION IN RESPONSE TO AN APPLICATION FOR A PREMISES LICENCE: MARINA EVENTS, 417 PETRE ST, SHEFFIELD

For the attention of the Licensing Authority

This e'mailed representation is made in accordance with the agreement with the Licensing Authority on the 18th October 2006 to accept representations by e'mail

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27/5

2.5.16

The Licensing Authority
Licensing Service
Business Strategy & Regulation
Block C, Staniforth Road Depot
Sheffield
S9 3HD

Address correspondence to:

Julie Hague
Sheffield Safeguarding Children
Board - Licensing Project
Floor 3
Howden House
Union Street
Sheffield S1 2SH
Telephone: 0114 2736753
Email: Julie.hague@sheffield.gov.uk
Fax: 0114 2734628

BY EMAIL

Dear Sirs

APPLICATION FOR A PREMISES LICENCE: MARINA EVENTS, 417 PETRE STREET, SHEFFIELD S4 8LL

I am writing on behalf of the Sheffield Safeguarding Children Board (SSCB Licensing Project) to make a Representation in relation to the above application. The reasons for the Representation are stated below.

The Safeguarding Children Board has recently been involved with the applicant, Ms Abdullah, whilst operating an unlicensed premise at the above address and trading under the same name and in the same style and character. Unfortunately the Safeguarding Children Board has had cause to participate in a number of multi agency discussions and a premises visit, due to concerns that there is a significant risk of harm to children and young people who access the premises for 'community parties'. This risk has been identified to the Safeguarding Children Board by professionals, including school staff and South Yorkshire Police.

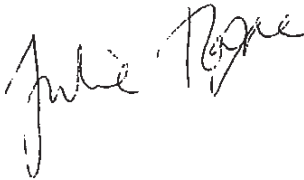
I note at Section 16 of the application, that the applicant intends to host wedding and religious worship parties, but also intends to host community type parties, with alcohol. The applicant states that "...as premises manager I ensure it is controlled ... any issues are dealt with immediately." However the applicant does not state what control measures will be in place. I am concerned that despite several incidents having previously taken place at the premises involving noise and anti social behaviour, there is no evidence that incidents are dealt with responsibly by the applicant, or reported to the police.

The applicant has offered at Section 18 of the application, as control measures to promote the licensing objectives, that "All problems are reported and dealt with within acceptable manners..." and that "...all control and rules are discussed clearly with our customers to ensure their compliance with our rules ...". I am concerned that with the exception of the premises being monitored, the measures offered for the protection of children from harm are inadequate, as there is nothing specific or enforceable. I am also concerned that the applicant has not demonstrated a sufficient understanding or level of competence to promote the licensing objectives: this is evidenced in the application and was also evidenced during my visit to the premises on 19.3.16 when I asked the applicant Ms

Abduallah, what policies and procedures were in place for the protection of children at the venue; unfortunately Ms Abduallah was unable to explain or describe any safeguarding process or policy, including an age verification process. Ms Abduallah also stated during the visit, at which a wedding party was taking place and children were present, that she estimated the attendance at that event to be around 200 people. I note that this significantly exceeds the permitted capacity for the premises.

In light of the above concerns regarding the applicant's ability to evidence compliance with regulation, or to demonstrate an acceptable level of competence regarding the implementation of control measures to promote the licensing objectives, the Safeguarding Children Board would strongly recommend that if the application is granted, robust measures should be in place to prevent children and young people from accessing the venue until a culture change has been evidenced by the applicant.

Yours faithfully



JULIE HAGUE
Licensing Manager
Sheffield Safeguarding Children Board

CC The Applicant

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Appendix C

Comments

- South Yorkshire Fire & Rescue Service
- Planning

Hollis Georgina (CEX)

From: Bolton Ellie <ebolton@syfire.gov.uk>
Sent: 04 May 2016 10:28
To: 'naderaha@yahoo.com'; 'Mahya-abdullah@hotmail.co.uk'
Cc: 'benita.mumby@southyorks.pnn.police.uk'; Hollis Georgina (CEX); Gibbons Sean (DEL); dcscan@sheffield.gov.uk
Subject: 417 Petre Street, Sheffield, S4 8LL
Attachments: SYFR_DM-#420242-v1-SS_A3_JS900190.DOCX

Please find correspondence attached relating to the above premises.

