

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

DATE OF MEETING: 24th August 2022

PRESENT: Councillors S Barnes (Chair), Smith and Steen.

**IN ATTENDANCE: Ms Y Ahmed, Legal Advisor
Mr S Hussain, Legal Advisor
Miss S Chadwick, Licensing Enforcement Officer
Ms L Robinson, Responsible Authority
Applicant (Represented by Malcolm Ireland)
Interested Parties**

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 TIKI TIGER, 28 BURY ROAD, RAWTENSTALL, BB4 6AA.

4.1 The Applicant attended the hearing with regard to the application for the new premises licence for Tiki Tiger, 28 Bury Road, Rawtenstall, BB4 6AA.

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

4.3 The Licensing Enforcement Officer presented the report.

4.4 The Hearing procedure was followed.

4.5 The Applicant presented their case.

4.6 Members asked questions of the Applicant and the applicant provided clarification.

4.7 The Responsible Authority presented their case.

4.8 Members asked questions of the Responsible Authority and the responsible authority provided clarification.

4.9 All parties made their final statements. All parties left the room whilst the committee deliberated. The Legal Advisor and Committee members remained in the room.

5.0 DECISION

5.1 Cllr Steen left the Committee due to an emergency however; a decision had been made by this point.

The Committee appreciated all the representations and comments put forward by all parties. The Committee took all the information provided by the applicant and the representations into account.

The licence will be granted subject to the conditions laid out in the operating schedule; with some amendments; 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 Crime & Disorder
- Prevention of Public Nuisance

Proposed Licence Conditions (Consistent with the operating schedule)

Upon commencement of their employment, all staff who are involved in the sale of alcohol will be trained in relation to the licensing objectives so as to reduce crime and disorder, promote public safety, prevent public nuisance and promote the protection of children from harm. Such training will be documented and made available to an Authorised Officer upon request.

Refresher training will be provided at least once every six months and such training will be documented and made available to an Authorised Officer upon request.

All training records shall be retained for a rolling period of two (2) years.

The premises will be an active member of any local "pub watch" or equivalent scheme where such a scheme exists.

A CCTV system shall be installed internally and externally at the premises and must meet the following criteria:

- The system will display on any recording the time and date of the said recording;
- The system will record whenever the premises is open to the public;
- Any recording will be retained for a minimum of 28 days after they are made and will be produced to an Authorised Officer upon request;
- The CCTV will capture all public areas of the premises, with the exception of the toilets.

Signage in font size of 16 or larger alerting customers to the use of CCTV shall be displayed in a conspicuous position at the premises.

A competent person trained in the use of an operation of the CCTV will be in attendance at the premises at all times that licensable activities are taking

place. This person must be able to fully operate the CCTV system and be able to download the data in a recognized format when requested.

A register of all incidents in relation to crime and disorder and ejections from the premises must be maintained at the premises and made available to an Authorised Officer upon request.

Prior to any occasion on which licensable activities are to be carried on at the premises, the designated premises supervisor or other person nominated in writing by them shall be responsible for carrying out a written risk assessment to determine whether door supervisors are required. An appropriate number of door supervisors will be utilised in accordance with the written risk assessment and as a minimum, whenever the premises is open to the public, one door supervisor will be utilised from midnight to the end of trading on Fridays and Saturdays.

All sales of alcohol for consumption off the premises must be made in a sealed container.

The Shift Manager or other person nominated in writing by the Licence Holder will be responsible for ensuring that the area immediately outside the building is swept and tidied of litter at the end of trading on each day.

Signage in font size of 18 or larger must be displayed at the main public exit and shall request customers to leave the area quickly and quietly.

All external doors and windows must remain closed at all times that regulated entertainment takes place from the premises, save for access and egress

Every hour between 0000 hours and 0400 hours on Fridays and Saturdays, the manager or other person nominated in writing for this purpose, shall conduct a noise assessment of the noise emanating from the premises and such assessment shall take place from outside of number 7 and number 10 Parramatta Street, Rawtenstall, if in the Assessors reasonable view, the noise is likely to cause nuisance to local residents, remedial action must be taken.

****This condition was amended to change the hours from 0000 hours and 0100 hours to 0000 hours and 0400 hours****

A written record must be maintained at the premises detailing the time of the noise assessment, the identity of the person undertaking the assessment, the results of the assessment and any remedial action taken, such records will be made available to an Authorised Officer upon request.

Persons under the age of 18 years shall not be permitted on the premises after 2300 hours each day.

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 UK photo card driving licence
- Passport
- Official ID card issued by HM Forces or EU bearing a photograph and the date of birth of the holder.

- Any other form of identification agreed with a representative of the Police Licensing Unit.

All staff involved in the sale of alcohol will be trained in relation to the "Challenge 25" policy and must undertake refresher training at least once every twelve months. Such training shall be documented and made available to an Authorised Officer upon request. Such records shall be retained for a rolling period of two (2) years.

Additional Conditions

1. The premises will have a written zero tolerance drugs policy. The said policy will include a provision that any persons found to be in possession of drugs will be banned from the premises.
2. The premises will have a written dispersal policy which is designed to encourage patrons to leave the premises and the area quickly and quietly. Door supervisors and relevant staff will be trained in respect of the said policy and training will be documented and produced to any authorised officers upon request.
3. Every half an hour between 0000 hours and 0400 hours on Fridays and Saturdays, the manager or other persons nominated in writing for this purpose, shall patrol the alley/back street connecting with the premises and shall maintain an incident log detailing any incidents and any remedial action taken. A record will be kept for a period of 12 months and made available to all authorised officers.
4. Authority is given to the Licensing Officer to amend these conditions to be consistent with what has been agreed by the Committee.

The meeting commenced at 10.00am and finished at 1.00pm.