



Licensing Sub-Committee

Minutes – 16 April 2014

Attendance

Members of the Sub-Committee

Cllr Bishan Dass (chair)
Cllr Ian Claymore
Cllr Keith Inston

Employees

Rob Edge	Section Leader (Licensing)
Robert Marshall	Solicitor
Linda Banbury	Democratic Support Officer

Part 1 – items open to the press and public

<i>Item No.</i>	<i>Title</i>	<i>Action</i>
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BUSINESS ITEMS

- Apologies for Absence**
There were no apologies for absence.
- Declarations of interest**
No interests were declared.

DECISION ITEMS

- Licensing Act 2003 – Application for a premises licence in respect of ZiZi Restaurant, 72-73 Darlington Street, Wolverhampton**
In attendance
For the premises
Mr M Nanakshenas
Responsible Authorities
Sergeant A S Reeves – West Midlands Police
Sarah Stiles - Environmental Health (Commercial)
Elaine Moreton - Licensing Authority

The chair introduced the parties and outlined the procedure to be

followed at the meeting.

The Section Leader (Licensing) outlined the report submitted to the meeting and circulated to all parties in advance.

Mr Namakshena indicated that the venue was to be a sixty seater, fine dining, Italian family restaurant. He indicated that he was a qualified chef with in excess of thirty years' experience in the trade.

Responding to questions, he advised that he had met with representative of the Police and Environmental and had agreed to a revised set of conditions to be included at Section M of the application to promote the licensing objectives. In addition, last orders for food would cease at 10.30pm. He further advised that he had now obtained a Personal Licence.

Sergeant Reeves confirmed that the premise was situated in the Cumulative Impact Zone and historically had caused problems of crime and disorder. However, he was assured that the proposed conditions would assist in meeting the licensing objectives and supported the granting of the licence in these terms. Elaine Moreton and Sarah Stiles echoed the view of the Police and welcomed the restaurant which should assist in enhancing the city centre. The Sub-Committee endorsed this sentiment.

All parties were afforded the opportunity to make a closing statement.

EXCLUSION OF PRESS AND PUBLIC

4. 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 item of business as it involves the likely disclosure of exempt information falling within paragraph 3 of Schedule 12A of the Act.

All parties, with the exception of the Council's Solicitor and Democratic Support Officer, withdrew from the meeting at this point.

Part 2 – exempt items, closed to the press and public

5. **Deliberations and decisions**

The Sub-Committee discussed the issues which had been raised during consideration of the premises licence application and the Solicitor advised them of the options open to them in determining the application.

6. **Re-Admission of Press and Public**

Resolved:

That the press and public be readmitted to the meeting.

Part 1 – items open to the press and public

9. **Announcement of Decision**

The parties returned to the meeting and the Chair advised the parties of the following decision of the Sub-Committee:

Rob Edge/
Linda
Banbury

The Sub-Committee have taken note of all the written concerns raised in respect of Zi Zi Restaurant, 72-73 Darlington Street, Wolverhampton and have listened to the arguments of those who have spoken at the hearing.

Having considered the views of all concerned, the Sub-Committee have acknowledged that the premise is located within the Cumulative Impact Zone. However, they are satisfied that the applicant has produced sufficient evidence to rebut the presumption that a licence should not be granted. In the circumstances, the Sub-Committee have decided to grant the premises licence as applied for subject to the following conditions, as agreed between the applicant and Responsible Authorities, which will replace those detailed at Section M of the application:

Prevention of crime and disorder

1. A CCTV system with recording equipment shall be installed and maintained at the premises, including exit and entry points.
2. Images/recordings to be downloaded in a suitable format and provided to any member of a Responsible Authority upon request and without any undue delay.
3. Images/recordings must be of evidential quality, showing the correct time and date and be kept for at least 28 days.
4. At least one member of staff to be on duty who is trained to download the CCTV system should any member of a Responsible Authority make a request.
5. Last orders for food to cease at 10.30pm.
6. Only patrons who have ordered a meal and are seated can be served alcohol.

Public safety

1. No glass drinking vessels or glass bottles to be permitted / allowed outside the premises to the front of the premises.

Prevention of public nuisance

1. Noise or vibration will not emanate from the premises so as to cause persons in the vicinity to be unreasonably disturbed. This includes the smoking area to the rear of the premises.

Protection of children from harm

1. All staff will be trained in 'Challenge 25' and all appropriate identification checks will be undertaken by all staff to ensure no sale of alcohol is made to underage persons.

Finally, such conditions as are specified on/or are consistent with the operating schedule will be attached to the licence, together with any mandatory conditions required by the Act.

All parties have a right of appeal to the Magistrates' Court within 21 days of receipt of this decision.