

Determination Notice

Application to summary review a Premises Licence Licensing Act 2003, Section 53A

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On the 9th February 2016, Warrington Borough Council (“the Council”), being the relevant Licensing Authority, received an application for a summary review of a Premises Licence from Cheshire Constabulary in respect of premises known as:

Showbar & Secrets
15-17 Friars Gate
Warrington
WA1 2RR

Premises Licence Number: WBC/LP0308

On the 11th February a hearing was held to consider if any interim steps should be taken prior to a full Licence Review Hearing

The Licensing Sub Committee have taken into account all relevant sections of its Statement of Licensing Policy together with the Summary Review Government Guidance and the guidance issued under Section 182 of the Act and the written and verbal representations submitted by, and on behalf of the Licence Holder and Cheshire Constabulary, the applicant for the review.

In reaching their Decision the Licensing Sub Committee was mindful of the requirement of the Licensing Act 2003 and that in carrying out its functions under the Act, must do so with a view to promoting the licensing objectives.

The Sub Committee agree that the incident in the early hours of 7 February 2016, was serious and involved the use of violence.

In considering all of the above factors, the Committee, balancing the interests of Cheshire Constabulary and the Licence holder has resolved to impose the following interim steps pending the full Review Hearing:

- **Suspend the licence pending the full review on the 3rd March 2016.**

For the avoidance of doubt the interim steps shall cease to have effect on the commencement of that review hearing but without prejudice to the powers of the Licensing Sub-Committee in dealing with that review.

The reasons for the Sub-Committees decision are as follows:

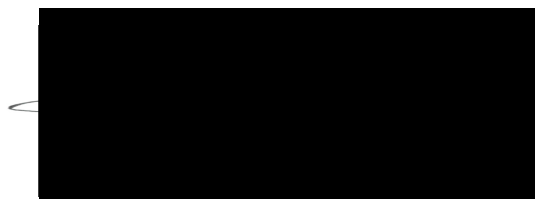
In order to support the licensing objectives, Members believed that strong action was required as they take matters of this nature very seriously indeed. Members were of the opinion that this incident was unacceptable and should not be tolerated whatsoever.

The Sub Committee noted the cooperation of staff with Cheshire Constabulary when gathering evidence and the fact that the Assistant Doorman had provided first aid on site. Members also accepted that the management gave assurances that they were going to impose further training for all staff.

Members also took into account the number of incidents since 1 November 2015 and the fact that a meeting between Cheshire Constabulary, the Local Authority and Representatives from the premises had taken place to highlight these issues and implement an action plan. However, in order to support the licensing objectives felt that suspension of the license was appropriate in these circumstances.

The full range of options is still at Members disposal at the full review hearing scheduled to take place on Thursday 3 March 2016.

Dated: 12 February 2016

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Signed: _____

Peter Astley MBE

Designation: Assistant Director Regulation & Protection