

Minutes of the **Licensing Sub-Committee**
of the **Test Valley Borough Council**
held in Conference Room 3, Beech Hurst, Weyhill Road, Andover
on Wednesday, 11 January 2023 at 9.30 am

Attendance:

Councillor I Andersen

Councillor J Budzynski

Councillor G Bailey

1

Appointment of Chairman

Resolved:

That Councillor Budzynski be appointed as Chairman for the duration of the meeting.

2

Apologies

There were no apologies for absence.

3

Declarations of Interest

There were no declarations of interest.

4

Exclusion of the Public

Resolved:

That pursuant to Regulation 4 of the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 and also Regulation 14 of The Licensing Act 2003 (Hearings) Regulations 2005, the public be excluded from the meeting for the consideration of reports on the following matters on the grounds that they involve the likely disclosure of exempt information as defined in the following Paragraphs of Part 1 of Schedule 12A of the Local Government Act 1972, as amended, indicated below. The public interest in maintaining the exemption outweighs the public interest in disclosing the information for the reason given below:

Review of a Personal Licence following conviction Paragraphs 1, 2 & 7

It is considered that the report contains exempt information within the meaning of paragraphs 1, 2 & 7 of Schedule 12A of the Local Government Act 1972, as amended. It is further considered that the public interest in maintaining the exemption outweighs the public interest in disclosing the information because the information relates to a named individual, could reveal the identity of an individual and relates to action taken in connection with the prevention, investigation, or prosecution of crime.

5 Review of a Personal Licence following conviction for a relevant offence

The Personal Licence holder had been referred to the Licensing Sub-Committee to review the suitability of holding a personal licence following notification that a relevant offence was committed under Schedule 4 of the Licensing Act 2003.

On 24 October, the Sub-Committee was minded not to suspend or revoke the Personal Licence. As such, it was necessary to advise the Police of this decision, as under the legislation they have the right, within 14 days, to make representations regarding the matter before a final decision can be made. As that 14-day period has now passed without the Police submitting any representations, a further hearing was arranged to consider that response and any other matters that were before the original Sub-Committee meeting.

Members were minded to stick with their original decision and the Licensing Manager agreed to write a letter to the Personal Licence holder advising of that decision.

Resolved:

That the Licensing Sub-Committee proposed, in principle, not to revoke or suspend the Personal Licence.

(The meeting terminated at 9.33 am)