

**MINUTES OF: LICENSING SUB-COMMITTEE
HEARING UNDER THE LICENSING ACT 2003**

DATE OF MEETING: 29th October 2019

PRESENT: Councillors Gill (Chair), Haworth and Neal

**IN ATTENDANCE: Miss Y Ahmed, Legal Advisor
Miss S Chadwick, Licensing Enforcement Officer
Mrs J Wood, Hearing Administrator
Cllr Ashworth – Interested Party
Mr T Hopkins – Applicant
Mrs L Robinson – Environmental Health – Responsible
Authority**

1. APOLOGIES FOR ABSENCE AND NOTIFICATION OF SUBSTITUTES

There were no apologies for absence.

2. DECLARATIONS OF INTEREST

There were no declarations of interest.

**3. APPLICATION FOR A NEW PREMISES LICENSE: TWO'S AND THREE'S
HIDEAWAY, 5 ROCHESTER CLOSE, WEIR, BACUP, LANCASHIRE, OL13
8RN**

3.1 The applicant, responsible authority and interested party attended the hearing with regard to a new premises licence for Two's and Three's Hideaway, 5 Rochester Close, Weir, Bacup, Lancashire, OL13 8RN.

3.2 All parties consented to a public hearing.

3.3 The Hearing procedure was followed.

3.4 The Licensing Enforcement Officer advised of the further information received from the applicant and confirmed that all of the parties, committee members had seen sight of this information prior to the meeting.

3.5 The Licensing Enforcement Officer presented their report and provided additional information to the committee. This was in the form of a plan highlighted with red edged area, in relation to the inside of the property only.

3.6 The Applicant presented his case.

3.7 Members asked questions of the applicant.

3.8 The applicant provided clarification.

3.9 The Interested Party presented their case.

3.10 The Responsible Authority presented their case.

- 3.11 Members asked questions of the Responsible Authority.
- 3.12 The Responsible Authority provided clarification.
- 3.13 The Licensing Officer made her final statement.
- 3.14 The responsible authority did not make any further statement.
- 3.15 The applicant did not make any further statement.
- 3.16 The applicant, the interested party, the responsible authority and the Licensing Officer left the room whilst the committee deliberated.
- 3.17 The applicant, the interested party, the responsible authority and the Licensing Officer returned to the meeting.

4. DECISION

- 4.1 After giving consideration to all the written and verbal representations made and after giving proper consideration to the Licensing Objectives, the Committee, appointed under the Licensing Act 2003, have decided to take the following action on the application for the grant of a premises licence under Section 17 of the Act.

Resolved:

That the application for the new premises licence at Two's and Three's Hideaway, 5 Rochester Close, Weir, Bacup, Lancashire, OL13 8RN be granted subject to any mandatory conditions and additional conditions which we consider necessary for the promotion of one or more of the licensing objectives.

The additional conditions were as follows:

- The area edged in Red on the plan as the licensable area being indoors only.
- Licensable activities can only take place from the premises on no more than 2 days per calendar month.
- Children under the age of 18 years shall only be permitted on the premises if accompanied by a person aged 18 or over.
- There shall be no gaming machines operated from the premises at any time.
- To impose a check 25 challenge.
- Notices to indicate that customers and staff leave the premises quietly and swiftly to be clearly displayed on exits. This condition to be drafted by the Licensing Enforcement Officer.

This decision was made because the committee were satisfied that these measures were necessary to satisfy the following licensing objectives:

- *The prevention of public nuisance*

A determination notice would be served on all parties in due course.

There was a right of appeal for all parties before the Magistrates' Court which must be exercised within 21 days on receipt of the Determination Notice.

The hearing commenced at 10.00am and finished at 11.35am.