

CITY OF  
WOLVERHAMPTON  
COUNCIL

# Statutory Licensing Sub-Committee

16 June 2021

<b>Report title</b>	<b>Licensing Act 2003 - Application for a Review of a Premises Licence in respect of Momies Supermarket, 363 Dudley Road, Wolverhampton, WV2 3JR</b>	
<b>Wards affected</b>	Blakenhall	
<b>Accountable director</b>	Ross Cook, Director of City Housing and Environment	
<b>Originating service</b>	Licensing	
<b>Accountable employee</b>	Debra Craner	Section Leader
	Tel	01902 556055
	Email	Debra.Craner@wolverhampton.gov.uk

---

## Recommendation for decision:

1. To consider this application for a review of a premises licence

## **1.0 Purpose**

- 1.1 To submit for consideration by the Statutory Licensing Sub-Committee an application for a review of a premises licence.

## **2.0 Background**

- 2.1 The current premises licence is attached at Appendix 1.

## **3.0 Review Application**

- 3.1 An application was received from the Responsible Authority Lead Licensing Authority on 20 April 2021 for a review of a premises licence in respect of Momies Supermarket, 363 Dudley Road, Wolverhampton, WV2 3JR
- 3.2 The premises location is Blakenhall Ward and a location plan is attached at Appendix 2.
- 3.3 A copy of the review application and supporting documents is attached at Appendix 3. The review has been brought in support of the Prevention of Crime and Disorder, Public Safety, the Prevention of Public Nuisance and the Protection of Children from Harm Licensing Objectives.
- 3.4 Representations have been received from West Midlands Police, Trading Standards, Environmental Health and Public Health. These representations can be found at Appendices 4 to 7 respectively.
- 3.5 The notice of review has been properly served on all the Responsible Authorities. The Council has complied with the legislative process and displayed the appropriate notice at the premises and on its website as required when the application for review was made.
- 3.6 The application for review, the current premises licence holder and those who have made representations have all been invited to attend the hearing.

## **4.0 Financial implications**

- 4.1 There is no fee for the application of a review and there are no direct financial implications arising from this report. The fees and charges in relation to the Licensing Act 2003 and set by the Secretary of State. This was noted by the Licensing Committee on 20 January 2021[SB/05012021/W]

## **5.0 Legal implications**

- 5.1 Section 51 of the Licensing Act 2003, as amended, states that a responsible authority or any other person may apply to the relevant Licensing Authority for a review of a licence.
- 5.2 The Licensing Sub-Committee when determining an application for review, pursuant to Section 52 of the Licensing Act 2003 has power to take any of the following steps (if any) as it considers necessary for the promotion of the “licensing objectives” listed at 5.3.

- (a) Modify the conditions of the licence;
- (b) Exclude a licensable activity from the scope of the licence;
- (c) Remove the designated premises supervisor;
- (d) Suspend the licence for a period not exceeding 3 months;
- (e) Revoke the licence.

5.3 The four licensing objectives are:

- The prevention of crime and disorder;
- Public safety;
- The prevention of public nuisance;
- The protection of children from harm;

5.4 In addition, regards shall be had to guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003 and Wolverhampton City Council's Licensing Policy Statement. [DA/040621/A]

## **6.0 Equalities implications**

6.1 There are no direct equality implications associated with this report

## **7.0 Covid Implications**

7.1 There are no direct covid implications associated with this report

## **8.0 Schedule of background papers**

8.1 None

## **9.0 Appendices**

9.1 Appendix 1 - Current Premises Licence

9.2 Appendix 2 – Location Plan

9.3 Appendix 3 – Review Application and Supporting Documents

9.4 Appendix 4 – West Midlands Police Representation

9.5 Appendix 5 – Trading Standards Representations

9.6 Appendix 6 – Environmental Health Representations

9.7 Appendix 7 – Public Health Representations