

LICENSING (LICENSING AND GAMBLING) SUB – COMMITTEE
DECISION OF THE MEETING HELD ON 5 MARCH 2014
INTERIM STEPS PENDING REVIEW OF PREMISES LICENCE
RHINO, WATERLOO TERRACE, SOUTHAMPTON SO15 9BA

The Sub-Committee determined that the hearing should proceed with the press and public excluded and in the absence of the premises licence holder.

The Sub-Committee has considered very carefully what interim steps, if any should be taken pending the summary review of the premises licence for Rhino, Waterloo Terrace, Southampton SO15 9BA

It has given due regard to the provisions of the Licensing Act 2003, including the statutory licensing objectives, the statutory guidance and the City Council's adopted statement of licensing policy. Human rights legislation has been borne in mind.

The Sub-Committee has determined to suspend the premises licence for Rhino under section 53B of the Licensing Act 2003 pending consideration of the summary review of the premises licence at a later date.

Reasons

The Sub-Committee has considered very carefully the certificate of Superintendent Fulton and all the evidence submitted by the Police, both written and given orally today.

The Sub-Committee has considered all the options set out in section 53B of the Licensing Act 2003:

- modification of the current conditions of the premises licence
- exclusion of the sale of alcohol from the current permissions of the premises licence
- removal of the designated premises supervisor from the licence
- suspension of the licence.

The Sub-Committee considers that the alleged serious criminal offences and the likelihood of serious disorder at the premises involving persons concerned with the management of the premises, including the premises licence holder, make it necessary for the promotion of the licensing objectives to suspend the premises licence with immediate effect. The Sub-Committee has noted that the designated premises supervisor has removed himself from the licence under section 41 of the Licensing Act 2003.

There is a right under section 53B (6) of the Licensing Act 2003 for the premises licence holder to make representations against the interim steps to the Sub-Committee. There is no right of appeal for any party at this stage to the Magistrates' Court. All parties will receive written notification of the decision with reasons and that notification will set out the right of to make representations in full.