

BIRMINGHAM CITY COUNCIL

**LICENSING
SUB-COMMITTEE B
8 AUGUST 2017**

**MINUTES OF A MEETING OF LICENSING SUB-COMMITTEE B HELD ON
TUESDAY, 8 AUGUST 2017 AT 1000 HOURS, IN COMMITTEE ROOM 1,
COUNCIL HOUSE, BIRMINGHAM**

PRESENT: - Councillor Clinton in the Chair;

Councillors Buchanan and Beauchamp

ALSO PRESENT

David Kennedy – Licensing Section
Sanjeev Bhopal – Legal Services
Gwin Pountney – Committee Services

NOTICE OF RECORDING

1/080817 The Chairman advised the meeting, and the Sub-Committee noted, that members of the press/public may record and take photographs except where there were confidential or exempt items.

2/080817 **APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

Councillors Buchanan and Beauchamp attended as nominee members for Councillors Ali and Flood.

MINUTES

3/080817 The Minutes of the meeting held on 20 June were noted.
The Minutes of the meeting held on 27 June, having previously been circulated, were confirmed and signed.

**LICENSING ACT 2003 PREMISES LICENCE – GRANT SOIREE LOUNGE,
UNIT 2, 5-11 FLEET STREET, BIRMINGHAM, B3 1JP**

Licensing Sub-Committee A – 15 April 2015

The following report of the Director of Regulation and Enforcement was submitted:-

(See document No. 1)

The main points of the report were outlined by David Kennedy, Licensing Section concerning the request by the applicant to adjourn the matter and allow the matter to be heard outside of the prescribed timescale due to the applicant's Legal Representative being unable to attend on the required date as she was out of the country.

Mr Bhopal confirmed that Regulation 11 allowed the Licensing Authority to extend the time limit of 20 working days (for the consideration of a premises licence grant) where it was considered within the public interest.

The Sub-Committee therefore were asked to consider the request for the matter to be considered outside of the prescribed period.

4/080817 **RESOLVED:-**

That having considered the application for a Premises Licence for Soiree Lounge Unit 2, 5-11 Fleet Street, Birmingham, B3 1JP in accordance with the provisions of the Licensing Act 2003, this Sub Committee hereby determines to adjourn the formal determination of the application to Tuesday 22 August 2017 @ 10.00am.

The Sub Committee were informed by officers that following a formal request for an adjournment by the legal representative on behalf of the Applicant on the 26 July 2017, (due to her unavailability), those making representations were informed of the request and invited to make representations on the same. The Sub Committee were advised that all of those that responded had indicated they could attend an adjourned Hearing on the above date, if the Sub Committee were minded to agree to the adjournment.

The Sub Committee therefore determined to adjourn today's meeting which took place in the absence of the parties to the date referred to above, in accordance with Regulation 12 of the Licensing Act (Hearings Regulations) 2005 where it considers this to be necessary for its consideration of any representations or notice made by a party.

As the Sub Committee have made no determination on the Application, the agreement to an adjournment by the Sub Committee is not subject to the Appeal provisions contained within Schedule 5 of the Licensing Act 2003. The only recourse against the decision to adjourn the meeting would be by way of judicial review.

5/080817 **OTHER URGENT BUSINESS.**

There were no matters of urgent business.

6/080817 **EXCLUSION OF THE PUBLIC**

That in view of the nature of the business to be transacted which includes exempt information of the category indicated the public be now excluded from the meeting:-

Minutes – Exempt Paragraphs 3 and 4.

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CHAIRMAN