

# Statutory Licensing Sub-Committee

Minutes - 12 March 2024

## Attendance

### Members of the Statutory Licensing Sub-Committee

Cllr Zee Russell (Chair)

Cllr Gillian Wildman

Cllr Rashpal Kaur

### Applicant / Premises Licence Holder

Ravi Chopra

Sarper Dyanik

### Responsible Authorities

Kayley Nixon

Faye Pearson

Emma Caddick

West Midlands Police

Environmental Health

Environmental Health

### Employees

Debra Craner

Ronald Sempebwa

Donna Cope

Jacob Stokes

Joshua Queensborough

Licensing & Compliance Section Leader

Solicitor

Democratic Services Officer

Democratic Services Officer

Licensing & Compliance Officer (observing)

*Item No.*     *Title*

**1            Apologies for absence**

There were no apologies for absence.

**2            Declarations of interest**

There were no declarations of interest.

**3            Licensing Act 2003- Temporary Event Notice in respect of Canalside,  
Castlecroft Lane, Wolverhampton, WV3 8JU**

Objection Notices for a Temporary Event Notice in respect of Canalside, Castlecroft Lane, Wolverhampton, WV3 8JU had been received from West Midlands Police and Environmental Health.

The Chair welcomed all parties to the hearing and invited all those present to introduce themselves. All parties did so. She outlined the procedure to be followed and all parties confirmed that they understood the procedure.

The Sub-Committee's statutory duty was to consider the Temporary Event Notice and any representations, and to take such steps as contained in the Licensing Act 2003 as it considered appropriate for the promotion of the Licensing Objectives.

Debra Craner, Section Leader – Licensing and Compliance, provided an outline of the report which had been circulated to all parties in advance of the meeting.

Mr Ravi Chopra, Applicant and Premises Licence Holder, confirmed that the summary was accurate.

The Chair invited the Applicant to present their application. Mr Ravi Chopra, Applicant and Premises Licence Holder, did so as per Appendix 1 of the report. He stated that the Temporary Event Notice was for an event to promote the opening of a new business and that approximately 30-40 business owners would be in attendance. He stated that he had initially applied for an extension until 1am but as objections had been received, he proposed to reduce that time to 12am. He stated that live music would cease at 11pm as usual and last orders to purchase alcohol would be approximately 11.45pm – 12am.

Mr Sarper Dayanik, a neighbour in support of the premises, stated that he lived no more than 100 yards from the restaurant and had never experienced any issues from the premises. He stated that noise could not be heard outside the premises and that the pending licence review should not be used against Mr Chopra. He further stated that Mr Chopra had unintentionally breached his licence conditions as he had not been aware that he could not serve his staff alcohol after the permitted licensing hours.

The Chair afforded all parties present the opportunity to question Mr Chopra and Mr Dayanik in relation to their submissions. Mr Chopra responded to questions asked.

The Chair invited West Midlands Police to present their Objection Notice. Kayley Nixon, West Midlands Police, presented the grounds for the Objection Notice, as per Appendix 4 of the report. She stated that an application to review the premises licence was currently pending, and West Midlands Police would not grant a Temporary Event Notice until the Applicant had demonstrated that the Licensing Objectives were being upheld at the premises.

The Chair afforded all parties present the opportunity to question West Midlands Police in relation to its submission. Kayley Nixon responded to questions asked and confirmed that West Midlands Police still objected to the Temporary Event Notice despite the Applicant's proposal to reduce the hours applied for.

The Chair invited Environmental Health to present their Objection Notice. Faye Pearson, Environmental Health Officer, presented the grounds for the Objection Notice, as per Appendix 3 of the report. She stated that the premises was in close proximity to residential properties and was not suitable for these types of events. She also noted that the premises was subject to a review which demonstrated that the Applicant could not adhere to his licence conditions.

The Chair afforded all parties present the opportunity to question Environmental Health in relation to its submission. Faye Pearson responded to questions asked.

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

No final statements were made.

Ronald Sempebwa, Solicitor, provided legal guidance to the Sub-Committee and reminded them of their available options.

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

The Sub-Committee adjourned at 11.00 hours.

The Hearing reconvened at 11.55 hours.

All parties returned to the meeting, and the Chair confirmed the decision of the Sub-Committee.

The decision was summarised by the Solicitor, and a Counter Notice would be sent out to all parties within five working days.

Resolved:

Having had regard to the Objection Notices served in accordance with section 104 of the Licensing Act 2003, as amended, the Statutory Licensing Sub-Committee were satisfied that a counter-notice should be issued in accordance with Section 105(2)(b) & (3) of the Licensing Act 2003 as it was considered appropriate for the promotion of the Licensing Objectives, namely the prevention of crime and disorder and the prevention of public nuisance.