

CITY OF
WOLVERHAMPTON
COUNCIL

Statutory Licensing Sub-Committee

6 July 2021

Report title	Licensing Act 2003 - Application for a Review of a Premises Licence in respect of Rocket Pool Inn, Rocket Pool Drive, Bradley, Wolverhampton, WV14 8BH	
Wards affected	Bilston East	
Accountable director	Ross Cook, Director of City Housing and Environment	
Originating service	Licensing	
Accountable employee	Debra Craner	Section Leader
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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 Environmental Health on 14 May 2021 for a review of a premises licence in respect of Rocket Pool Inn, Rocket Pool Drive, Bradley, Wolverhampton, West Midlands, WV14 8BH.
- 3.2 The premises location is Bilston East Ward and a location plan is attached at Appendix 2.
- 3.3 A copy of the review application and supporting documents are attached at Appendix 3. The review has been brought in support of the Public Safety licensing objective.
- 3.4 Representations have been received from West Midlands Police, Public Health and Licensing. These representations can be found at Appendices 4 to 6 respectively.
- 3.5 The notice of review has been properly served on all Responsible Authorities. The Council has complied the legislative process and displayed the appropriate notice at the premises and on the website as required when the application for review was made.
- 3.6 The applicant for review, the current premises licence holder and those who have made representations have all been invited to attend the hearing.
- 3.7 Additional information has been submitted by Environmental Health and is attached as appendix 7.

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 are 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 appropriate for the promotion of the "licensing objectives" which are 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 Secretary of State under Section 182 of the Licensing Act 2003 and Wolverhampton City Council's Licensing Policy Statement. [SH/18062021/C]

6.0 Equalities implications

6.1 There are no direct equality implications associated with this report

7.0 Covid Implications

7.1 The Secretary of State brought into effect the Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020). These regulations provide enforcement powers to allow a local authority in order to give a direction to a premises.

8.0 Schedule of background papers

8.1 None

9.0 Appendices

9.1 Appendix 1- Premises Licence

9.2 Appendix 2- Location Plan

9.3 Appendix 3 - Review Application & Supporting Documents

9.4 Appendix 4 – West Midlands Police Representations

9.5 Appendix 5 – Public Health Representations

9.6 Appendix 6 - Licensing Authority Representations

9.7 Appendix 7 – Environmental Health Additional Information

Sensitivity: PROTECT

This report is PUBLIC
[NOT PROTECTIVELY MARKED]