



Licensing Sub-Committee

Minutes - 10 July 2015

Attendance

Chair Cllr Alan Bolshaw (Lab)

Labour

Cllr Bishan Dass

Conservative

Cllr Patricia Patten

Employees

Linda Banbury
Rob Edge
Sarah Hardwick

Democratic Support Officer
Section Leader - Licensing
Solicitor

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 The Prince Albert, Railway Street, Wolverhampton

In attendance

For the premises

S Hughes – Designated Premises Supervisor

Responsible Authority – West Midlands Police

WPC L Davies

T Woodward – Legal Services

The Chair introduced the parties and outlined the procedure to be followed at the hearing.

Rob Edge, Section Leader (Licensing) outlined the report submitted to the meeting and circulated to all parties in advance. On a point of clarification, he advised that the fire risk assessment had been submitted as part of the Temporary Event Notice (TEN) and therefore included in the report presented to this meeting.

At this juncture, Ms Hughes outlined the application for a TEN, advising that there would be no change to the regular 'Paparazzi' event and that the application was made in order to utilise the rear terrace area (arena). An additional three door supervisors would be employed to monitor movement of patrons between the different areas and cover all whole perimeter of the building, additional CCTV had been installed and only polycarbonate glasses would be used. Responding to a question, she advised that the issues raised in the fire risk assessment had all been addressed.

WPC Davies outlined the objections of the West Midlands Police and, in so doing referred to matters of crime and disorder which had occurred at the premises. Responding to questions, she indicated that the Police required time to check DJ details in respect of possible gang nominal activity and were concerned regarding a recent incident when a weapon had been passed through the perimeter fencing. They had concerns regarding security in respect of the whole of the perimeter to the venue and a review of the premises licence had been requested.

On a point of clarification, the Section Leader (Licensing) advised that the statutory timeframe for submission of TENs:

- standard applications – ten days prior to event
- late applications – five days prior to event

He further advised that a TEN was outside the scope of the premises licence and that a Responsible Authority could modify the conditions on a TEN. There was no requirement to carry out a risk assessment in respect of a TEN.

WPC Davies indicated that the Police also had concerns regarding the competency of current door supervision staff.

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

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 to the Act relating to the business affairs of particular persons.

5 Deliberations and decision

The Sub-Committee discussed the issues which had been raised during consideration of the application for a Temporary Event Notice.

6 Re-admission of press and public

The parties returned to the meeting and were advised of the Sub-Committee's decision to submit a counter-notice as follows, a copy of which was presented to all parties at the hearing:

7 **Announcement of decision**

**COUNTER NOTICE IN RESPECT OF TEMPORARY EVENT ON 18/19 JULY 2015
LICENSING ACT 2003**

TO : Richard Ryan Limited, Premises Licence Holder
And to : The Chief Officer of Police for the West Midlands

Premises:

Having had regard to the Objection Notice of the Chief Officer of West Midlands Police, being an email sent to Wolverhampton City Council on 7 July 2013, the Licensing Sub-Committee are satisfied that a counter-notice should be issued to you, in accordance with Section 105(3) of the Licensing Act 2003 as it is considered appropriate for the promotion of the prevention of crime and disorder and public safety licensing objectives.

AND NOTICE is given that the reasons for this decision are as follows:

1. There has been an incident at the premises and a weapon was discovered.
2. The West Midlands Police have concerns and have requested a review of the premises licence. Whilst that cannot and has not been considered today, the West Midlands Police have made reference to insufficient planning for this event, issues with the standard of security staff and potential for weapons to be passed through the perimeter fencing at the premises.