

Licensing Sub-Committee Minutes

Minutes of the meeting of the Licensing Sub-Committee of Wyre Borough Council held on Tuesday 13 December 2016 at the Civic Centre, Poulton-le-Fylde.

Licensing Sub-Committee members:

Councillor Bridge (Chairman)
Councillor M Anderton
Councillor Robinson

Officers present:

C Ferguson, Licensing Manager
M Grimshaw, Senior Solicitor
C Leary, Democratic Services Officer.

Non-members present: None.

Members of the public present: E Simpson, T Colebourne, E Pritchard, H Parkinson and R Williams.

No Members of the Press were present.

LIC. 34 Appointment of Chairman

Councillor Bridge was appointed as Chairman.

LIC. 35 Exclusion of the Public and Press

RESOLVED that the public and press be excluded from the meeting whilst agenda item 4 was being considered, because it referred to exempt information as defined in category 1 (information relating to any individual) of Part 1 of Schedule 12(a) of the Local Government Act, 1972, as amended by the Local Government (Access to Information) Variation Order 2006 and, that the public interest in maintaining the exemptions outweighed the public interest in disclosing the information.

LIC. 36 Interim Steps Representation, from Premises Licence Holder – UBER, Poulton-le-Fylde

Wyre Borough Council being the licensing authority, on 8 December 2016 received an application from the Chief Officer of Police for the summary review of a premises licence in respect of premises known as Uber, 2B Vicarage Road, Poulton-le-Fylde FY6 7BE.

On the 9 December 2016, within 48 hours of receipt of the Chief Officer's application, members considered it was necessary to take interim steps and decided to suspend the premises licence PL(A)0146 for the premises Uber, 2B Vicarage Road, Poulton-le-Fylde, FY6 7BE.

The Service Director Health and Wellbeing submitted a report to the Licensing Sub-Committee Members, to consider an application for the review of interim steps taken for the premises licence in respect of Uber, 2B Vicarage Road, Poulton-le-Fylde, FY6 7BE. Licence number PL(A)0146.

The report set out all the relevant information, including the background to the summary review and the interim steps representation, along with the key issues and proposals.

The Police made verbal representation to the Sub-Committee Members.

The Solicitor acting on behalf of his client too, made verbal representation to the Sub-Committee Members.

Members asked questions of the holder of the premises licence, Mr Simpson and then they retired to consider the application in closed session. The Licensing Sub-Committee then reconvened and the Chairman announced the Sub-Committee's decision.

RESOLVED That the interim step of suspension appropriate for the promotion of the licensing objectives under the Licensing Act 2003 should remain in place, pending a full review hearing on Thursday 5 January 2017, to see if the suspension should be modified, or removed, in respect of the premises known as Uber, 2B Vicarage Road, Poulton-le-Fylde FY6 7BE. Licence number PL(A)0146.

For the following reasons:

1. The Committee was satisfied that there was evidence of serious crime and disorder on the premises provided by representations from the Police.
2. The Committee noted that as the Designated Premises Supervisor of Uber had previously been varied to Andrew Johnson in 2015, following Mr Simpson's conviction for assault, a variation back to Mr Simpson would not be an appropriate interim step to implement. In addition, the remaining options for interims steps were also not considered appropriate.

The Committee were satisfied that it was proportionate and appropriate for the promotion of the licensing objectives for the suspension of the Premises Licence to continue pending the full review hearing.

The meeting started at 2pm and finished at 4.58pm

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