

**Minutes of the
Licensing Sub Committee 1**

**3rd February 2020 at 10.00am
at the Sandwell Council House, Oldbury**

Present: Councillor Allen (Chair);
Councillors Dhallu and I Jones.

**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**

7/20

**Application for the Grant of a new Premises Licence at Jules,
1a Alma Street, Smethwick, B66 2RL**

Present: Makhan Singh Gosal - Licensing Officer;
David Elliott - Local Authority Solicitor;
Inderjit Sokhal – Premise Licence Holder;
Patrick Burke - Premises Licence Holder's Solicitor.

The Sub Committee considered an application for the grant of a new premise licence in respect of Jules, 1a Alma Street, Smethwick, B66 2RL following receipt of a representation from a member of the public.

The application was for live music, indoors, recorded music, performance of dance, indoors and anything of a similar description between 8.00am and 1.30am every day of the week the sale of alcohol between 8.00am and 1.30am and indoors late-night refreshments between 11.00pm and 1.30am every day of the week and the sale by retail of alcohol for consumption on the premises between 8.00am and 1.30am every day of the week.

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The application had been advertised correctly and had also been published on the Council's website.

It was proposed that the hours of the premises would be open to the public from 6.00am until 1.30am every day of the week. The premises would continue to operate as a café and would also operate as a licensed restaurant in the evening. Mr Sokhal, the Premises Licence Holder, would be the designated premises supervisor.

The objector was not present at the comment but had outlined several of their concerns, including issues relating to crime and disorder within the community. No objections had been raised by West Midlands Police or any other responsible authority.

Prior to Committee, the applicant had consulted with the objector to discuss their concerns and the objector had stated that he would remove his objections, to date no written notice of this had been received.

The Premise Licence Holder had been in discussion with the Council's Planning department for the conversion of a restaurant space.

The Sub Committee requested that the licensable activities ended at 1.00am to allow for a 30-minute drinking up time and the premises to close at 1.30am.

The Premise Licence Holder agreed to the change of time for licensable activities and for additional CCTV provision. On Friday, Saturday and Sunday SIA registered door staff would be employed and remain on premises for 30 minutes after closing time.

The Sub Committee requested that additional CCTV be installed outside the building and cover all access points and the car park.

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

Having considered the Licensing Officer's report, representations made by the objector, the Premises Licence Holder and legal advice given by the Local Authority's Solicitor, the Licensing Sub

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Committee was minded to grant the Premise Licence in respect of Jules, 1a Alma Street, Smethwick, B66 2RL, as this was a new application there was no evidence that the licensing objectives would be undermined.

The objector would be informed of his right of appeal to the magistrates Court within 21 days of receipt of the decision letter.

Resolved that the Premises Licence in respect of Jules, 1a Alma Street, Smethwick, B66 2RL be granted, subject to the following additional conditions:-

- (1) that all Licensable activities be allowed between 8.00am and 1.00am every day of the week.
- (2) that additional CCTV be installed outside the premise covering all access points and the car park.

In making its decision the Sub Committee took into account the Licensing Act itself, the Section 182 Guidance and noted that it must carry out all its functions under the Act with a view to promoting the licensing objectives. It also took into account the Human Rights Act 1998.

(Meeting ended at 11.06 am)

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