

**Time** 10.30 am **Public Meeting?** YES **Type of meeting** Regulatory

**Venue** Committee Room 3, 3rd Floor, Civic Centre

## Membership

**Chair** Cllr Alan Bolshaw (Lab)

### Labour

Cllr Greg Brackenridge

### Conservative

Cllr Wendy Thompson

Quorum for this meeting is two Councillors.

## Information for the Public

If you have any queries about this meeting, please contact the Democratic Services team:

**Contact** Donna Cope, Democratic Services Officer  
**Tel/Email** Tel: 01902 554452 Email: [donna.cope@wolverhampton.gov.uk](mailto:donna.cope@wolverhampton.gov.uk)  
**Address** Democratic Services, Civic Centre, 1st floor, St Peter's Square,  
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Some items are discussed in private because of their confidential or commercial nature. These reports are not available to the public.

# Agenda

## Part 1 – items open to the press and public

<i>Item No.</i>	<i>Title</i>
1	<b>Apologies for absence</b>
2	<b>Declarations of interest</b>
3	<b>Licensing Act 2003 – Application for a Review of a Premises Licence in respect of The Goal Post (Lounge 107), 107 Waterloo Road, Wolverhampton, WV1 4RB (Pages 3 - 44)</b>

CITY OF  
WOLVERHAMPTON  
COUNCIL

## Licensing Sub-Committee

25 July 2018

<b>Report Title</b>	<b>Licensing Act 2003 – Application for a Review of a Premises Licence in respect of The Goal Post (Lounge 107), 107 Waterloo Road, Wolverhampton, WV1 4RB</b>	
<b>Wards Affected</b>	St Peters	
<b>Accountable director</b>	Ross Cook - Place	
<b>Originating service</b>	Business Services	
<b>Accountable employee(s)</b>	Joanne Till	Section Leader (Licensing)
	Tel	01902 550189
	Email	Joanne.Till@wolverhampton.gov.uk

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**Recommendation for decision:**

1. Consider an application by West Midlands Police for a review of the above Premises Licence, following an expedited review.

## **1.0 Purpose of Report**

1.1 The Licensing Sub-Committee is required to consider the application by West Midlands Police for a Review of the above Premises Licence, following an Expedited Review.

## **2.0 Background**

2.1 The current premises licence has been in place since 25 September 2005. The licence holder at that time was Punch Taverns Plc. The licensable activity hours at that time were granted for Monday to Wednesday 10.00 – 00.00, Thursday to Saturday 10.00 – 01.00, Sunday 10.00 – 23.30 and closing 30 minutes later.

2.2 The current premises licence is attached at Appendix 1.

2.3 In August 2011 an application was made to vary the designated premises supervisor to Baljit Singh Bhandal. There were no objections and the application was therefore granted on 24 August 2011.

2.4 In March 2014 an application was submitted to extend the opening hours of the premises till 0430 Thursday to Saturday and extend all licensable activities till 0400 Thursday to Saturday. The application was made void, as the applicant failed to display the blue notice outside the premises.

## **3.0 Review application**

3.1 An application was received from the Chief Officer of Police for West Midlands on 27 June 2018 for an expedited review of the Premises Licence in respect of this premises. The application related to

- The prevention of crime and disorder &
- Public Safety.

3.2 A copy of the expedited review application can be found at Appendix 2 of this report.

3.3 The premises is in the St Peters ward and a location plan is attached at Appendix 3.

3.4 A Licensing Sub-Committee hearing was held on 29 June 2018, to determine the interim steps to be applied to the Premises Licence, pending the full review hearing. The Licensing Sub-Committee resolved to suspend the Premises Licence as the interim step.

3.5 The notice of review has been properly served on all the Responsible Authorities. The Council has complied with the legislative process and displayed the appropriate notice at the premises and on its website as required, when the application for review was made.

3.6 Representations have been received from The Licensing Authority as a Responsible Authority, and is Appendix 4 of this report.

3.7 The applicant for review, the Premises Licence Holder, and those who have made representations have been invited to attend the review hearing.

## **4.0 Legal Implications**

- 4.1 The Licensing Authority must consider the application for the review under Section 53A of the licensing act.
- 4.2 The Licensing Sub-Committee is asked to determine the review under Section 53A (2) (b) in accordance with Section 53C of the Act. The licensing authority must hold a hearing and consider the application for review and any relevant representations.
- 4.3 The Sub-Committee must consider what steps (if any) should be taken to secure the promotion of the licensing objectives. The four licensing objectives are:
- 4.4 The four licensing objectives are:
- The prevention of crime and disorder;
  - Public safety;
  - The prevention of public nuisance;
  - The protection of children from harm.
- 4.5 The steps that may be taken by the Sub-Committee on a full review are:
- (a) Modify the conditions of the licence;
  - (b) Exclude a licensable activity from the scope of the licence;
  - (c) Remove the designated premises supervisor;
  - (d) Suspend the licence for a period not exceeding 3 months;
  - (e) The revocation of the Licence.
- 4.6 In addition, regard shall be had to guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003 and Wolverhampton City Council's Licensing Policy Statement. [SH/11072018/W]

## **5.0 Equalities Implications**

- 5.1 This report has human rights implications for both the premises licence holder and the residents from the local neighbourhood. Any of the steps outlined in Section 4 of this report may have financial implications for a licensee's business and livelihood and/or may have impact upon the day to day lives of residents living in close proximity to the premises.
- 5.2 Article 8(i) of the European Convention of Human Rights provides that everyone has the right to respect for his/her private and family life and his/her home (which includes business premises). This right may be interfered with by the Council on a number of grounds including the protection of rights and freedoms of others. The First Protocol – Article 1 – also provides that every person is entitled to the peaceful enjoyment of his possessions and shall not be deprived of his possessions except in the public interest and conditions

provided for by law. Members must accordingly make a decision which is proportionate to the hearing and endeavour to find a balance between the rights of the applicant, residents and the community as a whole.

