

Report of:	Public Protection Manager	Licence Type:	Temporary Event Notice
Report to:	Licensing Committee	Date:	19 th August 2019
Contact Officer:	Susan Chadwick	Telephone:	01706 238 648
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PREMISES DETAILS

Name:	Blind Tiger
Address:	1 Brook Street, Rawtenstall, Rossendale, BB4 6AA
Ward:	Longholme
Application:	Temporary Event Notice

1. REASON FOR REFERRAL

- 1.1 To advise members of a temporary event notice (TEN) received and to which the Environmental Health department as a relevant person have objected.

2. RECOMMENDATIONS

- 2.1 It is recommended that members consider all relevant information and decide whether to give the premises user a counter notice.

3. LICENSING OBJECTIVES

- 3.1 Members are reminded of the Licensing objectives as follows:

- The prevention of crime and disorder;
- Public Safety;
- The prevention of public nuisance; and
- The protection of children from harm

4. THE NOTICE

- 4.1 On 8th August 2019, a valid TEN was received from the premises user, Mr James Morris. This notice is appended at **Appendix A**.

- 4.2 The proposed event is an after party for a band playing at St Mary's Chambers in Rawtenstall commencing at 1400hours on 30th August 2019 and ending at 0400 hours on 31st August 2019.

- 4.3 The premises user has requested to provide the following licensable activities:

- ⊕ The sale by retail of alcohol
- ⊕ The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- ⊕ The provision of regulated entertainment

- ⊕ The provision of late night refreshment

4.4 The times that the licensable activity will be carried on are:

Between 1400hours and 0400 hours

5. THE OBJECTION NOTICE

5.1 On 13th August 2019, an objection notice was received from the Environmental Health department as a relevant person. This objection notice is appended at **Appendix B.**

6. BACKGROUND

6.1 There is a premises licence in force for the premises which currently authorises the following on a Friday:

- ⊕ Live music between 1200 hours and 2330 hours.
- ⊕ Recorded music between 1100 hours and 0200 hours.
- ⊕ Sale of alcohol between 1100 hours and 0200 hours.

6.2 The following conditions are imposed on the licence:

All persons who appear to be under the age of 25 years shall be required to produce proof of age by way of the following:

- A recognised proof of age card accredited under the British Retail Consortiums Proof of Age Standards Scheme (PASS)
- Photo driving licence
- Passport
- Citizen card supported by the Home Office
- Official ID card issued by HM Forces or European Union Member State bearing a photograph and birth date of the holder

A notice or notices shall be displayed in and at the entrance to the premises where they can be clearly seen and read and shall indicate that it is unlawful for persons under 18 to purchase alcohol or for any person to purchase alcohol on behalf of a person under 18 years of age.

All relevant staff will be trained in relation to the licensing objectives so as to reduce crime & disorder, promote public safety, prevent public nuisance and promote the protection of children from harm. Regular refresher training to be undertaken. All training will be documented and will be made available to an authorised officer upon request.

All external doors and windows shall be kept closed when regulated entertainment is being provided except in the event of an emergency.

A colour CCTV system will be installed in the premises and will display on any recording the time and date of the recording and

- The system will be operated during all permitted hours
- The Camera's shall be sufficient in number to view any area for licensable activity and any exit/entry and the area immediately outside the main entrance.

- Signs will be displayed in the premises to indicate that CCTV is in use and when dealing with incidents or unruly behaviour, staff shall indicate that CCTV is recording the incident.
- The system is kept in a working order, is checked regularly and any faults are rectified promptly.
- Images and Recordings are being kept for 28 days and will be available to the police or other authorised authority promptly upon request and there are staff trained who are able to access and operate the system and provide downloads.
- The recordings can be accessed and downloaded to another format (e.g. a USB stick or DVD or other recognised format)

Prior to each occasion that licensable activities take place, a risk assessment will be carried out and an appropriate number of SIA registered door supervisors will be utilised at the premises in accordance with said risk assessment, which will be documented and made available to an authorised officer on request.

As a minimum, if the premises operate after midnight at least one SIA registered door supervisors will be utilised from 2200 hours until 30 minutes after the closing time of the premises.

7. OPTIONS

- 7.1 Having regard to the objection notice, the Licensing Authority must give the premises user a Counter Notice if it considers it appropriate for the promotion of a licensing objective.
- 7.2 A determination must be made at the conclusion of the hearing.
- 7.3 In accordance with Section 105 of the Act, the licensing authority must, having regard to the objection notice, consider whether it is appropriate to:
- 1) Serve the premises user with a Counter Notice (the event will not be authorised)
 - 2) Not serve the premises user with a Counter Notice but impose conditions on the TEN (the event will be authorised and conditions will apply – refer to paragraph 7.4)
 - 3) Not serve the premises user with a Counter Notice (the event will be authorised)
- 7.4 The licensing authority may impose one or more conditions on the temporary event notice if:
- (a) the authority considers it appropriate for the promotion of the licensing objectives to do so,
 - (b) the conditions are also imposed on a premises licence or club premises certificate that has effect in respect of the same premises, or any part of the same premises, as the temporary event notice, and
 - (c) the conditions would not be inconsistent with the carrying out of the licensable activities under the temporary event notice.

8. POLICIES TO CONSIDER

- 8.1
- Rossendale Borough Council's Statement of Licensing Policy effective 25th March 2014.
 - Guidance issued under Section 182 of the Licensing Act 2003.

9. CRIME AND DISORDER

9.1 Section 17(1) of the Crime and Disorder Act 1998 places a duty on the Local Authority to have due regard to the likely effect of the exercise of these functions on preventing in its area, the following;

- crime and disorder;
- misuse of drugs alcohol and other substances; and
- Re-offending.

APPENDICES

Appendix A	Temporary Event Notice
Appendix B	Objection Notice – Env Health