

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

DATE OF MEETING: 20th November 2019

PRESENT: Councillors Gill (Chair), Bromley and Neal

**IN ATTENDANCE: Ms A Wrench, Legal Advisor
Mrs J Wood, Hearing Administrator
Miss S Chadwick, Licensing Enforcement Officer
Mrs L Robinson, Environmental Health Officer
Mr M Ireland, Representative for Applicant
Mr M Hampson, Applicant
Mrs V Cunliffe, Applicant
Mr D Cunliffe, Applicant**

1. APOLOGIES FOR ABSENCE AND NOTIFICATION OF SUBSTITUTES

There were no apologies for absence.

2. CHAIRMAN'S INTRODUCTION

The Chair welcomed all parties to the meeting and asked the members of the Sub-Committee and Council Officers to introduce themselves.

The Chair asked the Applicant and the party attending with the Applicant to introduce themselves.

3. DECLARATIONS OF INTEREST

No declarations were made.

4. APPLICATION FOR A PREMISES LICENCE AT: MARLEYS, 28 BURY ROAD, RAWTENSTALL, ROSSENDALE, BB4 6AA.

4.1 The Applicants, Applicants representative and Environmental Health Officer attended the Hearing with regard to the application for a premises licence at Marley's, 28 Bury Road, Rawtenstall, Rossendale, BB4 6AA.

4.2 The Licensing Enforcement Officer presented their report.

4.3 The Hearing procedure was followed.

4.4 The Applicants Representative presented their case. The Applicants representative confirmed that films, live music, performance of dance, anything of similar description had been withdrawn from the application.

4.5 The Environmental Health Officer presented their case.

4.6 Members asked questions of the Applicants Representative, Applicants and the Environmental Health Officer

- 4.7 All parties provided clarification.
- 4.8 The Applicants Representative and Applicant did not make any further statement.
- 4.9 The Environmental Health Officer did not make any further statement.
- 4.10 The Applicants Representative, Applicants, Environmental Health Officer and Licensing Officer left the room whilst the committee deliberated.
- 4.11 The Applicants Representative, Applicants, Environmental Health Officer and the Licensing Officers returned to the meeting for the announcement of the decision.

5. DECISION

- 5.1 After giving consideration to all the written and verbal representations made by the Licensing Officer, Applicant Representative, Applicants and Environmental Health Officer and after giving proper consideration to the Licensing Objectives, the Sub-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:

Further to the applicant withdrawing the application for films/live music/performance of dance/anything of similar description as a licensable activity that the licence be granted at Marley's, 29 Bury Road, Rawtenstall, Rossendale, BB4 6AA subject to the conditions proposed on the operating schedule and any mandatory conditions which must be included in the licence.

We are satisfied that these are sufficient to promote one or more of the licensing objectives, primarily that of

- *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 Decision Notice.

The meeting commenced at 10.05am and finished at 11am