Thank you

Ellie Bolton
Business Administrative Apprentice, Fire Safety
South Yorkshire Fire and Rescue
Tel: 0114 2532279
Fax: 0114 2532888
Email: ebolton@syfire.gov.uk

IMPORTANT NOTICE The contents of this e-mail represent only the views of the sender to the intended recipient and do not commit South Yorkshire Fire and Rescue to any course of action and are not intended to impose any legal obligation upon it. If you have received this communication in error please contact us directly and delete it immediately and any copies of it. SYFR has taken steps to ensure that this message and any attachments or links contained within it are free from computer viruses but the recipient must ensure that it is actually virus free before opening it.

James Courtney
Chief Fire Officer & Chief Executive

Date: 04/05/2016

Your Ref:

Our Ref: RC/#420242/W13728/1/900190

Sheffield Technical Fire Safety
197 Eyre Street
Sheffield
S1 3FG

This matter is being dealt with by: Miss Sally Strutt

Tel Direct line: 0114 2532344

Fax Direct line: 0114 2532888

Tel: 0114 2727202

Email: sstrutt@syfire.gov.uk

Website: www.syfire.gov.uk

Fax: 0114 2532888

Marina Events
417 Petre Street
Sheffield
S4 8LL

naderaha@yahoo.com

Mahya-abdullah@hotmail.co.uk

Dear Sir/Madam

LEGISLATION:

The Regulatory Reform (Fire Safety) Order 2005

PREMISES:

Marina Events, 417 Petre Street, Sheffield, S4 8LL

SUBJECT:

Agreed Action Plan

AUDIT DATE:

19/04/2016

REPRESENTATIVE:

Mahya Abdualah

Further to the above audit of the fire safety arrangements, attached are schedules detailing the Agreed Action Plan as agreed on site with your representative which should receive your immediate attention in order to comply with The Regulatory Reform (Fire Safety) Order 2005.

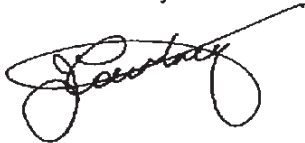
Failure to comply with these requirements could lead to an offence being committed.

Written or verbal representation may be made by you to the officer dealing with this matter should you disagree with or question any requirement within the schedule.

The representation should be made within 21 days from the date of this letter.

Should you experience any difficulty in carrying out this work or require any further advice, please do not hesitate to contact the officer dealing with this matter who should also be informed when the above work is completed.

Yours faithfully



Chief Fire Officer

Copy to: benita.mumby@southyorks.pnn.police.uk
Georgina.Hollis@sheffield.gov.uk
Sean.Gibbons@sheffield.gov.uk
dcscan@sheffield.gov.uk

Data Protection Act 1998

Information provided relating to any application made to South Yorkshire Fire & Rescue will be retained and may be used for future enforcement purposes and monitoring statutory compliance by SYFR and related enforcement agencies.

Disclaimer – Any legal liability howsoever arising from any information contained in this correspondence is hereby excluded.

Schedule 1SOUTH YORKSHIRE FIRE AND RESCUE AUTHORITY

Reference No: RC/#420242/W13728/1/900190

Dated: 07/06/2016

The Regulatory Reform (Fire Safety) Order 2005

Where measures necessitate structural alterations to a building, planning consent and/or Building Regulation approval should be obtained from the Local Authority or an Approved Inspector before work is put in hand.

The Guide referred to in this schedule is the Fire Safety Risk Assessment Guide for Small and Medium Places of Assembly ISBN-13: 978 1 85112 820 4

This document is available to download at
www.gov.uk/workplace-fire-safety-your-responsibilities/fire-safety-advice-documents
or from the stationery office or other booksellers.

The following areas of your Risk Assessment require immediate attention.

1. **Risk Assessment**
(Article 9 of the Regulatory Reform (Fire Safety) Order 2005)

1.1 **Failure**

The Fire Safety Risk Assessment was not suitable and sufficient

Legislation Applicable

Article 9 (1) of the Regulatory Reform (Fire Safety) Order 2005

Suggested action to remedy failure and Fire Safety Risk Assessment Guide reference

The matters identified during the fire safety audit carried out on **19/04/2016** indicate that the existing fire risk assessment does not appear to be 'suitable and sufficient'. The fire risk assessment should therefore be reviewed and re-addressed with specific consideration given to the following areas:-

- Means of Escape.
- Means for Securing Means of Escape.
- Occupancy Figures for the Premises.
- Fire Resistance of Compartment Walls between Units.
- Flammability of Material used in decoration.
- Escape signage

(Part 1 Step 5 of the Guide refers)

2. **Emergency Routes and Exits**
(Article 14 of the Regulatory Reform (Fire Safety) Order 2005)

2.1 **Failure**

The escape routes and exits could not be used as quickly and as safely as possible

Legislation Applicable

Article 14 (2) (b) of the Regulatory Reform (Fire Safety) Order 2005

SCHEDULE to letter ref: RC/#420242/W13728/1/900190

DATED: 07/06/2016

Suggested action to remedy failure and Fire Safety Risk Assessment Guide reference

In the event of danger, it must be possible for persons to evacuate the premises as quickly and safely as possible.

