

**Minutes of the  
Licensing Sub Committee 3**

**9<sup>th</sup> April 2019 at 10.00am  
at Sandwell Council House, Oldbury**

**Present:** Councillor Padda (Chair);  
Councillors K Davies, S Davies, Downing and  
Tranter.

**Apology:** Councillor S Crumpton.

**Matter Delegated to the Sub Committee to consider the licensing  
of sex establishments in accordance with Section 101 of the Local  
Government Act 1972.**

20/19 **Application for the renewal of a sexual entertainment venue  
licence in respect of Angels Gentleman's Club, 303 High  
Street, West Bromwich B70 8ND**

The Committee considered an application made by WB2 Anchor Limited for the renewal of a sexual entertainment licence in respect of Angels Gentleman's Club, 303 High Street, West Bromwich B70 8ND.

The Licensing Officer advised the Committee that the applicant had complied with all the statutory requirements in respect of the application process and no objections had been received.

The premises had traded as a licensed sex establishment at these premises since April 2012 and the licence had been renewed annually.

On grant of the initial application, the Committee decided to vary the standard condition 45 to allow advertising by the use of vehicles.

At the Licensing Sub Committee meeting on 14<sup>th</sup> November 2017, the premises had been transferred to the current applicant (Minute No. 17/17 referred).

**Licensing Sub Committee 3**  
**9<sup>th</sup> April 2019**

Should the licence be renewed it would run for a period of 12 months commencing 1<sup>st</sup> April 2019 and expire 31<sup>st</sup> March 2020.

The Committee took advice from its Legal Advisor before adjourning to make a decision on the application.

Having considered all the information before them, members were minded to renew the sexual entertainment licence in respect of Angels Gentleman's Club, 303 High Street, West Bromwich, B70 8ND.

**Resolved** that the sexual entertainment licence in respect of Angels Gentleman's Club, 303 High Street, West Bromwich B70 8ND be renewed for a period of 12 months with effect from 1<sup>st</sup> April 2019.

**Matters Delegated to the Licensing Sub Committee to consider Local Government (Miscellaneous Provisions) Act 1976 – Private Hire Driver's/Vehicles/Operators Licensing related matters.**

21/19      **Exclusion of the Public**

**Resolved** that the public and press be excluded from the rest of the meeting to avoid the possible disclosure of exempt information under Schedule 12A to the Local Government Act 1972, as amended by the Local Government (Access to information) (Variation) Order, 2006, relating to any individual and information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

22/19      **Application for the Renewal of a Private Hire Driver's Licence in respect of Mr AT**

Members considered an application for the renewal of a Private Hire Driver Licence in respect of Mr A T.

Mr A T was present at the meeting and confirmed that he had received a copy of the report.

Mr A T had no recorded convictions and had not previously appeared before the Licensing Sub Committee.

**Licensing Sub Committee 3**  
**9<sup>th</sup> April 2019**

Mr A T's Private Hire Driver's and Vehicle Licences had been suspended following concerns regarding his standard of driving.

Video footage of Mr A T driving his private hire vehicle over a footpath and undertaking a number of vehicles on the approach to a roundabout was shown to the Sub Committee. The video footage had been passed to the Police who had contacted Mr A T to confirm he was driving the vehicle at the time, however he had not been charged with any offence as yet.

Mr A T confirmed that he had a passenger in the vehicle at the time of the incident and apologised for his behaviour.

The Committee took advice from its Legal Advisor before adjourning to make a decision on the application.

The Sub Committee considered that a decision could not be made until Police had confirmed if they were taking any action in respect of the incident. Members requested that the Licensing Manager obtain further information from the Police.

**Resolved** that the application for the renewal of a Private Hire Driver's Licence in respect of Mr A T be deferred.

23/19

**Application for the Grant of a Private Hire Driver's Licence in respect of Mr A H**

Members considered an application for the Grant of a Private Hire Driver's Licence in respect of Mr A H.

Mr A H was present at the meeting and confirmed that he had received a copy of the report.

Mr A H had disclosed on his application form a number of convictions which had taken place between 2001-2005 for Common Assault, driving without due care and attention, failing to report and stop after an accident, failing to surrender to custody and using threatening, abusive, insulting words or behaviour to cause fear or provocation of violence.

**Licensing Sub Committee 3**  
**9<sup>th</sup> April 2019**

Mr A H explained the circumstances surrounding the offences and confirmed that he was more mature now and had learned from his mistakes and had not offended since then.

Mr A H advised the Sub Committee that he had held a licence with transport for London for four years, however he would like to work nearer to home.

The Committee took advice from its Legal Advisor before adjourning to make a decision on the application.

Having considered all the information before them, the Sub Committee was minded to grant the Private Hire Driver's Licence in respect of Mr A H.

The time that had elapsed since the convictions meant that they were not within the policy guidelines and there had been no issues whilst Mr A H had been licenced with Transport for London. The Sub Committee considered that Mr A H was a fit and proper person to hold a licence in Sandwell.

**Resolved** that a Private Hire Driver's Licence in respect of Mr A H be granted.

In making the decision the Committee had regard to the Local Government (Miscellaneous Provisions) Act 1976, relevant case law, Council Policy and Guidelines and the Human Rights Act 1998.

(Councillor Downing joined the meeting).

24/19

**Application for the Review of a Dual Hackney Carriage and Private Hire Driver's Licence in respect of Mr M A**

The Licensing Manager advised the Sub Committee that Mr M A had contacted the taxi licensing office as he was unable to attend.

Members were minded to defer the matter the next meeting of the Sub Committee.

**Licensing Sub Committee 3**  
**9<sup>th</sup> April 2019**

**Resolved** that the application for the Review of a Dual Hackney Carriage and Private Hire Driver's Licence in respect of Mr M A be deferred to the next meeting of the Sub Committee.

25/19      **Application for the Review of a Dual Hackney Carriage and Private Hire Driver's Licence in respect of Mr A M**

The Sub Committee was advised that Mr A M had failed to attend the meeting and no apologies had been received.

Members were minded to defer the matter to the next meeting of the Committee.

**Resolved** that the application for the Review of a Dual Hackney Carriage and Private Hire Driver's Licence in respect of Mr A M be deferred to the next meeting of the Sub Committee.

(Councillors S Davies and K Davies left the meeting)

26/19      **Application for the Review of a Private Hire Driver's Licence in respect of Mr T H**

The Sub Committee was advised that Mr T H had failed to attend the meeting and no apologies had been received.

Members were minded to defer the matter to the next meeting of the Sub Committee.

**Resolved** that the application for the review of a Private Hire Driver's Licence in respect of Mr T H be deferred to the next meeting of the Sub Committee.

(Meeting ended at 1.08 pm)

<p>Contact Officer: Shane Parkes Democratic Services Unit 0121 569 3190</p>
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**Licensing Sub Committee 3**  
**9<sup>th</sup> April 2019**