## **6.0 Financial Implications**

- 6.1 There are no financial implications associated with the recommendations in this report. No fee is levied for a Review application. The fees and charges in relation to the Licensing Act 2003 are set by the Secretary of State. This was noted by the Licensing Committee on 24 January 2018. [GE/11072018/O]

## **7.0 Environmental Implications**

- 7.1 This report has environmental implications in that there is a potential for disturbance caused by patrons using the premises and nuisance caused by litter and waste originating from the premises

# Premises Licence

APPENDIX 1

Issued in accordance with The Licensing Act 2003

**Name of Premises:** The Goal Post

**Address of Premises:** 107 Waterloo Road  
Whitmore Reans  
Wolverhampton, West Midlands  
WV1 4RB

**Premises Licence Number:** WN/039450 - Variation of Premises DPS

**Date Licence Granted:** 04/08/2011

## 1. Opening hours of the premises

**Normal Hours:** Monday to Wednesday 1000hrs to 0030hrs  
Thursday to Saturday 1000hrs to 0130hrs  
Sunday 1000hrs to 0000hrs

**Seasonal Variations:** None

**Non Standard Hours:** An additional hour every Friday, Saturday, Sunday & Monday of Bank holiday weekends  
An additional hour every Thursday, Friday, Saturday, Sunday & Monday of Easter bank holiday weekends.  
An additional hour Christmas Eve and Boxing Day.  
On New Years Eve from the end of licensed hours through to the start of licensed hours on New Years Day.

## 2. Licensable activities authorised by the licence and the times the licence authorises the carrying out of these activities

**Activity:** **Live Music**

**Normal Hours:** Monday to Wednesday 1000hrs to 0000hrs  
Thursday to Saturday 1000hrs to 0100hrs  
Sunday 1000hrs to 2330hrs

**Seasonal Variations:** None

**Non Standard Hours:** An additional hour every Friday, Saturday, Sunday & Monday of Bank holiday weekends  
An additional hour every Thursday, Friday, Saturday, Sunday & Monday of Easter bank holiday weekends.  
An additional hour Christmas Eve and Boxing Day.  
On New Years Eve from the end of licensed hours through to the start of licensed hours on New Years Day.

**Activity:** **Recorded Music**

**Normal Hours:** Monday to Wednesday 1000hrs to 0000hrs  
Thursday to Saturday 1000hrs to 0100hrs  
Sunday 1000hrs to 2330hrs

**Seasonal Variations:** None

**Non Standard Hours:** An additional hour every Friday, Saturday, Sunday & Monday of Bank holiday weekends  
An additional hour every Thursday, Friday, Saturday, Sunday & Monday of Easter bank holiday weekends.

An additional hour Christmas Eve and Boxing Day.  
On New Years Eve from the end of licensed hours through to the start of licensed hours on New Years Day.

**Activity:** **Facility like music or dance**

**Normal Hours:** Monday to Wednesday 1000hrs to 0000hrs  
Thursday to Saturday 1000hrs to 0100hrs  
Sunday 1000hrs to 2330hrs

**Seasonal Variations:** None

**Non Standard Hours:** An additional hour every Friday, Saturday, Sunday & Monday of Bank holiday weekends  
An additional hour every Thursday, Friday, Saturday, Sunday & Monday of Easter bank holiday weekends.  
An additional hour Christmas Eve and Boxing Day.  
On New Years Eve from the end of licensed hours through to the start of licensed hours on New Years Day.

**Activity:** **Sale/Supply of alcohol on the premises**

**Normal Hours:** Monday to Wednesday 1000hrs to 0000hrs  
Thursday to Saturday 1000hrs to 0100hrs  
Sunday 1000hrs to 2330hrs

**Seasonal Variations:** None

**Non Standard Hours:** An additional hour every Friday, Saturday, Sunday & Monday of Bank holiday weekends  
An additional hour every Thursday, Friday, Saturday, Sunday & Monday of Easter bank holiday weekends.  
An additional hour Christmas Eve and Boxing Day.  
On New Years Eve from the end of licensed hours through to the start of licensed hours on New Years Day.

**Activity:** **Sale/Supply of alcohol off the premises**

**Normal Hours:** As per 'on' sales

**Seasonal Variations:** As per 'on' sales

**Non Standard Hours:** As per 'on' sales

**3. Name of the designated premises supervisor if the sale of alcohol is involved**

Baljit Singh Bhandal  
Personal licence number: WN/039394  
Issued by Wolverhampton City Council

**4. Is access to the premises by children restricted or prohibited**

Provision only as prohibited or restricted under the Licensing Act 2003

**5. Name, (registered) address of the holder of the premises licence**

Punch Taverns Plc  
Jubilee House  
Second Avenue  
Burton Upon Trent  
Staffordshire  
DE14 2WF

*N. P. Edwards*



**N.P. Edwards**  
**Assistant Director - Prosperity**  
**On behalf of Wolverhampton City Council**

# Mandatory Conditions

## Mandatory conditions where licence authorises supply of alcohol

- (1) Where a premises licence authorises the supply of alcohol, the licence must include the following conditions:
- (2) The first condition is that no supply of alcohol may be made under the premises licence:-
  - (a) At a time when there is no designated premises supervisor in respect of the premises licence, or
  - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended
- (3) The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

## Mandatory Conditions where the licence authorises supply of alcohol: 2010

1.— (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act)

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—

(i) the outcome of a race, competition or other event or process, or

(ii) the likelihood of anything occurring or not occurring;

(e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

4.— (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of

alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

5. The responsible person shall ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml; and

(b) customers are made aware of the availability of these measures.

**Mandatory condition: exhibition of films**

(1) Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.

(2) Where the film classification body is specified in the licence, unless subsection (3) (b) applies, admission of children must be restricted in accordance with any recommendation made by that body.

(3) Where:-

(a) The film classification body is not specified in the licence, or

(b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question; admission of children must be restricted in accordance with any recommendation made by that licensing authority.

(4) In this section:-

“Children means persons aged under 18; and

“Film classification body” means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

**Mandatory condition: door supervision**

(1) Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must be licensed by the Security Industry Authority.

