

Premises Licence

Rossendale Borough Council
Town Hall, Rawtenstall
Rossendale, BB4 7LZ

Reference Number:
PREM/112005/030

Premises Licence Number

Ross/Prem/0112005/030

Part 1 – Premises Details

Postal address of premises or, if none, Ordnance Survey map reference or description

THE COMMERCIAL HOTEL
1 MANCHESTER ROAD
HASLINGDEN

Post town: HASLINGDEN

Postcode: BB4 5SL

Telephone number: 01706 214319

Where the licence is time limited, the dates

THIS LICENCE BECOMES VALID FROM 24TH NOVEMBER 2005 OTHERWISE NOT LIMITED

Licensable activities authorised by the licence

THE SUPPLY OF ALCOHOL BY RETAIL SALE.
THE PROVISION OF REGULATED ENTERTAINMENT, INDOORS ONLY, BY MEANS OF FILMS,
INDOOR SPORTING EVENTS, LIVE MUSIC, RECORDED MUSIC, PERFORMANCE OF
DANCE, ANYTHING OF A SIMILAR DESCRIPTION TO THE ABOVE, THE PROVISION OF
FACILITIES FOR MAKING MUSIC, DANCING OR ANYTHING OF A SIMILAR DESCRIPTION TO
MAKING MUSIC OR DANCING.
THE PROVISION FOR LATE NIGHT REFRESHMENT.

The times the licence authorises the carrying out of licensable activities

THE SUPPLY OF ALCOHOL BY RETAIL SALE

BETWEEN 0700 HOURS AND 0200 HOURS MONDAY TO THURSDAY
BETWEEN 0700 HOURS AND 0300 HOURS FRIDAY AND SATURDAY
BETWEEN 0700 HOURS AND 0200 HOURS SUNDAY ONLY
ON NEW YEAR'S EVE FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO THE
START OF PERMITTED HOURS ON THE FOLLOWING DAY

**THE PROVISION OF REGULATED ENTERTAINMENT, INDOORS ONLY, BY MEANS OF FILMS,
INDOOR SPORTING EVENTS, LIVE MUSIC, RECORDED MUSIC, PERFORMANCE OF
DANCE, ANYTHING OF A SIMILAR DESCRIPTION TO THE ABOVE, THE PROVISION OF
FACILITIES FOR MAKING MUSIC, DANCING OR ANYTHING OF A SIMILAR DESCRIPTION TO
MAKING MUSIC OR DANCING.**

BETWEEN 0700 HOURS AND 0200 HOURS MONDAY TO THURSDAY
BETWEEN 0700 HOURS AND 0300 HOURS FRIDAY AND SATURDAY
BETWEEN 0700 HOURS AND 0200 HOURS SUNDAY ONLY
ON NEW YEAR'S EVE FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO THE
START OF PERMITTED HOURS ON THE FOLLOWING DAY

THE PROVISION OF LATE NIGHT REFRESHMENT

BETWEEN 2300 HOURS AND 0200 HOURS MONDAY TO THURSDAY
BETWEEN 2300 HOURS AND 0300 HOURS FRIDAY AND SATURDAY
BETWEEN 2300 HOURS AND 0200 HOURS SUNDAY ONLY
ON NEW YEAR'S EVE FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO 0500
HOURS ON THE FOLLOWING DAY

The opening hours of the premises

BETWEEN 0700 HOURS AND 0230 HOURS MONDAY TO THURSDAY
BETWEEN 0700 HOURS AND 0330 HOURS FRIDAY AND SATURDAY
BETWEEN 0700 HOURS AND 0230 HOURS SUNDAY ONLY
ON NEW YEAR'S EVE FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO THE
START OF PERMITTED HOURS ON THE FOLLOWING DAY

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

ON AND OFF SUPPLIES

Part 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

DAVID THOMPSON

ANTHONY RILEY

Registered number of holder, for example company number, charity number (where applicable)

