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Licensing Sub-Committee

Meeting of held on Tuesday, 8 March 2022 at 10.30 am in This meeting will be held remotely and can be viewed [here](#).

MINUTES

Present: Councillors Robert Canning, Karen Jewitt and Margaret Bird

Also

Present: Michael Goddard (Head of Environmental Health, Trading Standards and Licensing); Jessica Stockton (Solicitor and Legal Advisor to the Committee); Tariq Aniemeka-Bailey (Trainee Democratic Services Officer) & Jayde Watts (Trainee Democratic Services Officer).

PART A

63/22 **Appointment of Chair**

Councillor Karen Jewitt nominated Councillor Robert Canning as Chair and Councillor Margaret Bird seconded the motion.

The Sub-Committee **RESOLVED** to appoint Councillor Robert Canning as Chair for the duration of the meeting of the Sub-Committee.

64/22 **Disclosure of Interests**

There were none.

65/22 **Urgent Business (if any)**

There were no items of urgent business.

66/22 **LICENSING ACT 2003 - Determination of Personal Licence following conviction for a relevant offence**

Following the item being heard the Licensing Sub-Committee's decision was:

The Licensing Sub-Committee considered the determination of Personal Licence following conviction for a relevant offence and the representations received as contained in the report of the Interim Corporate Director,

Sustainable Communities, Regeneration & Economic Recovery, Culture & Community Safety.

The Sub-Committee also considered the representations made by the personal license holder during the hearing.

The Sub-Committee, having reference to the licensing objectives under the Licensing Act 2003 ("the Act"), the Statutory Guidance and the Council Licensing Policy, **RESOLVED THAT: they were minded to suspend the personal license for 6 months and therefore under Section 132A of the Act, it is necessary to:**

- a. **Refer the matter to the Chief of Police for the licensing authority's area, and invite the chief officer to make representations, within the statutory time frame, about whether the licence should be suspended or revoked, having regard to the prevention of crime.**
- b. **Give notice to Home Office Immigration Enforcement and invite them to make representations, within 14 days of the date of receipt of that notification, about whether the licence should be suspended or revoked;**
- c. **Re-convene to consider any representations made by the Chief Officer of Police within the statutory time frame, any representations made by Home Office Immigration Enforcement within the timeframe set out above and the remaining relevant matters required by statute, before making a final determination.**

The reasons for the decision were detailed in the Part B minutes for this meeting to avoid disclosing potentially sensitive information to the public.

Parties will be notified of the date of the reconvened hearing to make a final determination on the matter.

67/22 **Exclusion of the Press and Public**

The following motion was proposed by Councillor Robert Canning and was seconded by Councillor Margaret Bird to exclude the press and public during the meeting:

Pursuant to the provisions of regulation 14 paragraph (2) of the Licensing Act 2003 (Hearings) Regulations 2005, the licensing authority may exclude the public from all or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing, taking place in public. For the purposes of paragraph (2), a party and any person assisting or representing a party may be treated as a member of the public. In light of the possibility of disclosing personal data if the hearing was to take place in public, members of the committee will be asked to agree to exclude the public from the hearing to enable members to consider the details of the application on the basis that doing so outweighs the public interest in that part of the hearing taking place in public.

The motion was put and it was agreed by the Committee to exclude the press and public for the remainder of the meeting.

The meeting ended at 11.24 am

Signed:

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Date:

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