(2) But nothing in subsection (1) requires such a condition to be imposed:-

(a) In respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licence authorising plays or films), or

(b) In respect of premises in relation to –

(i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or

(ii) Any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

(3) For the purpose of this section:-

- (a) "Security activity" means an activity to which paragraph 2(1) (a) of that Schedule applies, and
- (b) Paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

## **Conditions consistent with the Operating Schedule**

### **Historic Permissions consistent with the Justices Licence as converted under the Licensing Act 2003**

This licence is granted subject to any restrictions imposed on the use of the premises by the following enactments:

- Children and Young Persons Act 1933
- Cinematograph (Safety) Regulations 1955
- Licensing Act 1964
- Sporting Events (Control of Alcohol Etc) Act 1985

### **Provision of substantial refreshment**

Hot food or hot drinks may be provided in line with alcohol sales with an additional thirty minutes thereafter.

### **Recorded Music**

- The playing of recorded music in the premises is permitted 24 hours a day pursuant to Section 182 of the Licensing Act 1964

### **New Years Eve**

The Regulatory Reform (Special Occasions Licensing) Order 2002.

- Where this licence does not otherwise permit, on New Years Eve these hours may be extended from the end of licensed hours on New Years Eve to the start of licensed hours on New Years Day.

### **General**

Following an assessment of the premises and its surrounding area the following is proposed: 30 minuted 'drinking up' time will allow appropriate dispersal, use of lavatories etc.

In order to further the licensing objectives the licensee reserves the right to move the fire appliances, AWP machines, cigarette machines and or other similar objects temporarily in a fixed location which may impact on the ability of individuals on the premises to use exits or escape routes without impediment.

### **The prevention of crime and disorder**

There is adequate lighting to both the car park and external areas. A rota system is in place for checking the toilets and there is a drug prevention measures in place. CCTV monitors and records all trading areas and external drinking areas and carpark. Licencee monitors customers

behaviour. At busy periods there is a minimum of two staff on site. Burglar alarm covers all doors and windows in the downstairs areas and also covers door leading to private quarters and the office. Most windows are secure and the two windows that can open have security bars. There is also a drivers shelf. When football matches are at home the pub employs doorstaff.

## **Public safety**

There is a health and safety policy in place. Emergency lighting and illuminated signs are displayed. All firefighting equipment is sited and up to date. Fire alarm is tested weekly. All electrical and gas certificates are in place. There are 4 mechanical extract fans on site. First aid box in place. Pub complies with smoking charter. Accident/incident book on site. Basic food hygiene certificate is held by both licensee and staff. There is easy access through out the pub and disable toilet for disabled customers. The pub promotes a local taxi services to facilitate its customers making onward journeys.

## **The prevention of public nuisance**

Most of the windows cannot be opened and those that can are kept shut whilst any entertainment is provided. The main entrance has internal lobbies that helps reduce noise emmision. Being a detached property means that noise transfer is minimal. The fabric of the building retains the sound. A noise survey is carried out whilst any entertainmant is provided. Staff organise taxis when required to take customers home and customers are seen off the premises and encouraged to disperse quietly. Signs are displayed requesting customer leave quietly and respect our neighbours. Drinking outside will stop at 2230hrs.

## **The protection of children from harm**

No unaccompanied children are allowed on the premises. No children are allowed in the premises after 1830hrs unless they are part of a prebooked private function and prior to home football matches. No striptease or nudity. Awps and cigarette machines are within clear view of the bar.

## **Conditions attached after a hearing by the Licensing Authority**

None

## **Plans**

As submitted with application dated 25/07/2005 and retained by Wolverhampton City Council.

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**APPLICATION FOR THE REVIEW OF A  
PREMISES LICENCE OR CLUB PREMISES  
UNDER THE LICENSING ACT 2003**



**APPENDIX 2**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form.  
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

**I Chief Constable of West Midlands Police**

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

**Part 1 – Premises or club premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Lounge 107, Waterloo Road Wolverhampton	
<b>Post town</b> Wolverhampton	<b>Post code (if known)</b> WV1 4RB

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Punch Taverns Plc Jubilee House Second Avenue Burton Upon Trent Staffordshire DE14 2WF
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<b>Number of premises licence or club premises certificate (if known)</b> WN/039450
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**Part 2 - Applicant details**

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

2) a responsible authority (please complete (C) below)

**APPLICATION FOR THE REVIEW OF A  
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UNDER THE LICENSING ACT 2003**



3) a member of the club to which this application relates  
(please complete (A) below)

**(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)**

Please tick ✓ yes

Mr  Mrs  Miss  Ms  Other title WPC  
(for example, Rev)

**Surname**

Churm

**First names**

Michelle

Please tick ✓ yes

**I am 18 years old or over**

**Current postal  
address if  
different from  
premises  
address**

C/o Bilston Street, Wolverhampton Central Police,  
Bilston Street  
Wolverhampton  
WV1 3AA

**Post town**

Wolverhampton

**Post Code**

WV1 3AA

**Daytime contact telephone number**

01902 649085

**E-mail address  
(optional)**

Wv\_licensing@west-midlands.pnn.police.uk

**(B) DETAILS OF OTHER APPLICANT**

Name and address  
n/a

Telephone number (if any)  
n/a

E-mail address (optional)  
n/a



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**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address  WPC 2467 Churm. West Midlands Police. Central Police Station, Bilston Street, Wolverhampton. WV1 3AA.
Telephone number (if any) 101 ext 871 3284 or 01902 649085
E-mail address (optional) wv_licensing@west-midlands.pnn.police.uk

**This application to review relates to the following licensing objective(s)**

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

- 
- 
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**APPLICATION FOR THE REVIEW OF A  
PREMISES LICENCE OR CLUB PREMISES  
UNDER THE LICENSING ACT 2003**



Please state the ground(s) for review (please read guidance note 2)

Police are defined as a 'Responsible Authority' under the Licensing Act 2003 and as such have statutory obligation to ensure that licensed premises comply with the requirements of the Act and the operating schedule relating to that premise.

Lounge 107 is a public house situated on Waterloo Road, Wolverhampton, just outside of the ring road on the outskirts of the City Centre. The hours of trading are Monday to Wednesday 1000 hours until 0030 hours, Thursday to Saturday 1000 hours until 0130 hours and Sunday 1000 hours until midnight. Alcohol sales are between 1000 hours and midnight Monday-Wednesday, 1000hours until 0100 hours Thursday to Saturday and 1000hours until 0100hours on Sundays.

