

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

HELD ON TUESDAY 1 APRIL, 2014 AT 10.00 A.M.

IN THE CIVIC CENTRE, BEECROFT ROAD, CANNOCK

PRESENT: Councillors:

Fisher, P. (Chairman)
Stretton, Mrs. Z.
Bottomer, B.

Licence Holder: Mrs. M. Williams
Mr. K. Williams

Responsible Authority: J.Mellor – Police Licensing Officer
PC D. Evans – Licensing Constable

Representing the Licensing Authority: Mr. D. Prosser-Davies
(Food & Safety Manager, Cannock Chase
Council)

Legal Advisor to the Committee: Mr. G. Finn (Legal Advisor)

Secretary to the Committee: Mrs. D. Cook (Senior Committee Officer)

1. Appointment of Chairman

Councillors B. Bottomer and Mrs. Z. Stretton nominated Councillor P. Fisher. as Chairman.

RESOLVED:

That Councillor Mr. P. Fisher be appointed as Chairman for the meeting.

2. Apologies and Reconstitution of Membership

An apology for absence was received from Councillor M. Sutherland. His place on the Committee was substituted by Councillor B. Bottomer.

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

No declarations of interests were received.

4. Licensing Act, 2003 – Application for a Review of a Premises Licence – The Roebuck, 52-54 Stafford Road, Cannock, Staffs, WS15 2AG

Consideration was given to the Report of the Head of Environmental Health (Enclosure 4.1 – 4.128). It was noted that some of the report contained exempt information. The Committee was informed that if it was necessary for

this information to be referred to, the Chairman would formally move that the meeting be held in exempt session.

The Chairman asked all parties to introduce themselves and to confirm their understanding of the procedure.

The officer of the Licensing Authority presented the report in respect of this matter. He outlined the relevant issues for consideration. He advised that he had been made aware that the parties had reached an agreement regarding the additional conditions in respect of training that had been requested by Staffordshire Police.

The Licence Holder was afforded the opportunity of asking questions of the Officer of the Licensing Authority. Members of the Sub Committee then asked questions of the Licensing Authority.

The Applicant for review presented her case. A copy of the agreed conditions was circulated to the Committee.

The Licence Holder and Members of the Sub Committee were afforded the opportunity of asking questions of the Officer of the Licensing Authority. No questions were asked.

The Licence Holder presented her case.

The Applicant and the Members of the Sub Committee were afforded the opportunity of asking questions of the Licence Holder. No Questions were asked.

The Officer of the Licensing Authority and the Licence Holder were given the opportunity to sum up their 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 after hearing the evidence submitted and the representations made by Staffordshire Police and the Premises Licence Holder, and having considered the matters set out in the report of the Head of Environmental Health and contained within the Guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003, the Committee makes the following decision:-

1. That the conditions attached to the Premises Licence be amended as set out in Appendix 1 to this decision; and
2. That the Licence Holder be issued with a formal warning that the sale of alcohol to children is a very serious matter and this occurrence should not be repeated.

Reasons for the Decision

- i) The Committee considers that the amendment of the 8 conditions as proposed are a reasonable and proportionate measure in order to

promote the licensing objectives.

- ii) The proposed new conditions have been agreed between Staffordshire Police and the Licence Holder.
- iii) The Committee acknowledges that the Licence Holder is remorseful for allowing the under age sale of alcohol to take place.

Right of Appeal

Should the Licence Holder disagree with the 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 Licence Holder is notified by the Licensing Authority of this decision.

(The meeting closed at 10:40 a.m.).

CHAIRMAN