NOT APPLICABLE

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

DAVID THOMPSON

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

ROSSENDALE BOROUGH COUNCIL
ROSS/PERS/ LIC/022005/009

Annex 1 – Mandatory conditions

No supply of alcohol may be made under the premises licence at a time when there is no designated premises supervisor in respect of the premises licence or at a time when the designated premises supervisor does not hold a personal licence or their licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

When a film is exhibited, admission of children to that part of the premises must be restricted in accordance with any recommendation made by the British Board of Film Classification in relation to that film



Annex 2 – Conditions consistent with the operating Schedule

CONDITIONS IMPOSED BY VIRTUE OF PARAGRAPH 6(6) SCHEDULE 8 LICENSING ACT 2003

NIL

CONDITIONS IMPOSED BY VIRTUE OF PARAGRAPH 6(8) SCHEDULE 8 LICENSING ACT 2003

1.
ALCOHOL SHALL NOT BE SOLD OR SUPPLIED EXCEPT DURING PERMITTED HOURS. IN THIS CONDITION, PERMITTED HOURS MEANS:

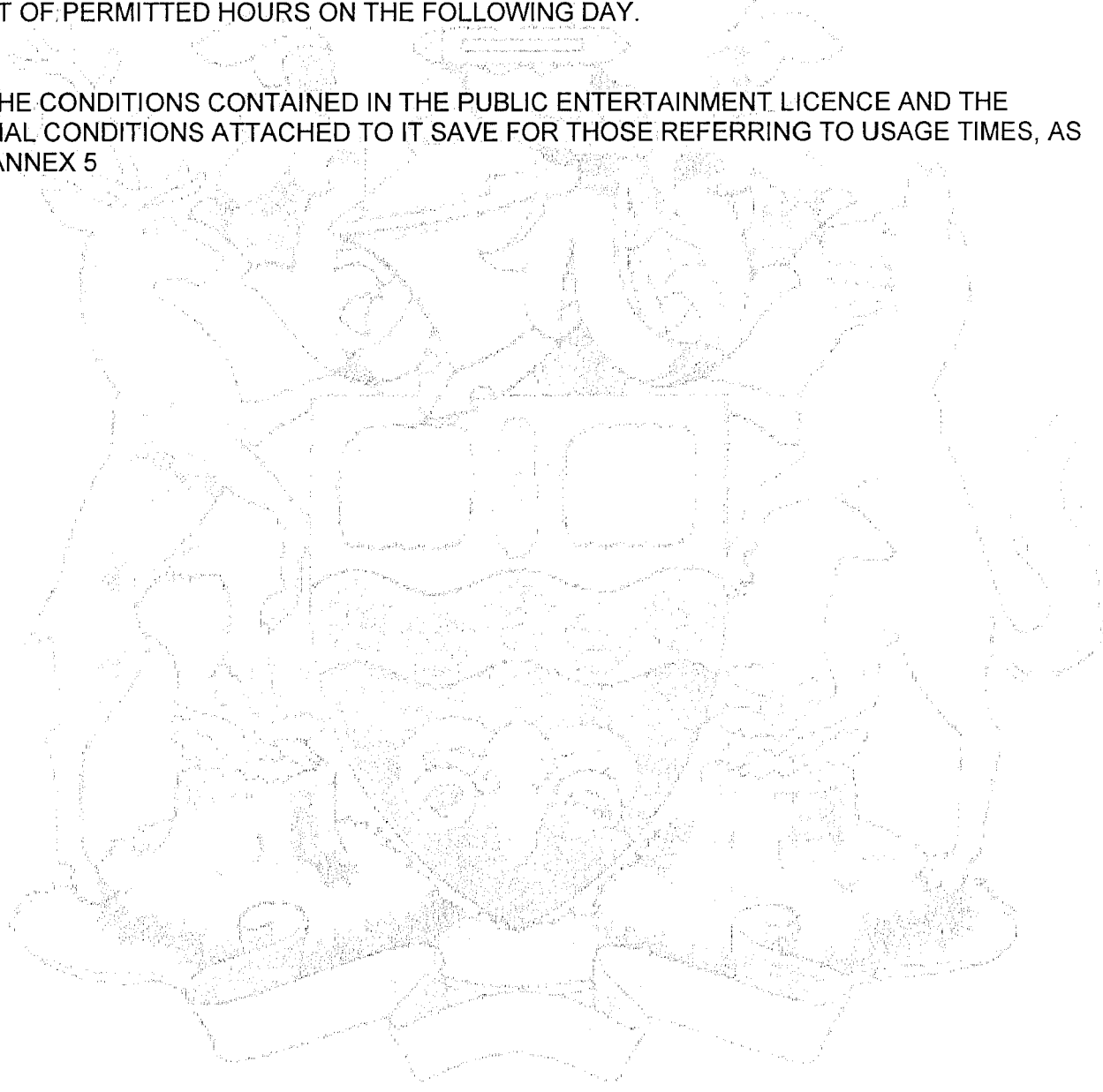
BETWEEN 0700 HOURS AND 0200 HOURS MONDAY TO THURSDAY