The Premises Licence Holder is 'Punch Taverns Plc' of Burton On Trent and the DPS is Baljit Singh Bhandal and has been since,. Mr Bhandals personal licence number is WN/039394.

There have been a number of issues at the premises, involving local gangs attending the location to commit crime. This year there have been a number of crime occurring, including a stabbing of a male outside the venue, drug dealing and intelligence suggesting that prohibited items were being stored there by the Manager Waris Mohammed 28/11/1984 of 19 Gorsebrook Road, Dunstall, Wolverhampton.

Over the last 12 months the following has been reported;

8/7/17 – Firearms incident at the premises whereby shots were fired at the pub, 20WV/143532Q/17.

9/7/17 – Call to Police stating the drugs were being taken on the car park at the venue.

29/9/17 – Call to Police detailing a disorder at the location and a male was present with a knife and arrested at the scene. 20WV/208890M/17 refers.

6/10/17 – Call detailing a male 'sniffing cocaine' at the location in a vehicle.

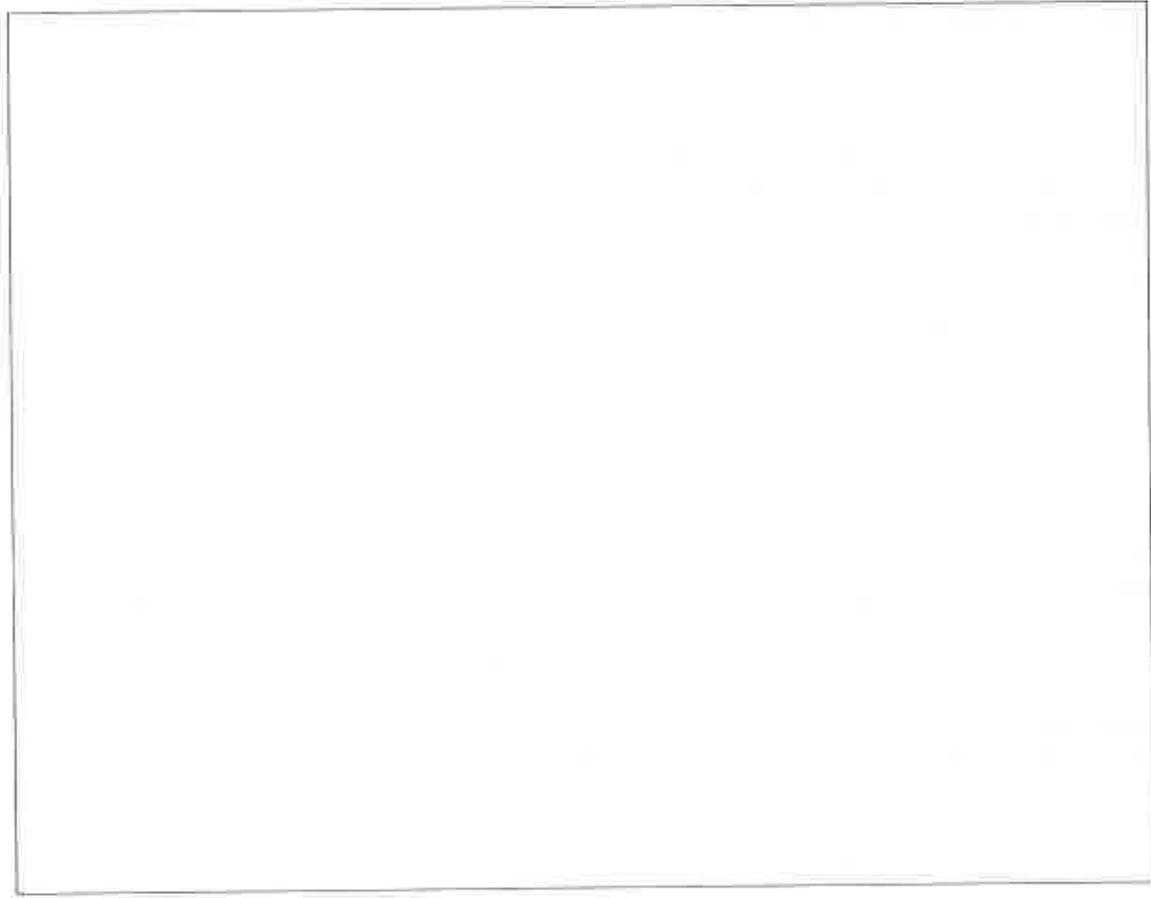
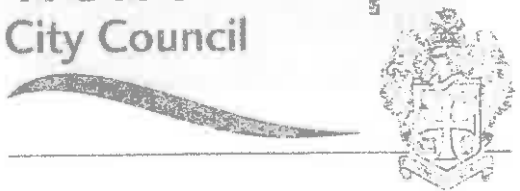
19/3/18 – Disorder and stabbing at the location, rival gang nominals assaulting eachother, 2 male injured parties and mention of different gangs at the location and two 20WV/60250P/18. Uncooperative injured parties

21/3/18 – Information from Police regarding alcohol being sold there potentially without duty paid on them.

5/4/18 -Licensing staff spoke to Mr Bhandal regarding issues of Wariss being at the location and appearing to be in control, not him. He stated that Waris Mohammed was simply the manager and he was DPS and in full control of the pub. He was advised of the findings made by CID, stated that he only purchased alcohol from the cash and carry.

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**Wolverhampton**  
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**Please provide as much information as possible to support the application (please read guidance note 3)**

West Midlands Police are gravely concerned due to the serious nature of the recent incident .

WMP have attended the location on numerous occasions in a bid to work with Mr Bhandal. Mr Bhandal has not been there much, Wariss Mohammed has introduced himself as the DPS on many occasions when officers have been attended for Night Time Economy or if the neighbourhood team have visited.

Following the stabbing at the location CID attended and found Mr Bhandal to be evasive and incoherent, always referring officers to Wariss Mohammed. Whenever officers asked him any questions he always said "you need to speak to Wariss" CID officers were concerned that Warris Mohammed appeared to be the only person with 'authority' over the premises although the DPS was Mr Bhandal.

Mr Bhandal had no access to the CCTV, again referring them to Mohammed and informing them that he was the only person that could work the CCTV.  
The CCTV was downloaded by Wariss at his home address.

