

# M I N U T E S

meeting: **LICENSING SUB-COMMITTEE**

date: **4 OCTOBER 2012**

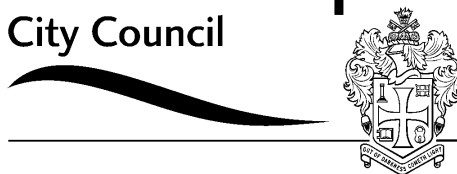
**PRESENT:-**

Councillors Clarke (Chair), Bolshaw and Inston

**IN ATTENDANCE:-**

L Banbury	-	Democratic Support Officer, Delivery
S Hardwick	-	Senior Solicitor, Delivery
J Till	-	Licensing Officer, Education and Enterprise

**Wolverhampton**  
City Council



## **PART 1 – OPEN ITEMS**

### **Declarations of Interest**

95. No interests were declared.

### **Exclusion of Press and Public**

96. Resolved:-

That, in accordance with Section 100A(4) of the Local Government Act 1972, the press and public be excluded from consideration of the item of business in Part II of the Agenda, on the grounds that in view of the nature of the business to be transacted or the nature of the proceedings, exempt information falling within paragraph 3 of Schedule 12A to the Act (Information relating to the business affairs of particular persons) is likely to be disclosed.

## **PART II – EXEMPT ITEMS**

### **Licensing Act 2003 – Application for a Personal Licence (Appendix 32)**

The applicant failed to attend the hearing and could not be contacted by telephone; the Councillors agreed therefore to consider the matter in his absence. PC S Williams was in attendance to present the objection to the granting of the Personal Licence on behalf of the West Midlands Police.

The Chair introduced everyone to the meeting and drew attention to the procedure to be followed. The Licensing Officer then outlined the report, which had been circulated to all parties in advance of the meeting.

In view of the absence of the applicant, at this juncture PC Williams outlined the Police objections and in doing so, provided more detail in regard to the conviction outlined at Appendix 4 to the Licensing Officer's report. He further drew attention to previous spent convictions, indicating that the applicant had given the Police seven different names and two dates of birth whilst in custody.

The Police Constable and Licensing Officer withdrew from the meeting at this point to enable the Sub-Committee to determine the application. The Council's Solicitor advised on the legal implications of this case as detailed in section 3 of the Licensing Officer's report.

The Police Constable and Licensing Officer returned to the meeting and were advised of the Sub-Committee's decision as follows:-

97. Resolved:-

That it is the Sub-Committee's view that in this case, the granting of the Personal Licence to Mr Phagura would undermine the prevention of crime and disorder licensing objective, in light of the fact that his conviction for a relevant crime will not be spent until 15 December 2016, and subsequently decide therefore that he should not be granted a Licence.