

**Minutes of the
Licensing Sub Committee 1**

**4th November 2019 at 10.00am
at Sandwell Council House, Oldbury**

Present: Councillor Allen(Chair);
Councillors S Davies and Downing.

63/19 **Minutes**

Resolved that the minutes of the meeting held on 9th October 2019, be agreed as a correct record.

Matters Delegated to the Sub Committee to exercise those functions of the Licensing Committee under the Licensing Act 2003 and any regulations made under that Act, together with any related functions.

64/19 **Application for the full review of a Premises Licence in respect of The Flower Pot, 131 Spon Lane, West Bromwich**

Present: Makhan Singh Gosal (Licensing Officer);
David Elliott (Local Authority Solicitor);
PC Steventon (West Midlands Police);
Mr Daljit Singh Clair (Premises Licence Holder);
Mr Inderjit Singh Samra (Premises Licence Holder);
Mr Denver Allen (Designated Premises Supervisor).

As an interim step on 9th October 2019 the Sub Committee suspended the Premises Licence in respect of The Flower Pot, 131 Spon Lane, West Bromwich pending a full review on 4th November 2019 (Minute No. 55/19 referred).

The application for review had been made by a senior police officer of West Midlands Police who had certified that, in his opinion, serious crime and serious disorder was associated with these premises.

Licensing Sub Committee 1
4th November 2019

The Sub Committee was advised by West Midlands Police that a serious assault had occurred outside the premises on Sunday 15th September 2019 during a private event.

Early enquiries suggested that this was an organised attack on a targeted victim which was believed to be gang motivated. Further investigations were being undertaken.

The concerns for the premises appeared to surround private booked events and it was requested that there be better management in respect to private party bookings.

Concerns were also raised in respect to inadequate CCTV provision at the premises at the time of the incident, however, the Designated Premises Supervisor had ensured the Police that the number of cameras inside and outside the property had been increased and the Police had been invited to check that the cameras had been located where needed.

West Midlands Police had met with the Designated Premises Supervisor and the Premises Licence Holder, since the incident and concluded that the regular day to day business was being managed well and there were very few incidents at the premises. Police also consulted with local residents who confirmed that they had not been troubled by any other incidents at the premises.

West Midlands Police requested that a number of conditions be added to the existing conditions and these conditions had been agreed by the Premises Licence Holder and Designated Premises Supervisor.

The Committee took advice from its legal advisor before adjourning to make a decision.

Having considered the Licensing Officer's report, representations made by West Midlands Police, the Premises Licensing Holder and legal advice given by the Local Authority's Solicitor, the Licensing Sub Committee was minded to remove the suspension of the Premises Licence with immediate effect, subject to the additional conditions being applied.

Licensing Sub Committee 1

4th November 2019

Resolved that the suspension of the Premises Licence in respect of The Flower Pot, 131 Spon Lane, West Bromwich be removed with immediate effect subject to the following additional conditions being applied:-

- (1) that CCTV be installed at the premises to the satisfaction of West Midlands Police and recordings be kept for a minimum of 28 days and downloaded on request of any responsible authority;
- (2) that there would be a staff member trained and able to use the CCTV on the premises when licensed activities were taking place;
- (3) that the Designated Premises Supervisor provide the West Midlands Police Licensing Officer with details of any private events that were not covered by a Temporary Event Notice within 10 working days prior to the event, in writing;
- (4) consideration and advice would be taken from West Midlands Police in respect of any event, to promote the four licensing objectives and identifying the necessity for SIA registered door staff;
- (5) that a refusal and incident book be kept on the premises and handed to any responsible authority on request;
- (6) that a Challenge 25 policy be introduced at the premises with posters promoting the policy within the premises;
- (7) that the only acceptable identification documents would be a passport, a driving licence or a Pass ID document.

Licensing Sub Committee 1
4th November 2019

(Meeting ended at 11.10am)

Contact Officer: Shane Parkes
Democratic Services Unit
0121 569 3190