



Please ask for: Jo Hunt
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21 March 2023

Dear Councillor,

Licensing Sub-Committee

10:00am on Tuesday 28 March 2023

Meeting to be held in the Council Chamber, Civic Centre, Cannock

You are invited to attend this meeting for consideration of the matters itemised in the following Agenda.

Yours sincerely,

T. Clegg
Chief Executive

To: Councillors:

Arduino, L.
Kruskonjic, P.
Wilson, L.J.
Thornley, S.J. (Reserve)

Agenda

Part 1

1. Appointment of Chair

2. Apologies and Reconstitution of Membership

The Council will 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 will be substituted by another Member taken from the membership of the full Licensing and Public Protection Committee. In the event of this substitution taking place, all parties will be informed of the change of membership at the beginning of the hearing.

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

To declare any personal, pecuniary, or disclosable pecuniary interests in accordance with the Code of Conduct and any possible contraventions under Section 106 of the Local Government Finance Act 1992.

4. Exclusion of the Public

The Chair to move:

That the public be excluded from the remainder of the meeting because of the likely disclosure of exempt information as defined in Paragraphs 1, 2, and 7, Part 1, Schedule 12A of the Local Government Act 1972 (as amended).

5. Licensing Act 2003 (Section 53A) - Application for an Expedited Review of a Premises Licence - The Jolly Collier, 222 Huntington Terrace Road, Cannock, Staffordshire, WS11 5HW

Not for Publication Report of the Head of Economic Prosperity (Enclosure 5.1 - 5.56).

The Report is confidential due to the inclusion of:

- Information relating to any individual.
- Information which is likely to reveal the identity of an individual.
- Information relating to any action taken or to be taken in connection with the prevention, investigation, or prosecution of crime.

CANNOCK CHASE COUNCIL

LICENSING SUB-COMMITTEE

PROCEDURE FOR DEALING WITH LICENSING APPLICATIONS AND OTHER MATTERS
SUBMITTED UNDER THE LICENSING ACT 2003

PROCEDURE TO BE USED FOR AN APPLICATION TO REVIEW THE PREMISES LICENCE

Procedure for the Hearing

1. The Chairman shall introduce the Members of the Sub-Committee and supporting staff.
2. All other parties present shall introduce themselves.
3. The Chairman shall outline the procedure to be followed at the hearing.
4. The Officer representing the Licensing Authority shall present a report on the matter.
5. The Applicant for Review (or their representative) shall have the opportunity to ask questions of the Officer from the Licensing Authority.
6. The Licence Holder (or their representative) shall have the opportunity to ask questions of the Officer from the Licensing Authority.
7. Members of the Sub-Committee may ask questions of the Officer from the Licensing Authority.
8. *Where the Officer of the Licensing Authority is legally represented, the legal representative may ask questions of clarification of the Officer of the Licensing Authority.*
9. The Applicant for Review (or their representative) shall put their case in respect of the matter and may call witnesses.
10. The Licence Holder (or their representative) shall have the opportunity to ask questions of the Applicant for Review (or their representative) and any witnesses called.
11. Anyone making representations in respect of the application shall have the opportunity to ask questions of the Applicant for Review (or their representative) and any witnesses called.
12. Members of the Sub-Committee may ask questions of clarification of the Applicant for Review (or their representative) and any witnesses called.
13. **Anyone making representations** in respect of the application shall put their case in respect of the matter in the presence of the Officer representing the Licensing Authority, the Applicant for Review (or their representative) and the Licence Holder (or their representative) and may call witnesses.

14. The Applicant for Review (or their representative) may ask questions of clarification of anyone making representations.
15. The Licence Holder (or their representative) may ask questions of clarification of anyone making representations.
16. Members of the Sub-Committee may ask questions of clarification of anyone making representations.
17. The Licence Holder (or their representative) shall put their case in respect of the matter and may call witnesses.
18. The Applicant for Review (or their representative) may ask questions of clarification of the Licence Holder (or their representative) and any witnesses called.
19. Anyone making representations may ask questions of clarification of the Licence Holder (or their representative).
20. Members of the Sub-Committee may ask questions of clarification of the Licence Holder (or their representative) and any witnesses called.
21. The Officer of the Licensing Authority shall have the opportunity to sum up their case if they so wish.
22. The Applicant for Review (or their representative) shall have the opportunity to sum up their case if they so wish.
23. Anyone making representations in respect of the application shall have the opportunity to sum up their case if they so wish.
24. The Licence Holder (or their representative) shall have the opportunity to sum up their case if they so wish.
25. Members of the Sub-Committee shall deliberate in private, accompanied by the Council's Legal Advisor and Secretary to the Sub-Committee, only recalling the other parties or their representatives to clarify points of uncertainty on evidence or submissions already given. If it is necessary to recall any party, all parties are to return, notwithstanding that only one party may be concerned with the points giving rise to doubt.
26. At the conclusion of their deliberations, the Chairman of the Sub-Committee may inform the Applicant for Review (or their representative) and the Licence Holder (or their representative) of the decision of the Sub-Committee, briefly explaining the reasons for the decision.
27. The Applicant for Review and the Licence Holder shall be written to **within seven working days** (or as soon as practicable if this cannot be completed) with confirmation of the Sub-Committee's decision and reasons for that decision.