(Part 2 Section 4 of the Guide refers)

2.2 **Failure**

The number, distribution and/or size of escape routes and exits is inadequate

Legislation Applicable

Article 14 (2) (c) of the Regulatory Reform (Fire Safety) Order 2005

Suggested action to remedy failure and Fire Safety Risk Assessment Guide reference

The number, distribution and dimensions of emergency routes and exits must be adequate having regard to the use, equipment and dimensions of the premises and the maximum number of persons who may be present there at any one time.

- A platform maintaining the internal floor level 150mm beyond the door in the open position should be provided to the rear final exit door. Until this issue is addressed this door is not a suitable means of escape from the premises and signage should be removed and occupancy figures should be reduced accordingly.

(Part 2 Section 4 of the Guide refers)

2.3 **Failure**

Emergency doors do not open in the direction of escape

Legislation Applicable

Article 14 (2) (d) of the Regulatory Reform (Fire Safety) Order 2005

Suggested action to remedy failure and Fire Safety Risk Assessment Guide reference

Emergency doors must open in the direction of escape

- The only usable final exit from the premises is a single door that is inward opening. Doors affording means of escape from and within the building should be hung to open in the direction of escape; this need not apply if the number of occupants expected to use them does not exceed 60.
- Where small numbers of the public are likely to be present, exit door should be either free from fastenings or fitted with panic type devices.

(Part 2 Section 4 of the Guide refers)

2.4 **Failure**

The escape routes were not provided with adequate signage

Legislation Applicable

Article 14 (2) (g) of the Regulatory Reform (Fire Safety) Order 2005

Suggested action to remedy failure and Fire Safety Risk Assessment Guide reference

Emergency routes and exits must be indicated by signs

(Part 2 Sections 4, 5 and 6 of the Guide refers)

SCHEDULE to letter ref: RC/#420242/W13728/1/900190

DATED: 07/06/2016

3. **Maintenance**
(Article 17 of the Regulatory Reform (Fire Safety) Order 2005)

3.1 **Failure**

The structural fire precautions are inadequately maintained

Legislation Applicable

Article 17 (1) of the Regulatory Reform (Fire Safety) Order 2005

Suggested action to remedy failure and Fire Safety Risk Assessment Guide reference

The premises and any facilities, equipment and devices provided in respect of the premises under this Order must be subject to a suitable system of maintenance; must be maintained in an efficient state; in efficient working order and in good repair. Details of this activity should be recorded.

- As part of the premises fire risk assessment consideration should be given to the fire resistance between occupancies. All fire resisting construction should be in accordance with the Building Regulations 2010 (Appendix A to Approved Document B 2010 Edition).

Furniture and Furnishings

- All curtains, drapes and fabric or textile hangings should have an applied durable flame retardant treatment or be of inherently flame retardant material and conform to Type B performance requirements of British Standard 5867: Part 2: 2008.
- Written documentation from a nationally accredited testing centre will be required stating that the material has been suitably treated with a durable flame retardant.

(Section 8, Appendix A and Appendix B of the Guide refers)

Schedule 2

SOUTH YORKSHIRE FIRE AND RESCUE AUTHORITY

SCHEDULE to letter ref: RC/#420242/W13728/1/900190

DATED: 07/06/2016

Business Continuity Planning

There are many disruptive incidents that could cause a severe disruption to your business activities, which in turn can cause major adverse effects for yourselves, employees, customers and the community. Disruptive incidents could include fire or flooding. To help minimise these effects on your business you should take steps to ensure that you have a Business Continuity Plan (BCP) in place.

If you do nothing else then you should consider completing a Business Impact Analysis (BIA) to identify your critical activities and which people, places, and processes are critical to the continuance of business activities.

There are many ways of completing a BIA. The type of business you carry out and the size of your business may determine the style of BIA which you utilise. There are many free BIA templates and examples available on the internet.

If you would like to take your BCP a stage further then you may wish to consider the use of a BCP software solution.

One of these software solutions is ROBUST. ROBUST is a Resilient Business Software Toolkit designed to help your business produce an effective, simple and efficient BCP. It will also provide on-the-spot assistance when capability is lost by visiting the embedded Incident management Planner (IMP). ROBUST and all ancillary documentation may be downloaded entirely free of charge from <https://robust.riscauthority.co.uk>.

There are also many BCP software solutions available on the market which may be suitable for your business. Please check these out thoroughly before you make any purchase as they tend to be specific to certain industries.

