

# WEST DEVON LICENSING SUB- COMMITTEE



West Devon  
Borough  
Council

## Minutes of a meeting of the **West Devon Licensing Sub-Committee** held on **Wednesday, 12th December, 2018** at **11.00 am** at the **Chamber - Kilworthy Park**

Present: **Councillors:**

**Chairman** Cllr Sanders  
**Vice Chairman**

Cllr Mott

Cllr Roberts

### **In attendance:**

Officers:  
Deputy Monitoring Officer  
Specialist – Licensing

Also in attendance  
The Applicant  
Immigration Enforcement Officer

### 16. **Committee to elect a Chairman**

\* LSC 16

#### **RESOLVED**

That Cllr Sanders be appointed Chairman for the duration of the meeting.

### 17. **Declarations of Interest**

\* LSC 17

The Chairman invited Members to declare any interests in the items of business to be considered during the course of the meeting but there were none made.

18. **Application for the review of premises licence at 22 Mill Street, Chagford, TQ12 8AW**

\* LSC 18

The Sub Committee considered a report that sought to determine an application for the review of the premises licence at 22 Mill Street, Chagford TQ12 8AW in accordance with section 52 of the licensing act 2003.

The Licensing Officer proceeded to present the application and the content of the report.

The Immigration Officer explained her involvement in the case and subsequent visit to the establishment.

The licence holder put forward his case.

Members proceeded to ask several questions of the Immigration Officer and the applicant.

Once all parties were content that they had no further issues and/or questions to raise, the Sub-Committee adjourned in the presence of the Deputy Monitoring Officer to consider the application. The Sub-Committee then reconvened and the Chairman announced the decision.

The Chairman proceeded to read out the following statement:

"We have considered the application for the review of the premises licence of 22 Mill Street, Chagford.

We have considered the Statement of Licensing Policy, the government guidance and our obligations that relate to the promotion of the licensing objectives.

We have read carefully the written representations received and listened to statements from persons here today.

It is our decision that it is appropriate to include the following additional conditions on the premises licence to address the 'Prevention of Crime and Disorder' licensing objective:

1. The Premises Licence Holder will operate a full human resources management system where all relevant documents are stored for each individual member of staff;
2. All documents for members of staff will be retained for a period of 24 months post termination of employment and will be made available to Police, Immigration, or Licensing Officers on request;
3. The Premises Licence Holder will work with People Force International Limited (or any other similar agency) to carry out checks on the Home Office website and verify

identification documents such as visas and right to work documents to ensure that all new members of staff can be legally employed.

4. No new member of staff will be able to work at the premises unless they have proved satisfactory proof of identification and right to work.

It is also our decision that it is appropriate to remove the Designated Premises Supervisor (DPS) from the Premises Licence to address the 'Prevention of Crime and Disorder' licensing objective. More specifically, the current DPS has demonstrated a disregard for the Immigration Legislation and has failed to produce evidence of proper employment records."

The Meeting concluded at 1.00 pm

**Signed by:**

**Chairman**

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