

Licensing Sub Committee

19 June 2017

Subject:	Application for review of a Premises Licence
Applicant	West Midlands Police
Premises:	Bing 2 Victoria Street West Bromwich B70 8ET
Ward:	West Bromwich Central

1. Purpose of the Report

- 1.1 To advise members of an application made under section 51 of the Licensing Act 2003 for review of the Premises Licence in respect of Bing, 2 Victoria Street, West Bromwich, B70 8ET.
- 1.2 The Licensing Sub Committee is required to consider this application and take such steps as it considers appropriate and proportionate for the promotion of the licensing objectives.

2. The Premises

- 2.1 The licence was granted on 12 December 2014.
- 2.2 Mr Shanvir Singh has been the Premises Licence Holder since the licence was granted. Donna Carmody was specified as Designated Premises Supervisor since the grant of the licence however she removed herself as DPS on 13 March 2017.
- 2.3 Shanvir Singh made application on 13 April 2017 to vary the premises licence to specify Tarlaz Dosanjh as DPS with immediate effect.
- 2.4 The hours permitted for licensable activities and premises opening are 9pm to 2am Sunday to Wednesday, 9pm to 3am on Thursday and 9pm to 5am Friday and Saturday.

- 2.5 A copy of the current licence is attached at Appendix 2.
- 2.6 The premises also hold a Sexual Entertainment Venue Licence granted by the Licensing Panel on 1 February 2017, expiring on 31 January 2018.
- 2.7 The SEV licence holders are Mr Shanvir Singh and Mr Kamaljit Singh Dhiman.
- 2.8 The premises have previously held sexual entertainment venue licences. The licences were held by Shanvir Singh of S Leisure Limited between April 2012 and December 2015. Mr Singh allowed the licence expiring in December 2015 to lapse, which is why a grant application was necessary.
- 2.9 West Midlands Police are requesting the Council use its powers to revoke the Sexual Entertainment Venue licence. The matter will be considered by a Licensing Sub Committee.
- 2.10 The location and proximity to neighbouring premises can be seen on the location map provided which is attached at Appendix 4.

3. The Application

- 3.1 The application is made by West Midlands Police for a review of the premises licence. Application was made on 19 April 2017. A copy of the application is attached at Appendix 1.
- 3.2 The application to review relates to the following objectives:- the prevention of crime and disorder, public safety, and the protection of children from harm.
- 3.3 The application has been made following an incident of large scale disorder. Following subsequent enquiries and dealings with the premises West Midlands Police are of the opinion that there is a lack of effective management.
- 3.4 The Police have provided supporting documents, attached at Appendix 3.

4. Relevant Representations

- 4.1 Under the Licensing Act 2003, the premises licence holder, a responsible authority or any other person may make representations in respect of the review which must be relevant to one or more of the licensing objectives. Representations made by a person other than a responsible authority must not be frivolous, vexatious or repetitious.
- 4.2 No representations have been made to the application.

5. Matters Relevant to the Application

- 5.1 Members of the Licensing Sub Committee must make decisions with a view to promoting the licensing objectives which are:-
1. the prevention of crime and disorder;
 2. public safety;
 3. the prevention of public nuisance;
 4. the protection of children from harm.

6. Options Available to the Sub Committee

- 6.1 The licensing authority may decide that the review does not require it to take any further steps appropriate to promote the licensing objectives.
- 6.2 Where the licensing authority considers that action is appropriate and proportionate for the promotion of the licensing objectives, it may take any of the following steps:
1. to modify the conditions of the licence;
 2. to exclude a licensable activity from the scope of the licence;
 3. to remove the designated premises supervisor;
 4. to suspend the licence for a period not exceeding three months;
 5. to revoke the licence;

For these purposes the conditions of a premises licence are modified if any of them is altered or omitted or any new condition is added.

7. Associated Papers

- 7.1 Appendix 1 – West Midlands Police application for review
- Appendix 2 – The premises licence
- Appendix 3 – Police supporting documents
- Appendix 4 – Plan of the area

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