Third Party Content

South Yorkshire Fire and Rescue (SYFR) neither endorses nor guarantees the accuracy of products or services offered or sold and will not be responsible for any transactions between you and the seller.

SYFR is keen that all businesses within South Yorkshire are adequately prepared and build resilience into their operations. We support the South Yorkshire Local Authorities, who operate schemes and promotions to assist businesses with Business Continuity preparedness.

The below internet site provides government guidance on the generic challenges to business continuity. <https://www.gov.uk/resilience-in-society-infrastructure-communities-and-businesses>

The below internet page provides simple to understand downloadable information for small to medium size businesses <http://www.letsgetready.org.uk/lets-get-ready-business/business-continuity-lite/>

If you are a business and would like further information please visit www.syfire.gov.uk under "Business Advice" and select Business Continuity. Alternatively you can contact SYFR Civil Protection Group on 0114 253 2457 or 0114 253 2246.

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Hollis Georgina (CEX)

From: Turner Bob
Sent: 20 April 2016 12:08
To: Hollis Georgina (CEX)
Cc: Williamson John
Subject: FW: 417 Petre Street - Application for a Premises Licence Grant
Attachments: DOC180416-18042016153620.pdf

Importance: High

Dear Georgina,

Thankyou for your email.

Planning permission 15/01103/CHU relates to the premises. I believe this part of the building at no. 417 Petre Street is known as Unit 2. This planning permission is subject to several conditions restricting the types of use permitted, the capacity for each use and the days/hours of the use.

On the face of it the licence appears to be seeking a greater capacity and range of hours of use than permitted by the planning permission, however the information given on the licence application form is confusing and contradictory and as such makes it difficult for me to make appropriate comments.

Yours faithfully,
Bob Turner
Principal Planning Officer
Development Management

Telephone: (0114) 273 4183

We offer an integrated planning and building control service

Websites: www.sheffield.gov.uk/planning or www.sheffield.gov.uk/buildingcontrol

Location: 4th Floor Howden House, 1 Union Street, S1 2SH

Apply for planning permission online at: www.planningportal.gov.uk/apply Apply for building regulation permission online to: buildingcontrol@sheffield.gov.uk

-----Original Message-----

From: planningdc@sheffield.gov.uk

Sent: 18 April 2016 15:59

To: planningdc.north@sheffield.gov.uk

Subject: FW: 417 Petre Street - Application for a Premises Licence Grant

Importance: High

-----Original Message-----

From: Hollis Georgina (CEX)

Sent: 18 April 2016 15:45

To: Benita.Mumby@southyorks.pnn.police.uk; eps admin; Gibbons Sean (DEL); Hague Julie; Health Protection; Jones Angela (DEL); Lobo Rose; Pitts Steven; planningdc@sheffield.gov.uk; Police Licensing (E-mail 2); Prasad Shiva; SYFIRE; Trading Standards; Ward Greg

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Regeneration & Development Services

Director: David Caulfield MRTPI

Howden House 1 Union Street Sheffield S1 2SH

bob.turner@sheffield.gov.uk

Officer: Bob Turner

Tel: (0114) 27 34183

Ref: 15/01103/CHU (Formerly PP-04083701)

29 October 2015

Miss Mahya Abdualah
76 Burngreave Road
Sheffield
S3 9DE

**TOWN AND COUNTRY PLANNING ACT 1990
PLANNING PERMISSION**

Proposal: Use of former car showroom as mixed use for community facility purposes, religious education, events and wedding reception hall purposes (sui generis) as amended 13.10.15, 22.10.15, 26.10.15 and 27.10.15.

Location: 417 Petre Street, Sheffield, S4 8LL,

Applicant: Miss Mahya Abdualah

Planning permission is hereby **GRANTED** for the above-mentioned development in accordance with the application deposited with the Council on 15 June 2015 together with the relevant plans, including any amendments now agreed, subject to the following condition(s), in each case followed by the relevant reason:-

Time limit for Commencement of Development

1. The development shall be begun not later than the expiration of three years from the date of this decision.

Reason: In order to comply with the requirements of the Town and Country Planning Act.

Approved Plan(s)

2. The development must be carried out in complete accordance with the following approved documents:

Large print versions of this letter are available by telephoning (0114) 273 4791

Red-lined Site Location Plan received on 6.5.15;
Existing Floor Plan received on 13.5.15;
Site Layout and Floor Plan received 13.10.15;
External Elevation Drawing received on 13.10.15;

Reason: In order to define the permission.

