



Civic Centre, Riverside, Stafford

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Dear Members

Licensing Sub Committee

A meeting of the Licensing Sub Committee will be held on **Wednesday 5 July 2023 at 10.00am** in the **Craddock Room, Civic Centre, Riverside, Stafford** to deal with the business as set out on the agenda.

Please note that this meeting will be recorded.

Members are reminded that contact officers are shown in each report and members are welcome to raise questions etc in advance of the meeting with the appropriate officer.

A handwritten signature in black ink, appearing to read "I. Curran".

Head of Law and Governance

LICENSING SUB COMMITTEE

5 JULY 2023

Chair - Councillor A M Loughran

AGENDA

- 1 Apologies
- 2 Officer's Report

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REPORT OF THE LICENSING MANAGER

Report contains information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

Membership

Chair - Councillor A M Loughran

K M Aspin	A N Pearce
J A Barron	M Phillips
A P Edgeller	J P Read
P A Leason	J Thorley
A M Loughran	

(The 3 Members to form the Sub Committee will be appointed from the above)

Agenda Item 2(a)

Committee:	Licensing Sub Committee
Date of Meeting:	5 July 2023
Report of:	Licensing Officer
Contact Officer:	Katie McKinney
Telephone Number:	01785 619100
Ward Interest:	Forebridge

Application for a Review of Premises Licence: Peppers

Purpose of Report

To consider an Application for a Review of Premises Licence for Peppers, 3 Bridge Street, Stafford, ST16 2HJ.

1 Detail

- 1.1 On 12 May 2023 the Council received an application for a Review of the Premises Licence for Peppers, 3 Bridge Street, Stafford, ST16 2HJ.
- 1.2 Staffordshire Police Licensing Unit, (Sergeant James Finn), has requested the review in relation to issues relating to two of the Licensing objectives - the prevention of crime and disorder, and public safety.
- 1.3 Staffordshire Police have stated that the operation and current management of the premises are undermining the said two licensing objectives and that there is a lack of legal compliance with the Premises Licence Conditions. Staffordshire Police are seeking revocation of the premises licence.
- 1.4 The Premises Licence Holder of Peppers is Mr Khateeb Ullah Khan.
- 1.5 The Licensing Authority has made a relevant representation in support of the Staffordshire Police review application. The Licensing Manager for Stafford Borough Council states that there is a fundamental concern over the way the premises is managed and that there is a clear disregard for compliance with licence conditions.

- 1.6 The documents relating to the application, the current Premises Licence and the representations from Staffordshire Police Licensing Unit and the Licensing Authority are attached as a **CONFIDENTIAL APPENDIX**.

2 Previous Consideration

A previous Licensing Sub Committee hearing was held on 1 November 2022, after Staffordshire Police submitted a review application on 12 August 2022 in relation to similar issues and concerns over the premises.

At that hearing, the sub-committee decision was to suspend the premises licence for six weeks and that the licence holder be expected to improve the management of the premises. That decision was subsequently appealed by the licence holder, Mr Khan. The appeal is continuing in the Magistrates Court and the premises licence has not been suspended pending the outcome of the appeal.

3 Recommendation

That the Licensing Sub Committee considers the application for review and considers whether to revoke the premises licence as requested, or whether to take other steps to secure compliance with the Council's licensing objectives.

4 Background Papers

File available in Licensing Section.

Licensing Sub Committee Procedure

- 1 The Chairman will introduce the Members of the Sub-Committee and invite those present at each hearing to introduce themselves.
- 2 The Licensing Officer outlines the details of the application, and relevant representations received, to the Sub Committee.
- 3 Any person who has submitted a relevant representation will be given the opportunity to present details of their representation. The running order for such presentations will be decided by the Chairman prior to the first presentation commencing.
- 4 Following each submission, the Applicant or his representative may question the person concerned.
- 5 Members of the Sub-Committee may then ask questions of the person concerned.
- 6 Once all relevant representations have been heard, the Applicant or his representative presents his application for the licence and calls any witnesses in support.
- 7 Any person who has submitted relevant representations may then question the Applicant (if he has given evidence) and any witnesses.
- 8 Members of the Sub- Committee may then ask questions of the Applicant and any witnesses.
- 9 All parties who have presented relevant representations can summarise their case and comment briefly on the Applicant's replies to questions. They cannot introduce new issues.
- 10 The Applicant can summarise their case and comment briefly on the any parties replies to his questions, they cannot introduce new issues.
- 11 All parties will then withdraw whilst the Sub Committee considers the case.
- 12 The Sub Committee will deliberate in private only recalling any party to clear points of uncertainty on evidence already given. If recall is necessary all parties will return notwithstanding only one is concerned with the point giving rise to doubt.
- 13 The Chairman will announce the Sub Committee's decision and will give reasons for the decision to the parties at the end of the hearing; the decision being confirmed in writing afterwards.