

**MINUTES of the meeting of Regulatory Sub Committee held at The Council Chamber, Brockington, 35 Hafod Road, Hereford on Friday 19 February 2010 at 10.00 am**

**Present:** Councillor JW Hope MBE (Chairman)  
Councillors: SPA Daniels and RC Hunt

**63. ELECTION OF CHAIRMAN**

Councillor JW Hope MBE was elected as Chairman for the Regulatory Sub-Committee hearing.

**64. APOLOGIES FOR ABSENCE**

No apologies for absence were received.

**65. NAMED SUBSTITUTES (IF ANY)**

There were no substitutes present at the hearing.

**66. DECLARATIONS OF INTEREST**

There were no declarations of interest made.

**67. FULL REVIEW FOLLOWING AN EXPEDITED/SUMMARY REVIEW OF PREMISES LICENCE: BOOTH HALL, EAST STREET, HEREFORD, HR2 2LW. (Pages 1 - 2)**

The Regulatory Sub-Committee was convened in order to determine an application for a review of a premises licence following and expedited / summary review of the Booth Hall, Hereford. The Review had been applied for by Superintendent Kevin Purcell, representing West Mercia Police. The review related to the licensing objective of the prevention of crime and disorder.

The Chairman introduced the Members and Officers and asked any interested parties to introduce themselves. The following interested parties were noted:

- Mr Richard Taylor (Premises Licence Holder's Legal Representative)
- Mr Paul Hayley (Area Manager for Enterprise Inns)
- PC Steve Thomas (Representing the Applicant for the Review)

He advised them of the hearing procedures and asked if any party required an extension to the 10 minute time limit for public speaking, no extensions to the time limit were requested.

The Licensing Officer presented his report. He advised Members that on Monday 15 February the Licensing Authority had received an application to transfer the premises licence from Raymond John Crown to Enterprise Inns. He added that Enterprise Inns had terminated the leasehold agreement with Mr Crown and were now requesting, after consultation with West Mercia Police, that Mr Crown be removed as Designated Premises Supervisor for the Booth Hall.

The Senior Litigator advised all parties present that Mr Crown was not the subject of any criminal proceedings and that the ongoing police investigations related to two third parties who were no longer involved in the management of the premises.

In accordance with the Licensing Act 2003 (Hearings) Regulations 2005, PC Steve Thomas, representing West Mercia Police who had requested the review, addressed the sub-committee. He advised Members that he was no longer requesting revocation of the licence subject to the removal of Mr Raymond John Crown as the Designated Premises Supervisor. This would ensure that the Booth Hall would remain closed until a suitable Designated Premises Supervisor could be appointed.

Mr Richard Taylor addressed the Sub-Committee on behalf of Enterprise Inns. He gave members a brief description of the structure and history of the business and advised that Mr Crown had been the leaseholder for the Booth Hall since 1992. He confirmed that Mr Crown had been an excellent licence holder, a fact that was not disputed by West Mercia Police. He indicated that issues had arisen at the Booth Hall after Mr Crown had made an informal agreement with a third party to transfer the lease and the management of the Public House. Following these events Mr Crown's lease had been terminated and Enterprise Inn's supported the removal of Mr Crown as Designated Premises Supervisor.

The Chairman invited all of the parties present to sum up their comments in a brief closing statement. The Sub-Committee then retired to make their decision, the Senior Litigator and the Democratic Services Officer also retired to assist them with procedural matters.

## **RESOLVED**

**That the premise licence in respect of The Booth Hall, East Street, Hereford, be amended as detailed in the attached decision notice.**

The meeting ended at 11.35 am

**CHAIRMAN**



**HEREFORDSHIRE COUNCIL**

**REGULATORY COMMITTEE DECISION NOTICE  
(THE LICENSING ACT 2003)**

<b>PREMISES</b>	Booth Hall
<b>DESIGNATED PREMISES SUPERVISOR</b>	Raymond John Crown
<b>PREMISES LICENCE HOLDER</b>	Enterprise Inns
<b>APPLICANT'S NAME</b>	West Mercia Police
<b>APPLICATION TYPE</b>	Full Review Following a Summary Review
<b>PANEL MEMBERS</b>	Councillor JW Hope MBE (Chairman) Councillor SPA Daniels Councillor R Hunt
<b>DATE OF MEETING</b>	19 February 2010

Members of the Licensing Panel of the Council's Regulatory Committee considered the above application, full details of which appeared before the Members in their agenda and the background papers.

Prior to making their decision the Members heard from PC Thomas, representing West Mercia Police as well as Mr Taylor, the premises licence holder's legal representative.

Having carefully considered those matters brought before them and in reaching their decision, the Members had full regard to both the provisions of the Licensing Act 2003 (as amended by the Violent Crime Reduction Act 2006) and the Council's Licensing Policy. The Members made the following decisions in order to promote the licensing objective of the prevention of crime and disorder.

- 1 It is the decision of the Committee that RAYMOND JOHN CROWN be removed as designated premises supervisor with immediate effect\*.

\* Subject to Section 52(11) which states that a determination under this section does not have effect:  
(a) until the end of the period given for appealing against the decision, or  
(b) if the decision is appealed against, until the appeal is disposed of.

