

LICENSING SUB-COMMITTEE

Wednesday, 27th June 2018

PRESENT: Councillors Shakil Ahmed, Burke and Taylor

OFFICERS: J. Alom (Licensing Officer), D. Tickner (Legal Services) and P. Thompson (Governance and Committee Services).

ALSO IN ATTENDANCE: A. Anderson, D. Kent (Greater Manchester Police), C. Johnson (Gosschalks Solicitors), H. Standing and S. Southworth (the Craft Union Pub Company Limited).

APPOINTMENT OF CHAIR

1 Decision:

That Councillor Taylor be appointed Chair for the meeting of the Licensing Sub-Committee.

DECLARATIONS OF INTEREST

2 There were no declarations of interests.

PROCEDURE FOR HEARINGS UNDER THE LICENSING ACT 2003

3 The Chair advised that the Sub-Committee had been called to meet to consider an interim review of the premises licence at the Dusty Miller, 34 Middleton Gardens, Middleton, M24 4DF, which has been the subject of a Police certificate and application, in accordance with Section 53A of the Licensing Act 2003

The meeting was to be conducted in accordance with the adopted "Procedure for Hearings Under the Licensing Act 2003 where Representations are Received", as contained within the Local Authority's Code of Conduct for Members and Officers Dealing with Matters under the Licensing Act 2003.

LICENSING OFFICER

4 The Licensing Officer addressed the Sub-Committee in respect of the submitted report, copies of which were available to the parties in advance of, and at the hearing. The submitted report included representations received from Responsible Authorities, interested Parties, local policy considerations and the national guidance.

The Licensing Team Leader advised that the Sub-Committee had been called to meet to consider an interim review of the premises licence at the Dusty Miller, 34 Middleton Gardens, Middleton, M24 4DF, which has been the subject of a Police certificate and application, in accordance with Section 53A of the Licensing Act 2003

In respect of the application the Sub-Committee were invited to consider either:

- The modification of the conditions of the premises licence;

- The exclusion of the sale of alcohol by retail from the scope of the licence;
- The removal of the designated premises supervisor from the licence;
- The suspension of the licence for a period.

THE REPRESENTATIONS

5 The Sub-Committee considered the views of Mr. D. Kent and Ms. A. Anderson (on behalf of Greater Manchester Police), who addressed the Sub-Committee detailing the reasons for the submission of the review of the premises licence.

THE APPLICANT

6 Ms. C. Johnson addressed the Sub-Committee on behalf of the licence holder: The Craft Union Pub Company Limited, 3 Monkspath Hall Road, Solihull, B90 4SJ.

DECISION

7 Resolved: The Sub-Committee considered the options available in reviewing the licensing. Having read the guidance, the relevant legislation, the written submissions and upon hearing from Greater Manchester Police and the applicant's representative, and taking into account the written evidence, the decision of the Licensing Sub-Committee be to suspend the premises licence with immediate effect. The Sub-Committee further requests that the applicant and Greater Manchester Police be urged to work together to agree reasonable conditions to the premises licence for the Dusty Miller, after which a further meeting of the Sub-Committee can be convened, within the 28 day period, to consider this matter further.

Reason for decision: The Licensing Sub-Committee has delegated authority to determine reviews of Premises Licences in accordance with Section 53B of the Licensing Act 2003 to take interim steps.