Mr Bhandal has stated that Wariss Mohammed is simply his Manager and he attends the Cash and Carry and he leaves the general running of the pub to Wariss Mohammed.  
During a meeting with the Licensing team earlier this year following the stabbing he asked if he could bring his Manager to the meeting, which Licensing officers declined as Warris Mohammed's position at the premises was needed to be discussed.

Intelligence has been received and on 26<sup>th</sup> June 2018 a warrant was executed and a number of prohibited items have been recovered.  
These include 2 section 1 firearms (revolvers), ammunition, class a drugs, a taser, numerous knives/swords, small cannisters of laughing gas. The search is currently still ongoing and other items may be seized.

This pub has historically been linked/involved in drugs dealing at the location by numerous gang nominal and has attracted a number of different issues/crimes over the years.

Geographically it sits within a impoverished area of the City, close to a university and university halls and on a main carriageway into/out of the City.

**APPLICATION FOR THE REVIEW OF A  
PREMISES LICENCE OR CLUB PREMISES  
UNDER THE LICENSING ACT 2003**

**Wolverhampton**  
City Council



**Please tick ✓ yes**

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

**If you have made representations before relating to the premises please state what they were and when you made them**

n/a

**APPLICATION FOR THE REVIEW OF A  
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**Wolverhampton**  
City Council



Please tick ✓

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

**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**

**Part 3 – Signatures** (please read guidance note 4)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature

Date 26/6/18

Capacity **WPC 2467 Churm**

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 6)

Licensing Department  
Wolverhampton Police Station  
Bilston Street  
WV1 3AA

Post town

Wolverhampton

Post Code

WV1 3AA

Telephone number (if any) **01902 649085 101 ext 871 3284**

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) **ww\_licensing@west-midlands.pnn.police.uk**

**APPLICATION FOR THE REVIEW OF A  
PREMISES LICENCE OR CLUB PREMISES  
UNDER THE LICENSING ACT 2003**

**Wolverhampton**  
City Council



**Notes for Guidance**

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.





Home Office

## **Section 53A Licensing Act 2003** Summary Review Guidance



## **CONTENTS**

- 1. Introduction**
- 2. The Steps – Summary Review**
- 3. The Licensing Authority and the Interim Steps**
- 4. Making representations against the Interim Steps**
- 5. The Review of the Premises Licence**
- 6. Right of Appeal**

## **ANNEX A**

- 1. Certificate Under section 53A(1)(b) of the Licensing Act 2003**

## **ANNEX B**

- 2. Application for the review of a premises licence under section 53A of the Licensing Act 2003 (premises associated with serious crime or disorder)**

## INTRODUCTION

- 1.1 This guidance explains how to use the provisions in the Licensing Act 2003 ("the 2003 Act"), inserted by section 21 of the Violent Crime Reduction Act 2006, which allow a quick process for attaching interim conditions to a licence and a fast track licence review when the police consider that the premises concerned is associated with serious crime or serious disorder (or both).
- 1.2 This guidance has no statutory basis but is intended to assist police forces and licensing authorities when considering using the procedures.
- 1.3 The powers are set out in sections 53A to 53C of the 2003 Act and apply only where a premises licence authorises the sale of alcohol. They do not apply in respect of other premises licences, or to premises operating under a club premises certificate. The purpose of these powers is to complement existing procedures in the 2003 Act for tackling crime and disorder associated with licensed premises. Existing powers in Part 8 of the 2003 Act provide for the instant closure of premises by the police in some circumstances (in essence, disorder or nuisance) and the consequent review of premises licences by the licensing authority. The powers under sections 53A to 53C, which are in Part 3 of the 2003 Act, are aimed at tackling serious crime and serious disorder, in particular (but not exclusively) the use of guns and knives.
- 1.4 The powers allow:
  - the police to trigger a fast track process to review a premises licence where the police consider that the premises are associated with **serious** crime or **serious** disorder (or both); and
  - the licensing authority to respond by taking interim steps quickly, where **appropriate**, pending a full review.
- 1.5 In summary, the process is:
  - the chief officer of police for the area in which the premises are situated may apply to the licensing authority for an expedited review of a premises licence where a senior police officer has issued a certificate stating that in his/her opinion the premises are associated with serious crime or serious disorder (or both);
  - on receipt of the application and the certificate, the licensing authority must within 48 hours of the time of its receipt consider whether it is necessary to take interim steps pending determination of the review of the premises licence – the authority must in any event undertake a review within 28 days after the day of receipt of the application.
- 1.6 The options open to the licensing authority at the interim steps stage include:
  - modification of the conditions of the premises licence;
  - the exclusion of the sale of alcohol by retail from the scope of the licence;
  - removal of the designated premises supervisor from the licence; and

- suspension of the licence.

1.7 Following the full licence review, the licensing authority may do any of the above or may revoke the licence.

1.8 The purpose of this guidance is to.

- set out the circumstances where the power can be used; and
- outline the process and the steps at each stage.

## THE STEPS

### 2. Triggering the expedited review

2.1 Section 53A of the Licensing Act 2003 sets out who may apply for an expedited review and the circumstances in which it can be used.

#### Application for expedited review

2.2 The chief officer of police for the area in which the premises are situated may apply to the relevant licensing authority for an expedited licence review if a **senior member** of the force has issued a **certificate** that in his/her opinion a licensed premises is associated with **serious crime or serious disorder (or both)**.

