

Attendance

Sub-Committee Members

Cllr Alan Bolshaw (Chair)

Cllr Wendy Thompson

Cllr Greg Brackenridge

Review Applicant

Sgt Steph Reynolds

West Midlands Police

Employees

Sarah Hardwick

Donna Cope

Chris Howell

Prabhjot Kaur Saini

Senior Solicitor

Democratic Services Officer

Licensing Manager

Licensing Officer

Premises Licence Holder

Christian Gregory

Edmund Passey

Matthew Phipps

Baljit Bhandal

Partnership Development Manager – Punch Taverns

Operations Director – Punch Taverns

TLT Solicitors

DPS

Item No. *Title*

1 Apologies for absence

There were no apologies for absence.

2 Declarations of interest

There were no declarations of interest.

3 Exclusion of press and public

Resolved:

That, in accordance with section 100A(4) of the Local Government Act 1972, the press and public be excluded from the meeting for the following items of business as they involve the likely disclosure of exempt information falling within paragraph 1 of Schedule 12A to the Act relating to any individual.

4 Licensing Act 2003 - Application for an Expedited Summary Review of a Premises Licence for The Goal Post (Lounge 107), 107 Waterloo Road, Wolverhampton, WV1 4RB

An application for an expedited summary review of a Premises Licence in respect of The Goal Post (Lounge 107), 107 Waterloo Road, Wolverhampton, WV1 4RB, had been received from West Midlands Police.

The Chair led round-table introductions, and as the meeting was exempt to the Press and Public, the Senior Solicitor, City of Wolverhampton Council, asked questions to clarify whether all individuals present could remain in the room. Those not entitled to be present left the room.

The Licensing Manager, provided an outline of the application. West Midlands Police confirmed that the summary was accurate.

The Chair afforded all parties present the opportunity to question the report content.

No questions were asked.

The Chair invited West Midlands Police to present their application.

West Midlands Police, stated the grounds for review as per Appendix 3 of the restricted report and requested that the premises licence be suspended.

The Chair afforded all parties present the opportunity to question the Review applicant in relation to its representation. West Midlands Police provided responses to questions asked.

The Chair invited the Premises Licence Holder to make representations.

The Chair invited all parties present to question the Premises Licence Holder in relation to his submission. The Premise Licence Holder provided responses to questions asked.

The Chair invited the Designated Premises Supervisor to make a statement.

The Chair invited all parties present to question the Designated Premises Supervisor in relation to his statement.

The Chair invited all parties present to make their final address.

All interested parties, with the exception of the Senior Solicitor and the Democratic Services Officer, withdrew from the meeting to enable the Sub-Committee to determine the matter.

All interested parties were invited back to the meeting and the Chair advised them of the decision of the Sub-Committee, which was read out in full by the Senior Solicitor.

Resolved:

An Application had been received from the West Midlands Police on 27 June 2018 for an expedited review of the Premises Licence in respect of Lounge 107, formally The Goal Post, 107 Waterloo Road, Wolverhampton.

The Chief of Police had given a certificate under Section 53A (1) (b) of the Licensing Act 2003 (the Act), stating that in their opinion the premises were associated with serious crime and disorder and had requested that interim steps be applied to the premises licence pending a full review hearing.

The Act and Home Office Guidance state that the tests to determine the kinds of conduct that amount to serious crime are set out in section 81(2) and (3) (a) and (b) of the Regulation of Investigatory Powers Act 2000. These tests include conduct which constitutes an offence for which a person who is 21 years of age or over with no previous convictions could reasonably be expected to be sentenced to imprisonment for 3 years or more; and which involves the use of violence.

The Sub-Committee were satisfied that a serious crime had occurred at the premises.

They were further satisfied that serious disorder had occurred on the premises. Serious disorder was to be given its plain ordinary meaning.

Based upon the evidence presented, consideration was given as to whether it was necessary to take interim steps pending determination of the review (s53C LA 2003). The LSC were satisfied that interim steps were necessary. In accordance with Section 53B (3) (d) of the Licensing Act 2003, the decision of the Licensing Sub-Committee was to suspend the premises licence pending the full review hearing.