

Governance

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Our Ref	SO
Your Ref	

IMPORTANT – PLEASE READ CAREFULLY

20 December 2013

Dear Sirs,

Licensing Act 2003 – Section 53A-C
Application by Derbyshire Constabulary
for a Summary Review of the Premises Licence in respect of
Bar Centro, 5 Holywell Street, Chesterfield

I write further to the Licensing Committee hearing on 20 December 2013.

Following the application made by Derbyshire Constabulary for a summary review of the premises licence, the Licensing Committee met on 17 December 2013 and decided to suspend the premises licence with immediate effect pending the outcome of the full review. The Licensing Committee met again on 20 December 2013 to consider your representations against that decision.

You were represented by Mr I Groom of counsel and Mr O Maxwell of Banner Jones, solicitors.

Derbyshire Constabulary attended the hearing and was represented by Sergeant Stocks, Detective Sergeant Stocks and PC Holden.

The Licensing Committee considered the certificate signed on behalf of the Chief Officer of Police, the application form and the representations made by and on behalf of Derbyshire Constabulary and the Premises Licence Holder.

The Licensing Committee considered the interim steps which could be taken which were (1) to modify the licence conditions; (2) to exclude the sale of alcohol from the scope of the licence; (3) to remove the Designated Premises Supervisor; and (4) to suspend the licence.

The Licensing Committee decided unanimously, on a balance of probabilities, that there had been open and widespread drug dealing at the premises and it was a serious problem, which could not be allowed to continue, and the premises licence holder, who was ultimately responsible for the management and control of the premises, had not shown due diligence with regard to those matters. In the circumstances it was necessary to suspend the Premises Licence with immediate effect pending the outcome of the full review hearing, in order to prevent any further crime and to protect the public.

The interim decision means that, with immediate effect, no licensable activities must be carried on at the premises pending the outcome of the full review hearing otherwise you will be committing an offence under the Licensing Act 2003 and be liable to prosecution.

You do not have a right of appeal to the Magistrates' Court against the interim decision.

If you are unsure as to your position you should seek advice from your solicitor as soon as possible. I have sent a copy of this letter to your solicitors.

Yours faithfully,

Stephen Oliver
Solicitor