Pre Commencement Condition(s) – ('true conditions precedent' – see notes for definition)

Other Pre-Commencement, Pre-Occupancy and other Stage of Development Condition(s)

3. The building shall not be used unless a level threshold has been provided to the entrance thereto in accordance with details to be submitted to and approved in writing by the Local Planning Authority and thereafter such level threshold shall be retained.

Reason: To ensure ease of access and facilities for disabled persons at all times.

Other compliance Conditions

4. The building shall be used as a community facility only between 0900 hours and 2100 hours on any day and at no other time.

Reason: In the interests of highway safety and the amenities of the locality.

5. No more than 15 children and 4 adults shall be accommodated on the premises at any one time during the use of the building as a community facility.

Reason: In the interests of highway safety and the amenities of the locality.

6. The building shall be used for religious education purposes only between 1500 hours and 2100 hours on Sundays and at no other time.

Reason: In the interests of highway safety and the amenities of the locality.

7. No more than 30 people shall be accommodated on the premises at any one time during the use of the building for religious education purposes.

Reason: In the interests of highway safety and the amenities of the locality.

8. The building shall be used for events and wedding receptions only between 1830 hours and 2400 hours on Fridays, Saturdays and Sundays and at no other time.

Reason: In the interests of highway safety and the amenities of the locality.

9. No more than 90 people shall be accommodated on the premises at any one time during the use of the building for events and wedding receptions.

Reason: In the interests of highway safety and the amenities of the locality.

10. The existing car parking accommodation within the site, as indicated on the approved plans, shall be retained for the sole use of the occupiers of the development hereby approved.

Reason: To ensure satisfactory parking provision in the interests of traffic safety and the amenities of the locality.

Please Note: There may not be conditions under each heading.

Date of Decision

29 October 2015

Signed

Maria Duffy

Interim Head of Planning

Attention is drawn to the following directive(s):

1. Where conditions require details to be submitted, an Application for Approval of Details Reserved by Condition is required (unless the condition gives the option of implementing the details already submitted). The Local Planning Authority is expected to determine these applications within 8 weeks of being validated, so it is essential to include all the information required. Apply online at www.planningportal.gov.uk. There are fees, which are also set by the Government.
2. The Local Planning Authority has dealt with the planning application in a positive and proactive manner and sought solutions to problems where necessary in accordance with the requirements of the National Planning Policy Framework.

NOTES

The term 'true conditions precedent' is used to mean a condition that expressly requires that development shall not commence until the condition has been complied with, and is central to the consent. Development commencing without complying with these conditions would be unlawful.

Appeals to the Secretary of State

If you are aggrieved by the decision of your Local Planning Authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State for the Environment under Section 78 of the Town and Country Planning Act, 1990.

Enforcement - If this is a decision on a planning application relating to the same or substantially the same land and development as is already the subject of an enforcement notice. If you want to appeal against your Local Planning Authority's decision on our application, then you must do so within 28 days of the date of this notice.

If an enforcement notice is served relating to the same or substantially the same land and development as in your application and if you want to appeal against your Local Planning Authority's decision on your application, then you must do so within: 28 days of the date of service of the enforcement notice, or within 6 months (12 weeks in the case of a householder appeal) of the date of this notice, whichever period expires earlier.

Householder - If this is a decision to refuse planning permission for a householder application, if you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice.

Minor Commercial - If this is a decision to refuse planning permission for a minor commercial application, if you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice.

All Other Applications - If you want to appeal against your local planning authority's decision then you must do so within 6 months of the date of this notice.

Appeals must be made using a form which you can get from the Secretary of State, at Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN, Tel: : 0303 444 5000 or online at www.planningportal.gov.uk/pcs. The Inspectorate will publish details of your appeal on the internet (on the Appeals area of the Planning Portal). If you supply personal information belonging to a third party please ensure you have their permission to do so. More detailed information about data protection and privacy matters is available on the Planning Portal. Planning Appeals Guidance is also available from the Council's website www.sheffield.gov.uk/planning-and-city-development/applications/planning-appeals.html

The Secretary of State can allow a longer period for giving notice of an appeal, but will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.

The Secretary of State need not consider an appeal if it seems to the Secretary of State that the Local Planning Authority could not have granted planning permission for the proposed development or could not have granted it without the conditions it imposed,

having regard to the statutory requirements, to the provisions of the development order and to any directions given under the order.

In practice, the Secretary of State does not refuse to consider appeal solely because the Local Planning Authority based its decision on a direction given by the Secretary of State.

Purchase Notices

If either the Local Planning Authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.

In these circumstances, the owner may serve a purchase notice on the Council. This notice will require the Council to purchase the owner's interest in the land in accordance with the provisions of Chapter 1 of Part VI of the Town and Country Planning Act 1990.

