

SHEFFIELD CITY COUNCIL

Licensing Sub-Committee

Meeting held 1 August 2013

PRESENT: Councillors John Robson (Chair), Stuart Wattam and Philip Wood

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1. APOLOGIES FOR ABSENCE

1.1 There were no apologies for absence. Councillor Neale Gibson attended as a reserve Member, but was not required to stay.

2. EXCLUSION OF PUBLIC AND PRESS

2.1 RESOLVED: That the public and press be excluded from the meeting before discussion takes place on item 4 on the grounds that, if the public and press were present during the transaction of such business, there would be a disclosure to them of exempt information as described in paragraphs 1 and 2 of Schedule 12A to the Local Government Act, 1972, as amended.

3. DECLARATIONS OF INTEREST

3.1 There were no declarations of interest.

4. LICENSING ACT 2003 - DESIGNATED PREMISES SUPERVISOR APPLICATION

4.1 The Chief Licensing Officer submitted a report to consider an application made under the Licensing Act 2003, to vary a premises licence to specify an individual as Designated Premises Supervisor at the premises known as The Barrel Inn, 191 Lane End, Chapeltown, Sheffield S35 2UL (Case No.47/13).

4.2 Present at the meeting were the applicant, the applicant's supporter, Benita Mumby (South Yorkshire Police Licensing, Objector), Matt Proctor (Senior Licensing Officer), Carolyn Forster (Solicitor to the Sub-Committee) and Jennie Skiba (Democratic Services).

4.3 The Solicitor to the Sub-Committee outlined the procedure which would be followed during the hearing.

4.4 Matt Proctor presented the report to the Sub-Committee and it was noted that representations had been received from South Yorkshire Police Licensing Section, and were attached at Appendix "B".

4.5 Benita Mumby made representations on behalf of South Yorkshire Police, referring to the applicant's offence and conviction. She made specific reference to the offence, detailing the offence, the date of conviction and indicating that, under Section 5 of the Rehabilitation of Offenders Act, the conviction is, at present, unspent and therefore, the Police's objection to the application is based on the

prevention of crime and disorder. For this reason, the Police did not believe that the applicant was a fit and proper person to be the Designated Premises Supervisor of the premises now mentioned. Ms. Mumby also responded to a number of questions raised by Members of the Sub-Committee.

- 4.6 The applicant addressed the Sub-Committee, stating that she regretted carrying out the offence and that it was something totally out of character for her. The applicant made available to the Sub-Committee five references together with evidence of on-going support from her Employer. She responded to a number of questions raised by Members of, and the Solicitor to, the Sub-Committee and Matt Proctor, Senior Licensing Officer.
- 4.7 Matt Proctor then outlined the options available to the Sub-Committee.
- 4.8 RESOLVED: That the attendees involved in the Designated Premises Supervisor application be excluded from the meeting before further discussion takes place on the grounds that, in view of the nature of the business to be transacted, if those persons were present, there would be a disclosure to them of exempt information as described in paragraph 5 of Schedule 12A to the Local Government Act 1972, as amended.
- 4.9 The Solicitor to the Sub-Committee reported orally, giving legal advice on the various aspects of the application.
- 4.10 At this stage in the proceedings, the meeting was re-opened to the attendees.
- 4.11 RESOLVED: That the application to vary the premises licence at the premises known as The Barrel Inn, 191 Lane End, Chapeltown, Sheffield, S35 2UL so as to specify an individual as Designated Premises Supervisor (Case No. 47/13) be granted in the terms now requested.