

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

**DATE OF MEETING: 15<sup>th</sup> June 2022**

**PRESENT: Councillors M Smith (Chair), Cllr J Adshead and Cllr A Neal**

**IN ATTENDANCE: Ms Y Ahmed, Legal Advisor  
Mr S Hussain, Legal Advisor  
Miss S Chadwick, Licensing Enforcement Officer  
PC Jones, Lancashire Police, Responsible Authority**

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**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.

**3. DECLARATIONS OF INTEREST**

No declarations were made.

**4. APPLICATION FOR THE NEW PREMISE LICENSE FOR ISTANBUL, 255 BACUP ROAD, RAWTENSTALL, BB4 7PA.**

4.1 The Applicant did not attend, the Committee agreed the meeting would continue without the applicant present.

4.2 The Responsible Authority attended the hearing with regard to the application for the new premises licence for Istanbul, 255 Bacup Road, Rawtenstall, BB4 7PA.

4.3 The Committee voted and the meeting took place in private.

4.4 The representations were heard in private.

4.5 The Licensing Enforcement Officer presented the report.

4.6 The Hearing procedure was followed.

4.7 The representative for the Responsible Authority presented their case.

4.8 Members asked questions of the Licensing Enforcement Officer, Responsible Authority.

4.9 All parties provided clarification.

5.0 The representative for the Responsible Authority made their final statement.

- 5.1 All parties left the room whilst the committee deliberated. The Legal Advisors remained in the room.

## **DECISION**

- 6.1 After giving consideration to all the written and verbal representations made today, by all the interested parties; and after giving proper consideration to the Licensing Objectives, we the Sub-Committee appointed under the Licensing Act 2003 have decided to take the following action on the application for the grant of a new premises licence under Section 17 of the 2003 Act.

### **We have resolved:**

#### **THAT THE APPLICATION FOR THE NEW PREMISES LICENCE BE REFUSED:**

The application is refused in its entirety, as we cannot be satisfied to grant the licence subject to any of the steps available to this sub-committee would promote one or more of the licensing objectives as per the Licensing Act 2003, primarily:

- Prevention of Crime and Disorder
- Protection of Children from Harm

The reasons for this are:

- Due to the serious nature of the allegations disclosed to the sub-committee, which we believe, undermine both the Prevention of Crime and Disorder and the Protection of Children from Harm licensing objectives, which raises serious safeguarding concerns.
- Non-compliance with the procedures for young persons as per, The Children and Young Persons Act 1933, Lancashire County Council Byelaws on the Employment of Children 1998 and The Children (Protection at Work) Regulations 1998. The purpose of this Act and associated regulations is to protect children and young persons and it is noted that the Applicant did not comply.
- The sub-committee also considered the written representations made by other persons. However, we consider the substantial matters to be the above.

The meeting ended at: 11:31am