

Attendance

Members of the Sub-Committee

Cllr Mark Evans (chair)
Cllr Keith Inston
Cllr Rita Potter

Staff

Sarah Hardwick	Senior Solicitor
Rob Edge	Section Leader (Licensing)
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

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

DECISION ITEMS

- 3. Licensing Act 2003 – Application for a new premises licence in respect of A Taste of Ochi, 33 Princess Street, Wolverhampton**
In attendance
For the premises
Ms S Campbell – Applicant
Mr L Campbell – Applicant's son
Objectors
WPC Holt and
WPC L Davies – West Midlands Police

Mrs E Moreton – Licensing Authority

The chair introduced the parties and outlined the procedure to be followed at the meeting. No declarations of interest were made.

The Licensing Manager outlined the report submitted to the meeting and circulated to all parties in advance.

Ms and Mr Campbell outlined the application for a Premises Licence, advising that a restaurant and takeaway was already operating and that the application was in order to extend the hours, particularly in relation to private function, and to include the sale of alcohol. Mr Campbell indicated that, in the month that the business had operated there had been no problems and only good feedback received. He further advised that the applicant had now signed up to a number of conditions requested by the West Midlands Police.

At this juncture WPC Holt outlined the representations on behalf of the West Midlands Police and in so doing, advised that the initial measures proposed by the applicant did not meet the licensing objectives. She added that she believed this was due to a lack of knowledge rather than reluctance on the part of the applicant. Copies of the thirteen proposed conditions had been circulated immediately prior to the meeting and WPC Holt indicated that she would be content for the Licence to be granted, subject to these conditions being included on the operating schedule.

E Moreton, representing the Licensing Authority concurred with the view of the Police, adding that A Taste of Ochi was the type of application that should be welcomed in the City.

The Sub-Committee questioned why the conditions had not been agreed at an earlier stage, but were advised that it had not been possible until that morning for the Police Officer to meet with the applicant in order for the proposed conditions to be signed.

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 application for a Premises Licence 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

7. Announcement of Decision

All parties returned to the meeting room and the chair outlined the decision of the Sub-Committee as follows:

Rob Edge
Linda
Banbury

The Sub-Committee have taken note of all the written concerns raised in respect of a Taste of Ochi, 33 Princess Street, Wolverhampton. They have listened to the arguments of those who have spoken at the hearing, both for and against the application.

Having considered the views of all concerned, the Sub-Committee are satisfied that the Cumulative Impact Policy applies to these Premises. They are further satisfied that sufficient evidence has been provided by the applicant to illustrate that the Premises will not add to the cumulative impact already experienced and that the presumption of non-grant has been rebutted.

The application for a new Premises Licence is therefore granted, subject to the following conditions recommended by the West Midlands Police and agreed as follows:

1. A CCTV system to be installed and maintained at the premises, which is to be of evidential quality and indicates the correct time and date. Sufficient cameras to be located at all entry and exit points and areas where alcohol is sold and money is taken and public have access to. There

must also be clear footage of all patrons entering and exiting the premises and the whole area outside the premises.

2. All CCTV footage must be kept for a minimum of 31 days in a suitable format to be easily viewed and must be provided to a member of a responsible Authority upon request.
3. Sufficient documented training to be provided to staff to operate the CCTV system and at least one member of staff who can operate the system must be available to ensure that, in the event of a request by a Responsible Authority, footage can be provided without any undue delay.
4. There shall be appropriate signage relating to the operation of CCTV within the premises. Customers shall be informed that images will be forwarded to Police should any incidents of crime/disorder occur.
5. An incident logbook to be maintained at the premises with all incidents, regardless of whether emergency services are called, to be recorded with full details and action taken. This must be dated and produced to a member of a Responsible Authority upon request.
6. All staff who are involved in the sale of alcohol must be fully trained to ensure that no person who is drunk or disorderly or who appears to be under the age of 18 years will be served with intoxicating liquor, such training to be repeated every six months and to be documented. This training record must be produced for examination at the request of any member of a responsible authority.
7. The Designated Premises Supervisor (DPS) must attend City Centre Pubwatch meetings.
8. Challenge 25 to be implemented at the premises and photograph identification produced and inspected by anyone that appears to be under the age of 25 and all staff to receive training in challenging underage drinking; this training to be documented and records to be produced for examination at the request of any member of a Responsible Authority.
9. In the event of the premises remaining open past 0100 hours for licensable activities on any Thursday, Friday, Saturday or Bank Holiday, Christmas Eve or New Years Eve, then SIA registered door supervisors authorised for frontline duties shall be deployed at the premises from 2300 hours.

10. Facilities shall be provided to enable taxis to be booked/ordered from the premises.
11. All children under the age of 18 years must vacate the restaurant by 2300 hours
12. Strictly no sales of alcohol to be made within the takeaway area for consumption on the premises, whilst customers are waiting for food.
13. In the event of the restaurant being used for a private function, at least 10 working days notice to be given to Wolverhampton Central Police Licensing Department, including full details of the person(s) booking and who the event is for. In addition, any DJs full names, dates of birth and addresses must be provided to enable a suitable risk assessment to be conducted.

It is considered that the above conditions should be attached in support of the prevention of Crime and Disorder Licensing Objective.

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.