

11. Objections

11.1 Anyone wishing to object to an application must do so in writing within 28 days of the application being made to the Council. Representations can be made via-

- (a) post to Licensing Team, Food, Health & Safety and Licensing, Causeway House, Bocking End, Braintree, Essex, CM7 9HB;
- (b) personal service to Licensing Team, Food, Health & Safety and Licensing, Causeway House, Bocking End, Braintree, Essex, CM7 9HB;
- (c) e-mail to licensing@braintree.gov.uk;

The objection must state the grounds on which it is made.

- 11.2 A person making a representation must state their full name and address and their grounds for objecting to the application and indicate whether or not they consent to have their name and address revealed to the applicant. The Council will not consider objections that are frivolous, vexatious or relate to moral grounds. Moral objections cannot be made under the terms of the Act.
- 11.3 The Council has the discretion to consider representations made after the 28 day consultation period. The Council's acceptance of late representations will be assessed on a case by case basis having regard to the length of delay, the mitigating reason or circumstances that caused the delay and the amount of time before the hearing date that the applicant has to consider the representation.
- 11.4 Where written objections are made the Council will provide copies to the applicant. However, the Council will not divulge the identity of the objector/s to the applicant without their permission to do so.
- 11.5 Where objections are made and are not withdrawn, a hearing before the Licensing Committee or Licensing Sub Committee will normally be held within 20 working days of the end of the objection period, unless all parties agree in writing beforehand that a hearing is no longer necessary. The Council may, under certain circumstances need to hold a hearing later than 20 working days after the end of the objection period and may do so at its discretion.
- 11.6 There is no explicit provision in the legislation for objectors to be heard at a Licensing Committee or Sub Committee hearing. However it is likely that in most cases the Council will use its discretion to allow objectors or their representative to put their case at a hearing. The

