

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

DATE OF MEETING: 13th May 2022

PRESENT: Councillors S Barnes (Chair) and Procter

**IN ATTENDANCE: Ms Y Ahmed, Legal Advisor
Mr S Hussain, Legal Advisor
Miss S Chadwick, Licensing Enforcement Officer
Mrs L Robinson, Responsible Authority
Mr C Dixon, Applicant
4 Interested Parties**

1. APPOINTMENT OF CHAIR

Moved by Councillor Procter.

Resolved:

That Councillor Barnes be appointed Chair of the meeting.

Councillor Barnes in the Chair.

2. APOLOGIES FOR ABSENCE AND NOTIFICATION OF SUBSTITUTES

Councillor Steen's apologies were noted.

3. 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.

4. DECLARATIONS OF INTEREST

No declarations were made.

5. APPLICATION FOR THE NEW PREMISES LICENSE FOR WHITWORTH VALLEY FOOTBALL CLUB, RAWSTRON STREET, WHITWORTH, OL12 8BA

5.1 The Applicant, Responsible Authority and Interested Parties attended the hearing with regard to the application for the new premises licence for Whitworth Valley Football Club, Rawstron Street, Whitworth, OL12 8BA.

5.2 There were no representations to hear the matter in private.

5.3 The Licensing Enforcement Officer presented the report.

5.4 The Hearing procedure was followed.

5.5 The representative for the Responsible Authority presented their case.

5.6 Four Interested Parties spoke against the application.

5.7 The Applicant presented their case.

- 5.8 Members asked questions of the Licensing Enforcement Officer, Responsible Authority and also the Applicant.
- 5.9 All parties provided clarification.
- 5.10 The representative for the Responsible Authority made their final statement.
- 5.11 The Applicant made their final statement.
- 5.12 All parties left the room whilst the committee deliberated. The Legal Advisors remained in the room.

6. DECISION

- 6.1 After giving consideration to all the written and verbal representations made by the Licensing Enforcement Officer, Applicant and the Interested Parties, and after giving proper consideration to the Licensing Objectives, the Sub-Committee, appointed under the Licensing Act 2003, decided to take the following action on the application for the grant of a premises licence under Section 17 of the Licensing Act 2003.

Resolved:

The licence will be granted subject to the changes of the licensing hours, conditions laid out in the operating schedule, any mandatory conditions and additional conditions which we consider are necessary for the promotion of one or more of the licensing objectives, primarily that of:

- Prevention of Public Nuisance

Changes to licensing hours

Changes to the licensing hours are as follows:-

- Live music, recorded music, performance of dance and anything of a similar description to that falling within e, f, or g from Sunday to Thursday 12 noon - 9pm and from Friday to Saturday 12 noon - 10pm.
- Sale of alcohol from Sunday to Thursday 12 noon - 8:30pm and from Friday to Saturday 12 noon - 9:30pm.
- Opening hours from Sunday to Thursday 12 noon - 9:30pm and from Friday to Saturday 12 noon - 10:30pm.

Conditions

1. All persons purchasing alcohol 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
2. No drink will be sold in either glass bottles or in any other vessel or container made of glass. Any drink will be either served in a bottle, which is not made from glass or alternatively will be decanted into a container or

vessel made from non-splintering plastic or paper before being given to the customer.

3. Signs in font size 18 or larger must be displayed conspicuously at all entrance and exit points and must ask customers to respect neighbours and other properties in the vicinity and must also ask customers to not cause noise nuisance.
4. Prior to each occasion that a public event takes 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 upon request. The risk assessment shall have regard to the Council's Event Safety Guidance document.

For the purposes of this condition, a public event is defined as one which does not constitute a normal match day for the club and incorporates one or more of the following characteristics:

- a) Is a one-time or periodic event, either free or ticketed,
 - b) Is a charitable or cause-related event conducted for the purpose of attracting revenue, or donations, or support or awareness of the club's activities,
 - c) Is an event provided for entertainment purposes for the general public.
5. At least 7 working days prior to a public event fitting the description above taking place, the premises licence holder or other nominated person shall notify Lancashire Constabulary and Rossendale Borough Council's Event safety Advisory Group of the event.
 6. Whenever live music, recorded music, performances of dance and anything of a similar description and/or a public event are taking place on the premises from 6pm on each day of the event, noise assessments will be undertaken at least hourly to ensure that noise levels are reasonable and not affecting noise sensitive premises. Appropriate steps will be taken to reduce the level of noise where it is likely to cause disturbance to local residents. Said assessments will be written and will be produced to an authorised officer upon request and retained for 12 months.
 7. Authorisation is given to the Licensing Officer to amend these conditions to be consistent with what has been agreed and the intentions.

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 10:00am and finished at 1.15pm.