

Licensing Sub-Committee 3

**Thursday 16th October, 2014 at 10.00am
in Committee Room 2 at the Council House, Priory Road, Dudley**

Agenda - Public Session (Meeting open to the public and press)

1. Apologies for absence.
2. To report the appointment of any substitute Members for this meeting of the Sub-Committee.
3. To receive any declarations of interest under the Members' Code of Conduct.
4. To confirm and sign the minutes of the meetings held on 30th September, 2014 as a correct record.
5. Notice of Temporary Event – Seven Stars, Brook Road, Oldswinford, Stourbridge
6. To consider any questions from Members to the Chair where two clear days notice has been given to the Director of Corporate Resources (Council Procedure Rule 11.8).



Director of Corporate Resources

Dated: 8th October, 2014

Distribution:

Councillors J Cowell (Chair), D Blood and S Etheridge

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- The Democratic Services contact officer for this meeting is Karen Taylor, Telephone 01384 818116 or E-mail karen.taylor@dudley.gov.uk

Minutes of the Licensing Sub-Committee 3

Tuesday 30th September, 2014 at 10.00 am
in the Council Chamber, The Council House, Dudley

Present:-

Councillor J Cowell (Chair)
Councillors A Taylor and E Taylor

Officers:-

R Clark (Legal Advisor), L Rouse (Licensing Clerk) and K Griffiths (Democratic Services Officer) – All Directorate of Corporate Resources.

18 **Declarations of Interest**

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

19 **Minutes**

Resolved

That the minutes of the meeting of the Sub-Committee held on 26th August, 2014, be approved as a correct record and signed.

20 **Application to Transfer a Premises Licence – Select Food and Beverages, 95 High Street, Dudley**

A report of the Director of Corporate Resources was submitted on an application for transfer of the premises licence in respect of the premises known as Select Food and Beverages, 95 High Street, Dudley.

Ms J Braham, applicant was in attendance at the meeting.

Following introductions by the Chair, the Licensing Officer presented the report on behalf of the Council. It was noted that the representations received from West Midlands Police had been withdrawn.

Resolved

That the application for transfer of the premises licence in respect of the premises known as Select Food and Beverages, High Street, Dudley, be approved.

The meeting ended at 10.15 am.

CHAIR

Licensing Sub-Committee 3 – 16th October 2014.

Report of the Director of Corporate Resources

Notice of Temporary Event – Seven Stars, Brook Road, Oldswinford, Stourbridge,

DY8 1ND

Purpose of Report

1. To consider objections to the Notice of Temporary Event served on the Council by Miss Frankie Witts in respect of The Seven Stars, Brook Road, Oldswinford, Stourbridge, West Midlands, DY8 1NQ.

Background

2. On the 30th September 2014, Notice of Temporary Event was received by the Licensing Office from Miss Witts in respect of The Seven Stars, Brook Road, Oldswinford, Stourbridge, West Midlands. The application has been forwarded to Committee Members and interested parties in accordance with the Licensing Act 2003.
3. The Notice of Temporary Event is for the following:-

31st October 2014 until 1st November 2014 (Halloween Party)
Sale of alcohol & Regulated Entertainment – 19.00 until 01.00 outside area and rear bar.
4. The Notice of Temporary Event was served on the Council within the required 10 working days, together with the correct fee of £21.00.
5. On the 1st October 2014, notice of objection to the Notice of Temporary Event was received from the West Midlands Police on the grounds of crime and disorder. A copy of the objection has been sent to the Committee Members, the applicant and interested parties in accordance with the Licensing Act 2003.
6. On the 3rd October 2014, the Environmental Safety and Health Department served a notice of objection to the application on the grounds of preventing public

nuisance, a copy of that notice has also been sent to the Committee Members, the applicant and interested parties in accordance with the Licensing Act 2003.

7. This application falls within the Council's recent responsibility for liquor licensing which has a direct link to the Council's key corporate priority that safety matters.

Finance

8. There are no financial implications.

Law

9. Temporary Event Notices are governed by the Licensing Act 2003, Part 5 Sections 100 to 107 as amended by the Police Reform and Social Responsibility Act 2011.
10. In accordance with Section 104, a relevant Authority may object if the proposed use of the premises would undermine the crime prevention objective of the Licensing Act 2003.
11. The relevant Licensing Authority must:-
 - (a) hold a hearing to consider the objection notice, unless the premises user, the relevant authority who gave the objection notice and the authority agree that a hearing is unnecessary , and
 - (b) having regard to the objection notice, give the premises user a counter notice under this section if it considers it appropriately for the promotion of the crime prevention objective to do so.

Equality Impact

12. This report takes into account the Council's policy on equal opportunities.
13. There has been no consultation or involvement of children and young people in developing these proposals.
14. The licensing of premises and individuals will impact on children and young people through their attendance at licensed premises.

Recommendation

15. That the Sub-Committee determine the Notice of Temporary Event.



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DIRECTOR OF CORPORATE RESOURCES

Contact Officer: Mrs. L. Rouse
Telephone: 01384 815377
Email: liz.rouse@dudley.gov.uk

List of Background Papers