2.3 The key definitions used above are:

- **Senior member of the force:** This must be an officer of the rank of superintendent or above.
- **Certificate:** This is a formal note which identifies the licensed premises and includes a signed statement by a senior officer that he believes the premises is associated with serious crime, serious disorder or both. **This form is not prescribed in legislation. However, a sample form which forces may wish to adopt is attached at annex A to this guidance.**
- **Serious crime:** 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. Those tests are that the conduct:
  - (a) 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
  - (b) involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.
- **Serious disorder:** There is no definitive list of behaviours that constitute serious disorder, and the matter is one for judgment by the local police. The phrase should be given its plain, ordinary meaning, as is the case under section 12 of the Public Order Act 1986 in which it is also used.
- **The application for a summary or expedited review:** this is an application made by or on behalf of the Chief Officer of Police under section 53A of the

2003 Act **The application must be made in the form which is set out in Schedule 8A to the Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005 (SI 2005/42). The completed application must be accompanied by the certificate issued by a senior officer. The form which must be used is reproduced in annex B of this guidance.**

2.4 In deciding whether to sign a certificate, the senior officer will want to consider the following (as applicable).

- The track record of the licensed premises concerned and whether the police have previously had cause to give advice about serious criminal or disorderly conduct (or the likelihood of such conduct) attributable to activities taking place on the premises – it is not expected that this power will be used as a first response to a problem
- The nature of the likely crime and/or disorder – is the potential incident sufficiently serious to warrant using this power?
- Should an alternative power be deployed? Is the incident sufficiently serious to warrant use of the powers in sections 161 to 165 of the 2003 Act to close the premises? Or could the police trigger a standard licence review to address the problem? Alternatively, could expedited reviews be used in conjunction with other powers (for example, modifying licence conditions following the use of a closure power).
- What added value will use of the expedited process bring? How would any interim steps that the licensing authority might take effectively address the problem?

2.5 It is recommended that these points are addressed in the chief officer's application to the licensing authority. In particular, it is important to explain why other powers or actions are not considered to be appropriate. It is up to the police to decide whether to include this information in the certificate or in section 4 of the application for summary review. The police will also have an opportunity later to make representations in relation to the full review.

2.6 In triggering the process, the police will wish to take into account the fact that an intended use of the power is to tackle the use of dangerous weapons and the violence they fuel. For example, in appropriate circumstances the police might want to make representations to the licensing authority suggesting that they modify the conditions of the premises licence to require searches of customers for offensive weapons upon entry. Under the powers in sections 53A to 53C, this could be done on an interim basis pending a full hearing of the issues within the prescribed 28-day timeframe.

2.7 Similarly, the power could, **where appropriate**, be used to reduce the risk of injury caused by glass by requiring the adoption of a safer alternative (but see paragraphs 3.6 and 3.7 below).

2.8 However, it should continue to be borne in mind that these are selective measures. It is not the aim to require all licensed premises to undertake these searches or use toughened glass. Rather, the policy aim is to provide a selective

tool, to be used proportionately, to limit this condition to those pubs that are at risk either because police intelligence shows there is a risk of knives/guns being carried or because crime and disorder has occurred on the premises.

### 3. The Licensing Authority and the interim steps

3.1 Within 48 hours of receipt of the chief officer's application, the licensing authority must give the premises licence holder and responsible authorities a copy of the application for review and a copy of the certificate, and must also consider whether it is necessary to take interim steps. When calculating the 48 hour period any non-working day can be disregarded.<sup>1</sup>

3.2 The licensing authority may want to consult the police about the steps that it thinks are appropriate, pending the determination of the review, to address the immediate problems with the premises, in particular the likelihood of serious crime and/or serious disorder. The licensing authority may consider the interim steps without the holder of the premises licence having been given an opportunity to make representations. This does not, of course, mean that the licensing authority *cannot* afford such an opportunity if it thinks it appropriate and feasible to do so in all the circumstances.

3.3 The determination of interim steps is not a matter that may be delegated to an officer of the licensing authority. The relevant decisions are likely to be taken by a licensing sub-committee. It should also be noted that there is no requirement for a formal hearing in order to take interim steps. This means that the relevant sub-committee members can communicate by telephone or other remote means in order to reach a decision. A written record should always be produced as soon as possible after a decision is reached.

3.4 The interim steps that the licensing authority must consider taking are:

- the modification of the conditions of the premises licence;
- the exclusion of the sale of alcohol by retail from the scope of the licence;
- the removal of the designated premises supervisor from the licence; and
- the suspension of the licence.

Modification of the conditions of the premises licence can include the alteration or modification of existing conditions or addition of any new conditions, including those that restrict the times at which licensable activities authorised by the licence can take place. Further examples of possible licensing conditions, including those aimed at tackling crime and disorder, can be found in the amended guidance issued under section 182 of the 2003 Act (available at: [www.homeoffice.gov.uk/publications/alcohol-drugs/alcohol/guidance-section-182-licensing](http://www.homeoffice.gov.uk/publications/alcohol-drugs/alcohol/guidance-section-182-licensing)).

3.5 If the licensing authority decides to take steps at the interim stage:

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<sup>1</sup> This means that, for example, if the application was received at 3pm on a Friday, the 48 hour period would cover the remaining 9 hours on that Friday and the remaining 39 hours starting on the Monday morning (provided it was not a bank holiday). In this case the licensing authority would have to decide on interim steps by 3pm on the Tuesday.

- the decision takes effect immediately, or as soon after it as the licensing authority directs; but
- the licensing authority must give immediate notice of its decision and its reasons for doing so to the holder of the premises licence and the chief officer of police who made the application. The 2003 Act does not specify that the immediate notice has to be in writing. However, in an individual case the licensing authority may consider that the need for immediate communication at least initially requires a non-written approach, such as a telephone call. This may happen when, for example, the authority decides that the decision should have immediate effect. In such a case, the decision and the reasons for it should be explained clearly and in full to the licence-holder (or someone who may properly act for the licence-holder), and the call followed up as soon as possible with a written version of the decision and the reasons (for example, by email or fax) which is identical to, or not significantly different from, the version given by telephone.

3.6 The licensing authority, in deciding when its decision on interim steps should take effect, should consider the practical implications of compliance in relation to the premises. For example to comply with a modification of the conditions of a licence that requires employment of door supervisors, those running the premises may need some time to recruit appropriately qualified and accredited staff.

3.7 In addition, very careful consideration needs to be given to interim steps which would require significant cost or permanent or semi-permanent adjustments to premises which would be difficult to remove if the outcome of the subsequent full review was to withdraw or modify those steps. For example, making structural changes, installing additional CCTV or replacing all glassware with safer alternatives may be valid steps, but might be disproportionate if they are not likely to be deemed necessary following the full review (or any subsequent appeal). The focus for interim steps should be on the immediate measures that are necessary to prevent serious crime or serious disorder occurring. In some circumstances, it might be better to seek suspension of the licence pending the full review, rather than imposing a range of costly conditions or permanent adjustments.

