

## LICENSING SUB-COMMITTEE

At a meeting of this Sub-Committee held on  
28 December 2023

(Present) Councillors C D Banks, J Banks and Laird

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### 32 **APPOINTMENT OF CHAIR**

- \* Resolved that Councillor C D Banks be appointed as Chair for this meeting of the Sub-Committee.

Councillor C D Banks here took the Chair.

### 33 **DECLARATIONS OF INTEREST FROM MEMBERS**

No Declarations of Interest from Members were made.

### 34 **REVIEW OF PREMISES LICENCE PL0072 – THE DUKE**

A report was submitted to determine a summary review application regarding the premises licence for the premises known as 'The Duke' 27 - 29 Duke Street, St Helens, WA10 2JE ('the Premises'), which was submitted by Merseyside Police. The Sub-Committee were informed that an interim steps hearing had been held on 5 December 2023 and interim steps were imposed against the licence.

The review had attracted a supporting representation from the Licensing Authority, which had been judged to be relevant pursuant to the provisions of the Licensing Act 2003 ('the Act').

The hearing was conducted in accordance with the Sub-Committee's Protocol and it was agreed by the Sub-Committee that the 20-minute restriction for submissions be extended to allow all parties to present the relevant evidence.

The Licensing Manager presented an outline of the report and Members were provided with an opportunity to ask any questions.

Merseyside Police representatives were then invited to present their review application, following which there was an opportunity for Members to ask questions.

The Licensing Authority representative was invited to present their representation, following which there was an opportunity to ask any questions.

The Premises Licence Holder was then invited to present their case and answer questions from Members.

All parties were invited to summarise their cases and the Sub-Committee then passed the appropriate resolution to enable the Sub-Committee to deliberate in private.

All parties then left the meeting whilst the Sub-Committee deliberated in private with their Solicitor.

The Sub-Committee carefully considered all of the evidence and information presented including the written and oral representations made by all parties, the Statutory

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Guidance issued under Section 182 of the Licensing Act 2003 and the Council's Statement of Licensing Policy.

- \* **Resolved that, on the balance of probabilities, in relation to the Premises Licence, the Sub-Committee considered the following steps to be appropriate for the promotion of the licensing objectives:**
  - **To remove the Designated Premises Supervisor from the licence;**
  - **To suspend the licence for a period of 3 months; and**
  - **To reduce the licensed hours for the Premises for sale of alcohol, performance of live music and playing of recorded music from 03:00 to 01:00, Monday to Sunday.**
  
- \* **Resolved that, on the balance of probabilities, in relation to the Interim Steps, the Sub-Committee considered the following steps to be appropriate for the promotion of the licensing objectives:**
  - **To extend the period of suspension of the licence.**

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