Notes Regarding Access for Fire Service

Notwithstanding this planning permission, attention is drawn to Section 55 of the South Yorkshire act 1980 which requires that any application made under the Building Regulations shall be rejected unless, after consultation with the Fire Authority, they are satisfied that the plans show:-

- (a) that there will be adequate means of access for the fire brigade to the building or, as the case may be, to the building as extended; and
- (b) that the building or, as the case may be, the extension of the building will not render inadequate existing means of access for the fire brigade to a neighbouring building.

Any queries in this respect should be directed to:-

South Yorkshire Fire and Rescue, 197 Eyre Street, Sheffield, S1 3FG. Telephone: 0114 2727202

Demolition

Section 80 (2) of the Building Act 1984 requires that any person carrying out demolition work shall notify the local authority of their intention to do so. This applies if any building or structure is to be demolished in part or whole. (There are some exceptions to this including an internal part of an occupied building, a building with a cubic content of not more than 1750 cubic feet or where a greenhouse, conservatory, shed or pre-fabricated garage forms part of a larger building). Where demolition is proposed in City Centre and /or sensitive areas close to busy pedestrian routes, particular attention is drawn to the need to consult with Environmental Protection Services to agree suitable noise (including appropriate working hours) and dust suppression measures.

Form Dem 1 (Notice of Intention to Demolish) is available from Building Standards, 2-10 Carbrook Hall Road, Sheffield, S9 2DB. Tel (0114) 273 4170 email buildingcontrol@sheffield.gov.uk

Environmental Protection Services can be contacted at DEL, 2-10 Carbrook Hall Road, Sheffield, S9 2DB. Tel (0114) 2734651

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Appendix D

Hearing invites / Regulations / Procedure

**Notice of hearing of representations
in respect of the following application:
LA03 Premises Licence Application**

Ms Mahya Abdullah
67 Grimes Thorpe Road
Sheffield S4 7HE

The Sheffield City Council being the licensing authority, on the 29th April 2016 received your complete application in respect of the premises known as;

417 Petre Street, Sheffield, S4 8LL

During the consultation period, the Council received representations from the following authorities / interested parties:

- **South Yorkshire Police Licensing**
- **Health Protection Service**
- **Environmental Protection Service**
- **Child Protection Service**

The Council have also received additional comments / information from the following authorities / interested parties:

- **South Yorkshire Fire & Rescue Service** – comments / information
- **Planning** – comments / information

on the likely effect of this application on the promotion of the licensing objectives, should it be granted.

The Council now **GIVES YOU NOTICE** that representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Tuesday 23rd August 2016 at 10am**; following which the Council will issue a notice of determination of the application.

The documents which accompany this notice are the relevant representations which have been made, as defined in Section 35(5) of the Act.

The particular points on which the Council considers that it will want clarification at the hearing from a party are as follows:

- 1) the representations you have made, upon which you may be asked questions by the parties to the hearing.
- 2) You may also be asked questions by the parties to the hearing, relating to your representation.

Please complete the attached form LAR1 and return it to: **Licensing Service, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD** within five (5) working days before the day or the first day on which the hearing is to be held.

Dated: 1st August 2016

Signed: Georgina Hollis
The officer appointed for this purpose
Licensing Officer



**Notice of hearing of representations
in respect of the following application:
LA03 Premises Licence Application**

To – Paul Thornton – Environmental Protection Service

The Sheffield City Council being the licensing authority, on the 29th April 2016 received an application in respect of the premises known as;

417 Petre Street, Sheffield, S4 8LL

During the consultation period, the Council received representations from the following authorities / interested parties:

- **South Yorkshire Police Licensing**
- **Health Protection Service**
- **Environmental Protection Service**
- **Child Protection Service**

The Council have also received additional comments / information from the following authorities / interested parties:

- **South Yorkshire Fire & Rescue Service** – comments / information
- **Planning** – comments / information

on the likely effect of this application on the promotion of the licensing objectives, should it be granted.

The Council now **GIVES YOU NOTICE** that representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Tuesday 23rd August 2016 at 10am**; following which the Council will issue a notice of determination of the application.

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Please complete the attached form LAR1 and return it to: **Licensing Service, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD** within five (5) working days before the day or the first day on which the hearing is to be held.

Dated: 1st August 2016

Signed: Georgina Hollis
The officer appointed for this purpose
Licensing Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD.



