

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

**HELD ON MONDAY 24 SEPTEMBER, 2012 AT 2.00 P.M.**

**IN THE CIVIC CENTRE, BEECROFT ROAD, CANNOCK**

PRESENT: Councillors

Allen, F.W.C. (Chairman)

Anslow, C.      Dudson, A.

Applicant:

Mr. M. Wilson, Trading Standards, Staffordshire County Council  
Ms. F. Chapman, Trading Standards, Staffordshire County Council

Licence Holder:

Mr. K. Singh

Representative for the Licence Holder:

Mr. A. Curtis, Kenneth Curtis & Co

Representing the Licensing Authority:

Mr. S. O'Meara, Senior Licensing Officer, Environmental Health, Cannock Chase Council  
Mr. D.P. Davies, Food and Safety Manager, Cannock Chase Council

Legal Advisor to the Committee:

Mr. S. Turner, Solicitor

Secretary to the Committee:

Mrs. J. Hunt, Senior Committee Officer

**21. 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. In the event of one Member being unable to attend, their place would be substituted by another Member taken from the membership of the full Licensing/Public Protection Committee. In the event of this substitution taking place, all parties would be informed of the change of membership at the beginning of the hearing.

The Chairman informed all those present that Councillor Mrs. D. Todd would not be in attendance and would be substituted by Councillor C. Anslow.

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

No declarations of interests were received.

**23. Exclusion of the Public**

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**

**24. Licensing Act, 2003 – Application for a Review of a Premises Licence – 2K's Convenience Stores, 250 Cannock Road, Chadsmoor, Cannock, Staffs, WS11 5DB**

Consideration was given to the Report of the Head of Environmental Health (Enclosure 4.1 – 4.40 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.

The Licence Holder was afforded the opportunity to ask questions of the Officer of the Licensing Authority and the Applicant for review was also given this opportunity.

Members of the Sub-Committee were then given the opportunity to ask questions of the Officer of the Licensing Authority.

The Applicant for review was then afforded the opportunity to put their case and indicated that based on further information the Licensing Sub-Committee may wish to consider a suspension period. The Licence Holder was then given the opportunity to ask questions of the Applicant for review.

Members of the Sub-Committee were then also given the opportunity to ask questions of the Applicant for review.

The Licence Holder's Representative was then given the opportunity to present the Licence Holder's case.

The Applicant for review was then given the opportunity to ask questions of the Licence Holder and Members of the Sub-Committee were also given the opportunity to ask questions.

All parties were then afforded the opportunity to sum up their cases.

The Committee then deliberated in private accompanied by the Council's Legal Adviser and Secretary to the Committee.

RESOLVED:

That, after hearing the evidence submitted and the representations made by the Licence Holder, Staffordshire County Council Trading Standards Department and by the Food and Health and Safety Team and having considered the matters set out in the report of the Head of Environmental Health

1. The following additional conditions are to be added to the premises licence:-
  - a) No alcoholic goods will ever be purchased from sellers calling to the shop
  - b) Invoices (or copies) for all alcoholic goods on the premises will be kept at the shop and made available to officers from Trading Standards, the police or HMRC upon request
  - c) A stock control system will be introduced, so that the licence holder can quickly identify where and when alcoholic goods have been purchased
  - d) An ultra-violet light will be available at the premises for the purpose of checking the UK Duty stamp on spirits as soon as practicable after they have been purchased
  - e) If any spirits bought by the premises have UK Duty stamps that do not fluoresce under ultra violet light, or are otherwise suspicious, the Designated Premises Supervisor and Licence holder shall identify the supplier to Staffs County Council Trading Standards and HMRC as soon as practicable
2. The Committee warned the Licence Holder that while he was being given the opportunity to continue to trade he should understand that this opportunity was very much a last chance and he should not expect to be treated leniently if similar issues were raised at a further review.

#### Reasons for the Decision

- i) The Committee considered it appropriate and proportionate to impose the additional conditions on the premises licence in order to promote the licensing objectives relating to public safety and the prevention of crime, and to ensure that the Licence Holder and the Designated Premises Supervisor take greater care to ensure that alcohol sold at the premises is safe for consumption.
- ii) The Committee made the decision in order to protect the public and local residents from the dangers of consuming unsafe alcohol, and in consideration of the licensing objectives relating to public safety and the prevention of crime and disorder.

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CHAIRMAN

(The meeting closed at 3.50 p.m.).