

**CANNOCK CHASE COUNCIL**  
**MINUTES OF THE MEETING OF THE**  
**LICENSING SUB-COMMITTEE**

**HELD ON THURSDAY, 24 JANUARY, 2013 AT 10.00 AM**  
**IN THE CIVIC CENTRE, BEECROFT ROAD, CANNOCK**

**PART 1**

PRESENT: Councillors

Dudson A. (Chairman)

Anslow, C.

Fisher, P.A.

The Applicant and his representative:

Responsible Authority representatives  
Miss N. Bills and D. Evans from Staffordshire Police

Representing the Licensing Authority:  
Mr. D. Prosser-Davies, Food and Safety Manager

Legal Advisor to the Committee:  
Mr. G. Finn

Secretary to the Committee:  
Mrs. C. Bowker, Senior Committee Officer

**1. Appointment of Chairman**

RESOLVED:

That Councillor A. Dudson be appointed Chairman of the Sub-Committee.

**2. Apologies and Reconstitution of Membership**

The Chairman informed all parties that the Council would only allow licensing decisions to be taken by a minimum of three Councillors from the membership of the full Licensing & Public Protection Committee. Councillor P. A. Snape was unable to attend and his place had been substituted by Councillor C. Anslow.

**3. Declarations of Interests of Members in Contracts and Other Matters and Restriction on Voting by Members**

No declarations of interests were made.

**4. Exclusion of the Public**

RESOLVED:

That the public be excluded from the remainder of the meeting because of the likely disclosure of exempt information as defined in paragraph 2, Part 1, Schedule 12A of the Local Government Act, 1972 (as amended)

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**PART 2**

**5. Licensing Act, 2003 – Application for a Personal Licence**

Consideration was given to the NFP Report of the Head of Environment Health (Enclosure 5.1 – 5.53 of the Official Minutes of the Council).

The Chairman asked all parties to introduce themselves and to confirm their understanding of the procedure and explained that each party would have an equal amount of time in which to present their case.

The Officer of the Licensing Authority presented the report in respect of this matter. He outlined the relevant issues for consideration. He asked that the Sub-Committee determine whether the grant of a Personal Licence to the applicant would undermine the licensing objective of the Prevention of Crime and Disorder.

Staffordshire Police, the Responsible Authority objecting to the application, were given the opportunity to ask questions of the Officer of the Licensing Authority. There being none the applicant for a Personal Licence and his representative were afforded the opportunity of asking questions of the Officer of the Licensing Authority. Members of the Sub-Committee were also afforded the opportunity of asking questions of the Officer of the Licensing Authority.

The Applicant and his representative presented their case. Staffordshire Police were afforded the opportunity to ask questions of the applicant and his representative. Members of the Sub-Committee were able to ask questions of clarification of the applicant and his representative. Staffordshire Police were then asked to present their case.

The applicant for a Personal Licence and his representative were then afforded the opportunity of asking questions of clarification of Staffordshire Police. Members of the Sub-Committee were also given the opportunity to ask questions of clarification.

The Officer of the Licensing Authority, the applicant for a Personal Licence, together with his representative, and the objector to the application then summed up their respective cases.

Members of the Sub-Committee then deliberated in private, accompanied by the Council's Legal Advisor and Secretary to the Sub-Committee.

RESOLVED:

That having heard the evidence and representations made by the applicant and Staffordshire Police and having considered the report of the Head of Environmental Health, the application for a Personal Licence be refused.

Reasons for the decision

- 1 Due consideration has been given to the Statutory Guidance concerning Personal Licences and to the Council's Licensing Policy.
- 2 Given the Applicant's current convictions which are of a serious nature, the Sub-Committee is satisfied that the granting of a Personal Licence to the Applicant would undermine the licensing objective relating to the prevention of crime and disorder.
- 3 The Sub-Committee is not satisfied the Applicant has demonstrated that he would be able to cope with the demands of being a Personal Licence Holder.

**Right of Appeal**

Should the Applicant or Staffordshire Police disagree with the Sub-Committee's decision, there is a right of appeal to the Magistrates' Court. Any such appeal must be lodged with the Court within 21 days from the date the Decision Notice is received.

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CHAIRMAN

(The meeting closed at 11.00 a.m.).