

LICENSING SUB-COMMITTEE

20th June 2012

LICENSING ACT 2003

100 LOUNGE

100 High Street, Slough, SL1 1HI

Objection to requested variation of Designated
Premises Supervisor for Premises Licence –

Number PL007365

Objection made by Thames Valley Police

1. **CURRENT POSITION**

- 1.1 100 Lounge operates under a Premises Licence number **PL007365** which is held by a company called 100 Lounge Ltd at 100 High Street, Slough, SL1 1HI.
- 1.2 The proposed new Designated Premises Supervisor (DPS) is Mr Barneet Singh who holds a Personal Licence number **PA007750** with Slough Borough Council.
- 1.3 The DPS is responsible for the day to day management of the premises.

2. **BACKGROUND INFORMATION**

- 2.1 On 26th April 2012 Debie Pearmain, Thames Valley Police Licensing Officer, forwarded an email to the Licensing Team from Sandeep Sharma, previous DPS for 100 Lounge. In his email Mr Sharma states he no longer wishes to be the DPS for 100 Lounge and has not been working at 100 Lounge since 31st January 2012. A copy of the email is attached at **APPENDIX 1**.
- 2.2 On 3rd May 2012 Barneet Singh submitted, on behalf of 100 Lounge, an application to vary a premises licence to specify an individual as designated premises supervisor under the Licensing Act 2003. The application requests that the change of DPS is to have immediate effect under section 38 of the Licensing Act 2003. In these instances the Police have 14 days to submit an objection which has been done in this case. A copy of the application form and consent of individual form are attached at **APPENDICES 2 and 2(i) respectively**.
- 2.3 On 15th May 2012 Thames Valley Police submitted an objection to the proposed variation to the DPS of the Premises Licence on grounds of the Prevention of Crime and Disorder. The full objection is contained at **APPENDIX 3**.
- 2.4 The grounds for the objection although contained fully within the objection attached at **APPENDIX 3** can be summarised as follows:
 - Mr Singh has failed on two occasions to produce suitable identification to the Police to enable them to conduct a person search on the Police National Computer (PNC) to ensure he has no relevant offences recorded against him.

- To date Mr Singh has failed to contact either Mrs Pearmain or Sergeant Simpson, Town Centre Sergeant, as requested by Mrs Pearmain on 10th May 2012, with regard to their request for relevant identification.
- Until relevant identification is produced Thames Valley Police cannot conduct the required PNC check to confirm Mr Singh is fit and proper to be appointed as DPS the Police feel that there is potential for the Prevention of Crime and Disorder licensing objective to be undermined.
- In January 2012 100 Lounge had their Premises Licence revoked by a previous Licensing Sub-Committee as Members were of the view that the licensing objectives relating to crime and disorder and the protection of children from harm were being undermined. The review was brought by Thames Valley Police.
- 100 Lounge have lodged an appeal with the Magistrates Court and date for the appeal to be heard is 4th and 5th September 2012.
- Additional information has been forwarded by Thames Valley Police - a witness statement from Acting Sergeant 7486 Daniel Simpson, as set out in Appendix 4. This information is considered to be of a confidential nature and should the Sub Committee consider it necessary to discuss details of the statement, the press and public may be excluded from the hearing in accordance with the requirements of Paragraphs 1 and 2 of Part I of Schedule 12A to the Local Government Act 1972 (information relating to an individual).

3. **APPLICATION – OBJECTION TO PROPOSED DPS**

- 3.1 The Licensing Authority is satisfied that this objection meets the appropriate legislative requirements within the Licensing Act 2003 and is therefore a valid objection to be considered by the Licensing Sub-Committee.
- 3.2 The objection requests that due to failure of the applicant to produce suitable identification to Thames Valley Police Mr Barneet Singh should not be approved as DPS for 100 Lounge.

4. **Options Available to the Sub-Committee**

- 4.1 The options available to the Sub-Committee are to either grant or refuse the application and that clear reasons for the decision must be given.

APPENDICES

- Appendix 1 - Email from Sandeep Sharma
 Appendix 2 - Application to vary DPS
 Appendix 2(i)- Consent of individual to be DPS
 Appendix 3 - Objection to DPS variation from Thames Valley Police
 Appendix 4 - Witness statement from Acting Sergeant 7486 Daniel Simpson

Background papers

- The Licensing Act 2003

Contact Officer, Melanie Sagar, Licensing Officer, 01753 875110