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STATUTORY INSTRUMENTS

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**2007 No. 173**

**The Gambling Act 2005 (Proceedings of Licensing Committees and Sub-committees) (Premises Licences and Provisional Statements) (England and Wales) Regulations 2007**

**Failure of parties to attend the hearing**

**10.**—(1) A relevant committee may proceed with a hearing in the absence of a party or a party's representative if the party has—

- (a) informed the committee that he does not intend to attend or be represented at the hearing (and has not subsequently advised the committee otherwise);
- (b) failed to inform the committee whether he intends to attend or be represented at the hearing; or
- (c) left the hearing in circumstances enabling the committee reasonably to conclude that he does not intend to participate further.

(2) If a party has indicated that he does intend to attend or be represented at the hearing, but fails to so attend or be so represented, the relevant committee may—

- (a) adjourn the hearing to a specified date if it considers it to be in the public interest, or
- (b) proceed with the hearing in the party's absence.

(3) Where the hearing proceeds in the absence of a party, the relevant committee must consider at the hearing the application or representations made by that party.

(4) Where, under this Regulation, the relevant committee adjourns the hearing to a specified date it must, as soon as reasonably practicable, notify the parties of the date, time and place to which the hearing has been adjourned.