

LICENSING SUB-COMMITTEE

Wednesday, 30th April, 2014 at 10.30 a.m.

In a Conference Room, Council House, Walsall

Present

Councillor Sears (Chairman)
Councillor Whyte
Councillor Sarohi

In attendance

Stephen Knapper – Principal Licensing Officer, Walsall MBC
Dominic Patouchas – Legal Services, Walsall MBC
P.C. Gardiner – West Midlands Police
Danielle Dutton – Designated Premises Supervisor for Industry of Music Ltd
Jason Lowe – Industry of Sound Ltd
Leonard Coppage – Security Officer
Graham Pinches – Intown Cars
Mick Parkinson – Intown Cars
Carl Moore – Advisor to Intown Cars

Appointment of Chairman

Resolved

That Councillor Sears be appointed Chairman of the Licensing Sub-Committee for this meeting only.

Councillor Sears in the Chair

Welcome

The Chairman extended a welcome to all persons present at the Licensing Sub-Committee which had been established under the Licensing Act, 2003.

Apology

An apology for non-attendance was submitted on behalf of Councillor Rochelle.

Declarations of Interest

There were no declarations of interest.

Licence Hearing

Application for a Premises Licence Variation under Section 34 of the Licensing Act, 2003 – 1 Whittimere Street, Walsall, WS1 1SS.

The report of the Head of Communities and Public Protection was submitted:-

(see annexed)

Councillor Sears explained the purpose of the meeting and requested the Principal Licensing Officer (Mr. Knapper) to explain the application.

The Legal representative (Mr. Patouchas) informed the Sub-Committee that the variation application had been made under Section 34 of the Licensing Act, 2003. However, having obtained further legal opinion it was felt that the change from a Snooker Hall to a Dance venue should not be dealt with as a variation of the licence but should be considered as a new application under Section 17 of the Act. In view of this information it would not be possible to determine the matter today as Industry for Music Ltd would need to submit a fresh application under Section 17 of the Act for determination and the entire licensing process would have to be carried out again to allow relevant parties an opportunity to object to the proposals.

Mr. Patouchas added that if the variation application was to be considered for the premises then it would leave the granting of the licence open to challenge.

Resolved

That the application for the variation of a premises licence under Section 34 of the Licensing Act, 2003 in respect of 1 Whittimere Street, Walsall be rescinded and a new application under Section 17 of the Act be considered on a date to be determined.

Termination of meeting

The meeting terminated at 10.45 a.m.

Chairman

Date