**Notice of hearing of representations
in respect of the following application:
LA03 Premises Licence Application**

To – Sean Gibbons.- Health Protection Service

The Sheffield City Council being the licensing authority, on the 29th April 2016 received an application in respect of the premises known as;

417 Petre Street, Sheffield, S4 8LL

During the consultation period, the Council received representations from the following authorities / interested parties:

- **South Yorkshire Police Licensing**
- **Health Protection Service**
- **Environmental Protection Service**
- **Child Protection Service**
-

The Council have also received additional comments / information from the following authorities / interested parties:

- **South Yorkshire Fire & Rescue Service** – comments / information
- **Planning** – comments / information

on the likely effect of this application on the promotion of the licensing objectives, should it be granted.

The Council now **GIVES YOU NOTICE** that representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Tuesday 23rd August 2016 at 10am**; following which the Council will issue a notice of determination of the application.

The documents which accompany this notice are the relevant representations which have been made, as defined in Section 35(5) of the Act.

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- 1) the representations you have made, upon which you may be asked questions by the parties to the hearing.
- 2) You may also be asked questions by the parties to the hearing, relating to your representation.

Please complete the attached form LAR1 and return it to: **Licensing Service, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD** within five (5) working days before the day or the first day on which the hearing is to be held.

Dated: 1ST August 2016

Signed: Georgina Hollis
The officer appointed for this purpose
Licensing Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD.



Notice of hearing of representations in respect of the following application: LA03 Premises Licence Application

To – Julie Hague – Safeguarding Children's Board

The Sheffield City Council being the licensing authority, on the 29th April 2016 received an application in respect of the premises known as;

417 Petre Street, Sheffield, S4 8LL

During the consultation period, the Council received representations from the following authorities / interested parties:

- **South Yorkshire Police Licensing**
- **Health Protection Service**
- **Environmental Protection Service**
- **Child Protection Service**

The Council have also received additional comments / information from the following authorities / interested parties:

- **South Yorkshire Fire & Rescue Service** – comments / information
- **Planning** – comments / information

on the likely effect of this application on the promotion of the licensing objectives, should it be granted.

The Council now **GIVES YOU NOTICE** that representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Tuesday 23rd August 2016 at 10am**; following which the Council will issue a notice of determination of the application.

The documents which accompany this notice are the relevant representations which have been made, as defined in Section 35(5) of the Act.

The particular points on which the Council considers that it will want clarification at the hearing from a party are as follows:

- 1) the representations you have made, upon which you may be asked questions by the parties to the hearing.
- 2) You may also be asked questions by the parties to the hearing, relating to your representation.

Please complete the attached form LAR1 and return it to: **Licensing Service, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD** within five (5) working days before the day or the first day on which the hearing is to be held.

Dated: 1st August 2016

Signed: Georgina Hollis
The officer appointed for this purpose
Licensing Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD.



**Notice of hearing of representations
in respect of the following application:
LA03 Premises Licence Application**

To – South Yorkshire Police Licensing

The Sheffield City Council being the licensing authority, on the 29th April 2016 received an application in respect of the premises known as;

417 Petre Street, Sheffield, S4 8LL

During the consultation period, the Council received representations from the following authorities / interested parties:

- **South Yorkshire Police Licensing**
- **Health Protection Service**
- **Environmental Protection Service**
- **Child Protection Service**

The Council have also received additional comments / information from the following authorities / interested parties:

- **South Yorkshire Fire & Rescue Service** – comments / information
- **Planning** – comments / information

on the likely effect of this application on the promotion of the licensing objectives, should it be granted.

The Council now **GIVES YOU NOTICE** that representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Tuesday 23rd August 2016 at 10am**; following which the Council will issue a notice of determination of the application.

The documents which accompany this notice are the relevant representations which have been made, as defined in Section 35(5) of the Act.

The particular points on which the Council considers that it will want clarification at the hearing from a party are as follows:

- 1) the representations you have made, upon which you may be asked questions by the parties to the hearing.
- 2) You may also be asked questions by the parties to the hearing, relating to your representation.

Please complete the attached form LAR1 and return it to: **Licensing Service, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD** within five (5) working days before the day or the first day on which the hearing is to be held.

Dated: 1st August 2016

Signed: **Georgina Hollis**
The officer appointed for this purpose
Licensing Officer



Right of attendance, assistance and representation

15. Subject to regulations 14(2) and 25, a party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified.

Representations and supporting information

16. 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, representations 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 the hearing

20. – (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 a 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.

