

LICENSING SUB-COMMITTEE

30 January 2023 at 9.30 am

Present: Councillors Blanchard-Cooper, Clayden and Worne

Andrew Burrows, Licensing Officer
Louise Dewberry, Licensing Officer
Neil Williamson, Environmental Health Team Manager
Peter Aston, Trading Standards
David Bateup, Sussex Police
PC Marvin Lucas, Sussex Police
Rawa Ahmed, Licence Holder
Graham Hopkins, Licence Holder's Consultant
Linda Potter, Licence Holder's Consultant
Daniel Shing, Council Lawyer
Andrew Bishop, Committee Services Officer

38. ELECTION OF CHAIRMAN

Prior to commencement of the meeting it had been agreed that Councillor Clayden would chair the meeting.

39. DECLARATIONS OF INTEREST

No declarations of interest were made.

40. ITEMS NOT ON THE AGENDA WHICH THE CHAIRMAN OF THE MEETING IS OF THE OPINION SHOULD BE CONSIDERED AS A MATTER OF URGENCY BY REASON OF SPECIAL CIRCUMSTANCES

The Chair confirmed there were no urgent items.

41. EXEMPT INFORMATION

The recommendation to enter into exempt business was proposed by Councillor Clayden and seconded by Councillor Blanchard-Cooper.

The Subcommittee

RESOLVED

That under Section 100a (4) of the Local Government Act 1972, the public and accredited representatives of newspapers be excluded from the meeting for the following item of business on the grounds that they involve the likely disclosure of exempt information as defined in Part 1 of Schedule 12A of the Act by virtue of the paragraph specified against the item.

Licensing Sub-Committee - 30.01.23

42. LICENSING ACT 2003 S51 APPLICATION FOR A REVIEW OF A PREMISES LICENCE - EXEMPT PARAGRAPH 7 OF PART 1 OF SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972

Prior to commencement of consideration of this item, the Chair requested that those in attendance introduce themselves. Once this was completed, the Licensing Officer presented the report which outlined the detail of the case for an application from West Sussex Trading Standards Service (with representation from Sussex Police) to review the Premises Licence of Pop In, 14 High Street, Littlehampton, West Sussex, BN17 5EE on the basis that the following licensing objectives within the Licensing Act 2003 had been undermined:

- prevention of crime and disorder
- public safety
- the protection of children from harm

Following the Council's procedure for Licensing Sub-Committees, detailed representations were heard from the relevant parties in attendance, followed by questions from the Sub-Committee and other parties present which were responded to at the meeting. Sussex Police whilst making their representation presented supplementary evidence from the recent visit by Sussex Police to the premises on 27 January 2023 that the Licence Holder had not been notified of in advance of the meeting. After adjourning the meeting for 30 minutes to seek legal advice, the Panel decided to continue with the hearing and disregard this new evidence. The Licence Holder's Consultant then made representations on behalf of the Licence Holder and the Licence Holder and his Consultant answered questions from the Sub-Committee and responsible authorities. Upon the invitation of the Chair, Trading Standards as Applicant and the Licence Holder summed up their cases. The panel then retired to consider its decision.

The Chair noted that the meeting was nearly at its 3 hour limit unless an extension as per Part 5, Section 2, 8.1 of the Constitution was voted for. Councillor Blanchard-Cooper proposed a 30 minute extension to the meeting. This was seconded by Councillor Worne.

The Committee

RESOLVED

That the meeting be extended for a further 30 minutes at which time the meeting would stand adjourned.

On reconvening the meeting, the Chair advised that the Sub-Committee had taken into account all the representations made before them, both written and oral in respect of this matter, and also had due regard to the Statutory Guidance, the Council's own Licensing Policy and licensing objectives. The decision of the Sub-Committee was then delivered to all present.

Subject to approval at the next Licensing Sub-Committee meeting

15

Licensing Sub-Committee - 30.01.23

The Sub-Committee

RESOLVED

That the license be revoked.

..... Chair

(The meeting concluded at 12.56 pm)