#### 4. Making representations against the interim steps

4.1 The premises licence holder may make representations against the interim steps taken by the licensing authority. There is no time limit for the premises licence holder to make representations on the interim steps, although in practice this would at some point be superseded by the full review which would have to be completed within 28 days of the application being received by the licensing authority. On receipt of such representations, the licensing authority must (if the representations are not withdrawn) hold a hearing within 48 hours of their receipt. When calculating the 48 hour period, any non-working day can be disregarded.

4.2 The licensing authority must give advance notice of the hearing to the premises licence holder and the chief officer of police. Given that these measures are designed to deal with serious crime and serious disorder on an interim basis only, the process is designed to avoid delay and, as such, significant portions of the Licensing Act 2003 (Hearings) Regulations 2005 (SI 2005/44) (which set out the usual processes governing the conduct of licensing authority hearings) do not apply in order to streamline the hearing process. One result of this is that licensing authority cannot adjourn the hearing to a later date if the licence holder fails to attend

at the scheduled time, as is the case under the normal review procedure. And as is the case with that procedure, the licence holder does not have to be present for the hearing to take place. In addition, there is no timescale for notifying the licence holder of the hearing under the modified process, providing the notification takes place before the hearing is held. However, it is imperative that the licence holder be given as much notice as is possible in the circumstances to afford the holder a maximum practicable opportunity to prepare for and attend the hearing. Licensing authorities should bear in mind that the usual principles of public law decision-making will apply to interim determinations, in a form that has regard to the statutory context of an expedited process.

4.3 At the hearing the licensing authority must:

- consider whether the interim steps are appropriate for the promotion of the licensing objectives; and
- determine whether to withdraw or modify the steps taken.

4.4 When considering the case the licensing authority must take into account:

- the senior officer's certificate that accompanied the application;
- the chief officer's representations (if any); and
- any representations made by the premises licence holder.

4.5 There is no right of appeal to a magistrates' court against the licensing authority's decision at this stage.

## 5. The review of the premises licence

5.1 The licensing authority must hold a review of the premises licence within 28 days after the day of receipt of the chief officer's application. This must take place even if the chief officer asks to withdraw his application or representations. At the hearing, the licensing authority must:

- consider what steps it considers appropriate for the promotion of the licensing objectives; and
- decide which interim steps (if there are any) cease to have effect altogether or become the subject of any steps which it considers are appropriate when making its determination on the review.

5.2 The steps the licensing authority can take are:

- the modification of the conditions of the premises licence;
- the exclusion of a licensable activity from the scope of the licence;
- the removal of the designated premises supervisor from the licence;
- the suspension of the licence for a period not exceeding 3 months; and
- the revocation of the licence.



Modification of the conditions of the premises licence can include the alteration or modification of existing conditions or addition of any new conditions, including those that restrict the times at which licensable activities authorised by the licence can take place. Further examples of possible licensing conditions, including those aimed at tackling crime and disorder, can be found in the amended guidance under section 182 of the 2003 Act.

5.3 The licensing authority must:

- advertise the review inviting representations from any persons for no less than seven consecutive days, by notice as described in regulation 38 of the Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005 (SI 2005/42) and, if applicable, on the licensing authority's website (see regulation 38(1)(b) of the above). The relevant notices should be published on the day after the day of receipt of the chief officer's application.
- advertise that any representations made by the premises licence holder, responsible authority and any other persons should be submitted to the licensing authority within 10 working days of the advertisement of the review appearing.
- give formal notice of the hearing no later than five working days before the day or first day on which the hearing is to be held to the premises licence holder and to every responsible authority<sup>2</sup>.

5.4 A party shall give to the authority a notice no later than two working days before the day or the first day on which the hearing is to be held stating –

- whether he intends to attend or be represented at the hearing;
- whether he considers a hearing to be unnecessary.
- whether he would like permission for any other person (other than the person he intends to represent him at the hearing) to appear at the hearing and, if so, explain on which points that person will be able to contribute.

5.5 The regulations relating to hearings are set out in the Licensing Act 2003 (Hearings) Regulations 2005 (S.I. 2005/44). They apply to final hearings under the section 53A(2)(b) in a similar way to hearings following closure orders under section 167 of the 2003 Act (it should be emphasised that the truncated version of the hearings regulations described in paragraph 4.2 above applies to interim hearings only). The issues they address include who can make representations and what those representations can be about. It is therefore possible for responsible authorities or any other persons to make representations in relation to any of the licensing objectives, not just crime and disorder. Similarly, where it is in the public interest, the regulations relating to the exclusion of individuals from hearings, or conducting the hearing in private, will apply.

5.6 The licensing authority must take into account any relevant representations made. Relevant representations are those that:

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<sup>2</sup> Responsible authorities are defined under sections 13(4) and 69(4) of the 2003 Act.

- relate to one or more of the licensing objectives;
- have not been withdrawn; and
- are made by the premises licence holder, a responsible authority or any other person (who is not also a responsible authority).

5.7 The licensing authority must notify its decision and the reasons for making it to:

- the holder of the premises licence;
- any person who made relevant representations; and
- the chief officer of police who made the original application.

## 6. Right of Appeal

6.1 An appeal may be made to the magistrates' court within 21 days of the licence holder being notified of the licensing authority's determination on the review. An appeal may be made by the premises licence holder, the chief officer of police and/or any other person who made relevant representations.

6.2 The decision of the licensing authority, following the review hearing, will not have effect until the end of the period allowed for appeal, or until the disposal of the appeal.

[insert name and address of police force]

WOLVERHAMPTON POLICE STATION  
BILSTON STREET  
WOLVERHAMPTON  
WV1 3AA.

Example Form

Annex A

**CERTIFICATE UNDER SECTION 53A(1)(b) OF THE LICENSING ACT 2003**

I hereby certify that in my opinion the premises described below are associated with ~~serious crime / serious disorder~~ / both serious crime and serious disorder<sup>3</sup>.

Premises<sup>4</sup>: LOUNGE 107  
WATERLOO ROAD  
WOLVERHAMPTON  
WV1 4RB.

Premises licence number (if known): WN/039394.

