

# Minutes of Licensing Sub Committee 2

27 July 2023 at 10.20am  
Sandwell Council House, Oldbury

**Present:** Councillor Fenton (Chair);  
Councillors R Jalil and N Singh.

**Officers:** Geeta Bangerh (Licensing Officer);  
David Elliott (Solicitor);  
Johane Gandiwa (Committee and Constitutional Services  
Lead Officer).

59/23 **Apologies for Absence**

No apologies for absence were received.

60/23 **Declarations of Interest**

There were no declarations of interest.

61/23 **Objection to a Temporary Event Notice for Blue Mountain Grill,  
53 Great Bridge Street, Tipton**

The Sub Committee considered an objection to a Temporary Event Notices for Blue Mountain Grill, 53 Great Bridge Street, Tipton.

The applicant was not in attendance despite advising they would attend the hearing.



The Sub Committee was advised of the grounds of objection that had been raised by West Midlands Police. The Police stated that they had not been furnished with adequate information to enable them to assess the risks involved.

In addition, the applicant had not provided the Police with a full Risk Assessment. This compromised the licensing objective of prevention of crime. The Sub Committee was also advised that the Temporary Event Notices stated that 80 people were expected to attend the event.

The Police confirmed that they had not been furnished with adequate information by the applicant despite making several requests. The Police had also received allegations that some unsanctioned events were being carried out at the venue in violation of licensing conditions. The conditions of the licence required the licence holder to notify Police of events. Environmental Health had been alerted of noise complaints.

By 20 July 2023, the Police had still not been provided with a full Risk Assessment in order to assess the risks involved. The Police further advised the Committee that advertising for events was being done in violation of the licence. Excerpts of the advertisements were shown to the Sub Committee.

The Police highlighted that in the absence of the full Risk Assessment, they were not able to give any assurance.

The Sub Committee took advice from its legal advisor before adjourning to decide on the objection.

Having considered all the information before it, the Sub-Committee noted that the conditions of the premises licence required a full assessment to be carried out. The assessment had not been provided to the Police. The assessment was very relevant in making a decision that upheld/promoted the licensing objectives which was the primary role of the Sub-Committee.



The Sub Committee further noted that the venue appeared small for the type of event proposed as the venue was essentially a restaurant with an authorised threshold of 60, not 80 as proposed.

The Sub-Committee found that the failure by the applicant to provide adequate information, including a full Risk Assessment, was a violation of the licensing conditions.

**Resolved** that the application for a Temporary Event Notice in respect of Blue Mountain Grill, 53 Great Bridge Street, Tipton, be refused.

The applicant would be advised of the right to appeal to the Magistrates Court within 21 days of receiving the decision letter.

Meeting ended at 11:44am  
(Meeting adjourned between 11:19am to 11:40am)

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