Procedure at hearing

21. Subject to the provisions of the Regulations, the authority shall determine the procedure to be followed at the hearing.
22. At the beginning of the hearing, the authority shall explain to the parties the procedure which it proposes to follow at the hearing and shall consider any request made by a party under regulation 8(2) for permission for another person to appear at the hearing, such permission shall not be unreasonably withheld.
23. A hearing shall take the form of a discussion led by the authority and cross-examination shall not be permitted unless the authority considers that cross-examination is required for it to consider the representations, application or notice as the case may require.
24. The authority must allow the parties an equal maximum period of time in which to exercise their rights provided for at regulation 16.
25. The authority may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may –
- (a) refuse to permit that person to return, or
 - (b) permit him to return only on such conditions as the authority may specify,
- but such a person may, before the end of the hearing, submit to the authority in writing any information which they would have been entitled to give orally had they not been required to leave.

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Form LAR 1
Regulation 8

Notice of actions following receipt of notice of hearing

To **Licensing Service,
Sheffield City Council
Block C Staniforth Road Depot
Staniforth Road
Sheffield
S9 3HD**

I

hereby confirm that I have received the Notice of Hearing dated 1st August 2016 and notify you as follows **(please complete)**:

- I intend to attend the hearing at
- I do not intend to attend the hearing
- I intend to be represented at the hearing by:
- I consider the hearing to be unnecessary because:
.....
- I request thatshould appear at the hearing and set out below the point or points on which this person may be able to assist the authority in relation to this application, representations or notice of the party making the request.

Dated: **Signed**.....

Please see Regulation 8 overleaf

Please complete this form and return it to:
Licensing Service, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD.

licensing@sheffield.gov.uk

Regulation 8

5+

- (1) A party shall give to the authority within the period of time provided for in the following provisions of this regulation a notice stating –
 - (a) whether he intends to attend or be represented at the hearing;
 - (b) whether he considers a hearing to be unnecessary
- (2) In a case where a party wishes any other person (other than the person he intends to represent him at the hearing) to appear at the hearing, the notice referred to in paragraph (1) shall contain a request for permission for such other person to appear at the hearing accompanied by details of the name of that person and a brief description of the point or points on which that person may be able to assist the authority in relation to the application, representations or notice of the party making the request.
- (3) In the case of a hearing under –
 - (a) section 48(3)(a) (cancellation of interim authority notice following police objection), or
 - (b) section 105(2)(a) (counter notice following police objection to temporary event notice),

the party shall give the notice no later than one working day before the day or the first day on which the hearing is to be held.

- (4) In the case of a hearing under –
 - (a) section 167(5)(a) (review of premises licence following closure order),
 - (b) paragraph 4(3)(a) of Schedule 8 (determination of application for conversion of existing licence), paragraph 16(3)(a) of Schedule 8 (determination of application for conversion of existing club certificate)
 - (c) paragraph 26(3)(a) of Schedule 8 (determination of application by holder of justices' licence for grant of personal licence),

the party shall give the notice no later than two working days before the day or the first day on which the hearing is to be held.

- (5) In any other case, the party shall give the notice no later than five working days before the day or the first day on which the hearing is to be held.

Licensing Act 2003 – Hearing Procedure – Regulation 7 (1)



This procedure has been drawn up in accordance with the Licensing Act 2003 to assist those parties attending Licensing Committee hearings.

1. The hearing before the Council is Quasi Judicial.
 2. The Chair of the Licensing Committee will introduce the Committee and ask officers to introduce themselves.
 3. The Chair will ask the applicants to formally introduce themselves.
 4. The Solicitor to the Committee will outline the procedure to be followed at the hearing.
 5. Hearing Procedure:-
 - (a) The Licensing Officer will introduce the report.
 - (b) Questions concerning the report can be asked both by Members and the applicant.
 - (c) The Licensing Officer will introduce in turn representatives for the Responsible Authority and Interested Parties who will be asked to detail their relevant representations.
 - (d) Members may ask questions of those parties
 - (e) With the leave of the Chair the applicant or his representative may cross examine the representatives of the Responsible Authorities and Interested Parties.
 - (f) The applicant/licensee (or his/her nominated representative) will then be asked to:-
 - (i) detail the application;
 - (ii) provide clarification on the application and respond to the representations made.
 - (g) The applicant/licensee (or his/her nominated representative) may then be asked questions by members and with the leave of the Chair from the other parties present.
 - (h) The applicant will then be given the opportunity to sum up the application.
 - (i) The Licensing Officer will then detail the options.
 - (j) There will then be a private session for members to take legal advice and consider the application.
 6. The decision of the Licensing Committee will be given in accordance with the requirements of the Licensing Act 2003 and regulations made there under.
- NB:
- 1) At any time in the Licensing Process Members of the Committee may request legal advice from the Solicitor to the Committee. This advice may be given in open session or in private.
 - 2) The Committee Hearing will be held in public unless and in accordance with the Regulations the Committee determine that the public should be excluded.

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