Name of premises supervisor (if known): BALJIT SINGH BHANOTAL

I am a CH SUPERINTENDENT in the WEST MIDLANDS.  
police force.

I am giving this certificate because I am of the opinion that other procedures under the Licensing Act are inappropriate in this case, because<sup>6</sup>:

S.1 FIREARMS HAVE BEEN RECOVERED FOLLOWING  
WARRANT ON 26/6/18, INCLUDING AMMUNITION  
TASER AND CLASS A DRUGS

<sup>3</sup> Delete as applicable.

<sup>4</sup> Include business name and address and any other relevant identifying details.

<sup>5</sup> Insert rank of officer giving the certificate, which must be superintendent or above.

<sup>6</sup> Give a brief description of why other procedures such as a standard review process are thought to be inappropriate, e.g. the degree of seriousness of the crime and/or disorder, the past history of compliance in relation to the premises concerned.

(Signed) *X J Mev C/Sgt* (Date) *26/6/18*  
Statutory Form For Applying For A Summary Licence Review Annex B

[Insert name and address of relevant licensing authority and its reference number (optional)]  
*CHIEF SUPERINTENDENT MEIR  
WEST MIDLANDS POLICE  
WOWERHAMPTON POLICE STATION,  
BLUSTON STREET, WVI 3AA.*

**Application for the review of a premises licence under section 53A of the Licensing Act 2003 (premises associated with serious crime or disorder)**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing the form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

*1 CHIEF SUPERINTENDENT* [on behalf of] the chief officer of police for  
the *WEST MIDLANDS* police area apply for the review  
of a premises licence under section 53A of the Licensing Act 2003.

**1. Premises details:**

Postal address of premises, or if none or not known, ordnance survey map reference or description:  
*LOUNGE 107  
WATERLOO ROAD*

Post town: *WOWERHAMPTON*

Post code (if known): *WVI ~~3AA~~ 4RB*

**2. Premises licence details:**

Name of premises licence holder (if known): *DWN / 039394*

Number of premises licence holder (if known): *BALJIT SINGH BHANOAL*

**3. Certificate under section 53A(1)(b) of the Licensing Act 2003 [Please read guidance note 1]:**

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or disorder or both, and the certificate accompanies this application

(Please tick the box to confirm)

**4. Details of association of the above premises with serious crime, serious disorder or both:**

[Please read guidance note 2]

° ITEMS FOUND WITHIN PREMISES, NAMELY  
SI FIREARMS, AMMUNITION, CLASS A  
DRUGS. ITEMS RECOVERED FOLLOWING  
A SEARCH WARRANT EXECUTED 26/6/18.

Signature of applicant

Date 26/6/18

Capacity

CHIEF SUPERINTENDENT

Contact details for matters concerning this application:

Address WOLVERHAMPTON POLICE STATION  
BUSTON STREET  
WITON, WVI 3AA.

Telephone number(s): 101 EXT 571 3194

Email: J.MEIR@WEST-MIDLANDS.PNN.POLICE.UK.

Notes for guidance:

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.

Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:

- conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
- conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.

Serious disorder is not defined in legislation, and so bears its ordinary English meaning.

2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both.

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APPENDIX 3



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**CITY OF  
WOLVERHAMPTON  
COUNCIL**

Mr C Howell  
Licensing Services  
City of Wolverhampton Council  
St Peter's Square  
Wolverhampton  
WV1 1DA

9 July 2018

Dear Mr Howell

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

I write on behalf of the Licensing Authority as a responsible authority. I write in support of the above review application made by the Chief Constable of West Midlands Police. Representations are made against the crime and disorder and public safety licensing objectives and the failure of the current management of the premises to promote these licensing objectives.

The premises licence holder, Punch Taverns Plc of Burton on Trent and Baljit Singh Bhandal, the designated premises supervisor together with the management of the premises have not demonstrated they are operating in accordance with the premises licence and therefore are not promoting the licensing objectives of the prevention of crime and disorder and public safety.



On 26 June 2018 West Midlands Police submitted an expedited review application due to intelligence received which led to a warrant being executed and a number of prohibited items been found on the premises including firearms, ammunition, drugs, knives/swords, laughing gas and a taser.

On 29 June 2018 the Licensing Sub-Committee determined interim steps were necessary and resolved to suspend the premises licence pending the full review hearing.

The Licensing Authority has great concerns over Punch Taverns Plc and the management of the premises as from the evidence provided by West Midlands Police, it is apparent that the crime prevention objective is being undermined through the premises being used to further crime and disorder and putting public safety at risk.

If Councillors are satisfied that illegal activities have taken place at the premises and management of the premises and the premises licence holder is in breach of promoting the licensing objectives, the Licensing Authority would request the Licensing Sub-Committee ensure these issues are addressed by considering modification of the current premises licence in accordance with Section 52 of the Licensing Act 2003 and guidance issued by the Secretary of State under 182 of the Act together with City of Wolverhampton Council's Statement of Licensing Policy.

Continued/.....

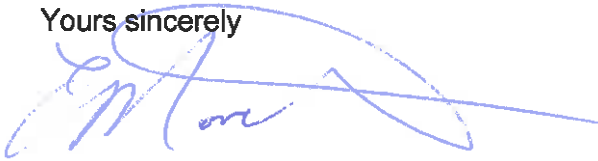
-  wolverhampton.gov.uk
-  @WolvesCouncil
-  WolverhamptonToday

Councillors may conclude from the evidence given within the review application and at the hearing in order to promote the licensing objectives it is necessary to remove Baljit Singh Bhandal as designated premises supervisor or revoke the licence due to the serious nature of incidents that have occurred at the premises putting public safety at risk.

The Licensing Authority fully supports the review application brought by West Midlands Police and concludes the above issues should be resolved in order to promote the licensing objectives of crime and disorder and public safety.

I shall be in attendance at the hearing should Councillors have any questions or require any further assistance.

Yours sincerely



E Moreton  
Section Leader Licensing  
On behalf of the Licensing Authority

Direct: 01902 552772  
Email: [licensing@wolverhampton.gov.uk](mailto:licensing@wolverhampton.gov.uk)

Copy: Premises Licence Holder / Designated Premises Licence Holder