

**THE MINUTES OF THE MEETING OF THE  
LICENSING SUB-COMMITTEE**

**HELD ON WEDNESDAY 26 NOVEMBER 2008**

Present: Councillor E. Bell (Chair)  
Councillors Mrs M. Nugent and D. Raine  
  
C Ridley – Licensing Officer  
R Matharu – Legal Advisor to District of Easington  
P K Dale – Applicant  
J Cosgrove – Applicant's representative

**1. APPLICATION FOR NEW PREMISES LICENCE UNDER THE LICENSING ACT 2003 – MRS PAULA KAUR DALE, 8 FRIAR STREET, SHOTTON COLLIERY**

R Matharu, Legal Advisor advised that since the papers for the hearing had been distributed, a petition and a number of letters had been submitted in support of the application. These were only received on Friday 21 November 2008, only two working days in advance of the hearing, and outside any appropriate timescale for making representations.

In accordance with Rule 18 of the Licensing Act 2003 (Hearings) Regulations 2005 it was at the discretion of the Sub-Committee as to whether or not they chose to consider the new evidence. As the Sub-Committee's legal advisor, she had advised the Members of the options available to them which were:-

to allow the evidence;  
to disregard the evidence;  
or  
determine what weight should be attached to the evidence.

She pointed out that those people who had submitted objections to the application would also have an interest in the new information.

The Chair stated that the Panel had considered this particular matter and had determined that as the volume of the additional evidence received was substantial, the hearing should be adjourned to allow all interested parties to be furnished with a copy of the new material prior to the application being considered by the Sub-Committee.

R Matharu advised all parties that the decision to adjourn did not provide an opportunity for any further new evidence to be submitted either in support of or against the application.

At this point J Cosgrove, the applicant's representative advised that the information was sent to the Council on the same day that it had been received by the applicant, the 21 November 2008.

**RESOLVED** that the hearing be adjourned and re-convened on date to be agreed.

JE/CB/LIC/081101  
27 November 2008