

# SHEFFIELD CITY COUNCIL

## Licensing Sub-Committee

### Meeting held 7 August 2018

**PRESENT:** Councillors Josie Paszek (Chair), Lisa Banes and Jack Clarkson

.....

#### **1. APOLOGIES FOR ABSENCE**

- 1.1 No apologies for absence were received. Councillor Dawn Dale attended the meeting 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 Items 4 and 5 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 paragraph 7 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 - APPLICATION TO REVIEW A PREMISES LICENCE**

- 4.1 The Chief Licensing Officer submitted a report to consider an application made by Sheffield City Council Trading Standards, under Section 51 of the Licensing Act 2003, for a review of a Premises Licence (Ref No. 75/18).
- 4.2 Present at the meeting were John Maher and Neil Bates (Trading Standards, Applicants), Sarah Hepworth (Public Health), Julie Hague (Sheffield Safeguarding Children Board), Clive Stephenson (Licensing Strategy and Policy Officer), Samantha Bond (Legal Adviser to the Sub-Committee) and John Turner (Democratic Services).
- 4.3 Samantha Bond outlined the procedure which would be followed during the hearing.
- 4.4 Clive Stephenson presented the report to the Sub-Committee, and it had been noted that representations had been received from Public Health and the Sheffield Safeguarding Children Board, and were attached at Appendix 'D' to the report. The Premises Licence holders had been invited to the hearing, but did not attend, and the Sub-Committee agreed to consider the application in their absence.
- 4.5 John Maher reported on the grounds as to why the application had been made by Trading Standards, referring to proof obtained

regarding the sale of illicit cigarettes and alcohol at the premises.

- 4.6 John Maher and Neil Bates responded to questions raised by Members of, and the Legal Adviser to, the Sub-Committee.
- 4.7 Sarah Hepworth made representations on behalf of Public Health, and responded to questions from Members of the Sub-Committee.
- 4.8 Julie Hague made representations on behalf of the Sheffield Safeguarding Children Board, and responded to questions raised by Members of the Sub-Committee.
- 4.9 John Maher summarised the case on behalf of the applicants.
- 4.10 Clive Stephenson reported on the options available to the Sub-Committee.
- 4.11 RESOLVED: That the attendees involved in the 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.
- 4.12 Samantha Bond reported orally, giving legal advice on various aspects of the application.
- 4.13 At this stage in the proceedings, the meeting was re-opened to the attendees.
- 4.14 RESOLVED: That, in the light of the information contained in the report now submitted, and the representations now made, the Sub-Committee agrees to revoke the Premises Licence in respect of the premises now mentioned (Ref No. 75/18).

(The full reasons for the Sub-Committee's decision will be included in the written Notice of Determination.)

## **5. LICENSING ACT 2003 - APPLICATION TO REVIEW A PREMISES LICENCE**

- 5.1 The Chief Licensing Officer submitted a report to consider an application made by Sheffield City Council Trading Standards, under Section 51 of the Licensing Act 2003, for a review of a Premises Licence (Ref No. 76/18).
- 5.2 Present at the meeting were John Maher and Neil Bates (Trading Standards, Applicants), Sarah Hepworth (Public Health), Julie Hague (Sheffield Safeguarding Children Board), Clive Stephenson (Licensing Strategy and Policy Officer), Samantha Bond (Legal Adviser to the

Sub-Committee) and John Turner (Democratic Services).

- 5.3 Samantha Bond outlined the procedure which would be followed during the hearing.
- 5.4 Clive Stephenson presented the report to the Sub-Committee, and it had been noted that representations had been received from Public Health and the Sheffield Safeguarding Children Board, and were attached at Appendix 'D' to the report. The Premises Licence Holder had been invited to the hearing, but no-one from the company attended, and the Sub-Committee agreed to consider the application in their absence.
- 5.5 John Maher reported on the grounds as to why the application had been made by Trading Standards, referring to the proof obtained with regard to the sale of illicit cigarettes.
- 5.6 John Maher and Neil Bates responded to a number of questions raised by Members of, and the Legal Adviser to, the Sub-Committee.
- 5.7 Sarah Hepworth made representations on behalf of Public Health.
- 5.8 Julie Hague made representations on behalf of the Sheffield Safeguarding Children Board, and responded to a question from the applicants.
- 5.9 John Maher summarised the case on behalf of the applicants.
- 5.10 Clive Stephenson reported on the options available to the Sub-Committee.
- 5.11 RESOLVED: That the attendees involved in the 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.
- 5.12 Samantha Bond reported orally, giving legal advice on various aspects of the application.
- 5.13 At this stage in the proceedings, the meeting was re-opened to the attendees.
- 5.14 RESOLVED: That, in the light of the information contained in the report now submitted, and the representations now made, the Sub-Committee agrees to revoke the Premises Licence in respect of the premises now mentioned (Ref No. 76/18).

(The full reasons for the Sub-Committee's decision will be included in

the written Notice of Determination.)