

Minutes of the Licensing Sub-Committee 2

Tuesday 12th July, 2016 at 10.00 am
in the Council Chamber, The Council House, Dudley

Present:-

Councillor E Taylor (Chair)
Councillors C Bayton and C Elcock

Officers:-

R Clark – Solicitor (Chief Executive Directorate), L Rouse – Licensing Clerk (Place Directorate) and K Buckle, Democratic Services Officer (Chief Executive Directorate).

1. **Apology for absence**

An apology for absence from the meeting was submitted on behalf of Councillor A Taylor.

2 **Appointment of Substitute Member**

It was noted that Councillor C Elcock had been appointed as a substitute member for Councillor A Taylor for this meeting of the Committee only.

3 **Declarations of Interest**

No Member made a declaration of interest in accordance with the Members' Code of Conduct.

4 **Minutes**

Resolved

That the minutes of the meeting of the Sub-Committee held on 19th April, 2016, be approved as a correct record and signed.

there was no written authority from the applicant for her husband to represent her. The committee therefore deferred the application for the applicant herself to attend.

6 **Application for Review of a Premises Licence – Bargain Booze (AKA Costcutter), Dibdale Road, Milking Bank, Dudley.**

A report of the Strategic Director Place was submitted on an application for a review of the premises licence in respect of Bargain Booze (AKA Costcutter), Dibdale Road, Milking Bank, Dudley.

The following persons attended the meeting in respect of this application:-

Mr A Singh Grewal – Premises Licence Holder
Mr B Kaulwell – Store Manager
Mr G Wintrip – Trading Standards
PC A Baldwin – West Midlands Police
Miss K Turley – West Midlands Police

Also in attendance:-

Councillor D Birch – Conservative Deputy Leader, Bracknell Forest Council – Observer.

Following introductions the Licensing Clerk presented the report on behalf of the Council.

Mr Wintrip then presented the facts of the case relating to the prevention of crime and disorder and the protection of children from harm under the Licensing Act 2003 which had resulted in the application being made for a review of the premises licence. It was explained that on 29th April, 2016 a test purchase had been carried out at the premises and on that occasion a child test purchaser had been sold scrumpy jacks cider with the seller making no attempt to ask the age of the volunteer, or for identification.

The Premises Licence Holder circulated the Register of Refusals of the Sale of Alcohol to Members for inspection purposes and it was noted that the Register was up to date.

In responding to a question from a Member, Mr A Singh Grewal, the Premises Licence holder responded stating that the member of staff responsible for the sale had been interviewed and formally disciplined and that all staff were fully trained in relation to the implications of selling alcohol to those who were under the statutory age and those who were intoxicated. It was also noted that upon a three monthly basis flyers were forwarded to all members of staff reminding them of those responsibilities.

Mr A Singh Grewal was informed of his right to appeal the decision of the Sub-Committee.

7

Transfer of Premises Licence and Variation of Designated Premises Supervisor – Local 201, Stourbridge Road, Halesowen

A report of the Strategic Director Place was submitted on an application for the review of the premises licence and variation of designated premises supervisor in respect of Local 201, Stourbridge Road, Halesowen.

The following persons attended the meeting in relation to the application:-

Mr B Nota – Applicant
PC A Baldwin – West Midlands Police
Miss K Turley – West Midlands Police

Following introductions, the Licensing Clerk presented the report on behalf of the Council.

PC Baldwin outlined the reasons for their objections to the application and it was noted that Mr Nota was currently on bail until 16th September, 2016 when he was due to attend Court.

Mr Nota confirmed that he was currently on bail until 16th September, 2016 but stated that the only outstanding charge was that of failing to provide a breath specimen.

The parties then withdrew from the meeting in order to enable the Sub-Committee to determine the application.

The Sub-Committee having made their decision invited the parties to return and the Chair then outlined the decision.

Resolved

- (1) That, consideration of this application be deferred pending the outcome of the court hearing in relation to the Applicant on 16th September, 2016.
- (2) That a further meeting of this Sub-Committee, comprising the same Members including the substitute serving at this meeting, be held on Tuesday 20th September, 2016 to determine the application.

Reason for the Decision

This is an application dated 2nd June 2016 for transfer of an existing premises license from Mr. Satnam Singh Sandhu to Baiant Nota of 15 Springfield Road, Oldbury. Mr. Sandhu is also the current