

Licensing Sub-Committee

Held at:	Council Chamber - Civic Centre Folkestone
Date	Monday, 9 December 2019
Present	Councillors Gary Fuller, Mrs Jennifer Hollingsbee and Philip Martin
Apologies for Absence	None
Officers Present:	Kate Clark (Committee Services Officer), Sarah Pinkstone (Environmental Health and Licensing Team Leader), Tim Hixon (Legal Specialist), Jack Pearce (Legal Trainee) and Briony Williamson (Senior Licensing Officer)
Others Present:	

11. **Election of Chairman for the meeting**

Proposed by Councillor Philip Martin
Seconded by Councillor Gary Fuller and

RESOLVED:

That Councillor Mrs Jenny Hollingsbee is elected as Chairman for the meeting.

12. **Declarations of interest**

There were no declarations of interest.

13. **Declarations of lobbying**

There were no declarations of lobbying. Lobbying forms were signed and returned to Committee Services.

14. **An application for a Review of a Premises Licence in respect of: Tamarind, 37 Littlestone Road, Littlestone, Kent, TN28 8LN**

Report DCL/19/25 outlined the application made by the Home Office – Immigration Enforcement, for a review of the premises licence at a restaurant in

Littlestone following enforcement action taken by them. The Licensing Sub Committee determined the outcome for the application.

Mrs Briony Williamson, Senior Licensing Officer, outlined the history and details of this case, along with the Home Office (Immigration Enforcement) statement. She also advised that the Immigration Service had given their apologies for not attending this meeting.

There had been no representations from the Licence Holder/Designated Premises Supervisor although all relevant documents had been sent prior to today's meeting.

Mrs Williamson also advised that the business seems to have been closed for several months.

The committee considered this item in conjunction with the four licensing objectives:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm;

Proposed by Councillor Gary Fuller
Seconded by Councillor Philip Martin and

RESOLVED;

- 1. That report DCL/19/25 is received and noted.**
- 2. In consideration of the representation made by Immigration Enforcement and the significant risk of the licensing objectives not being adhered to, the Premises Licence is revoked with immediate effect.**

(Voting: For 3; Against 0; Abstentions 0)

15. Exclusion of the Public

Proposed by Councillor Gary Fuller
Seconded by Councillor Philip Martin and

RESOLVED:

To exclude the public for the following item of business on the grounds that it is likely to disclose exempt information, as defined in paragraph 1 of Part 1 of Schedule 12A to the Local Government Act 1972 –

'Information relating to any individual.'

(Voting: For 3; Against 0; Abstentions 0)

16. **Application for Private Hire Taxi Licence**

Report DCL/19/26 considered an application for a Private Hire Driver and whether it should be accepted considering previous spent conviction information on a DBS.

The Chairman asked Mrs Williamson to present the report and welcomed the applicant to the meeting.

The Committee asked the applicant various questions about his DBS record and his reasons for wanting to become a taxi driver. They also gave regard to the Institute of Licensing Guidance in determining suitability of applicants.

Proposed by Councillor Philip Martin
Seconded by Councillor Gary Fuller and

RESOLVED:

- 1. That Report DCL/19/26 is received and noted.**
- 2. That the Driver's Licence application is accepted subject to a condition that CCTV is installed and active in any Private Hire vehicle the applicant drives.**

(Voting: For 3; Against 0; Abstentions 0)