BETWEEN 0700 HOURS AND 0300 HOURS FRIDAY AND SATURDAY

BETWEEN 0700 HOURS AND 0200 HOURS SUNDAY ONLY

ON NEW YEAR'S EVE FROM THE END OF PERMITTED HOURS ON NEW YEAR'S EVE TO THE START OF PERMITTED HOURS ON THE FOLLOWING DAY.

2.
ALL THE CONDITIONS CONTAINED IN THE PUBLIC ENTERTAINMENT LICENCE AND THE SPECIAL CONDITIONS ATTACHED TO IT SAVE FOR THOSE REFERRING TO USAGE TIMES, AS PER ANNEX 5



CONDITIONS IMPOSED BY VIRTUE OF BEING CONSISTENT WITH THE OPERATING SCHEDULE

2.
The premises shall be equipped with a CCTV system which covers the interior and the rear door. The system shall record and the data shall be kept for a minimum period of 21 days and made available to the authorities upon request.
3.
When the Designated Premises Supervisor is not present at the premises, another person shall be nominated by them to be the responsible person to manage the premises.
4.
The premises shall comply with the Fire Precautions (Workplace) Regs. 1997
5.
Where possible only glasses made of toughened / safety glass will be used.
6.
There shall be placed at all exits from the premises in a place where they can be seen and easily read by the public, notices requiring customers to leave the premises and the area quietly
7.
At all times the DPS or other responsible person shall ensure the level of noise emitting from the premises is kept to a minimum.
8.
Persons who appear to be under the age of 21 years shall be required to produce proof of age by way of one 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
 - Official ID card issued by HM Forces or European Union bearing a photograph and birth of the holder
9.
Only persons of 18 years of age or over shall sell alcohol, with the exception of those on a government approved training scheme.
10.
Proof of age checks will be made by staff inside the premises whenever they have doubt about a persons age.

Annex 3 – Conditions attached after a hearing by the licensing authority

A Determination Hearing was held on the 27th September 2005.

The application to vary was granted in its entirety and removed were all the embedded conditions inherent under the Licensing Act 1964 save for Section 168 and 168A which make it an offence for a child of 14 years of age or under to be in a bar.



Annex 4 – Plans

ATTACHED



ANNEX 5

THE PUBLIC ENTERTAINMENT LICENCE AND SPECIAL CONDITIONS (ATTACHED)



Rossendale Borough Council

Local Government (Miscellaneous Provisions) Act 1982

INDOOR PUBLIC ENTERTAINMENT LICENCE

- 1. Rossendale Borough Council, being the Licensing Authority hereby grant a Public Entertainment Licence in accordance with Section 1 and Schedule 1 of the above Act to :

DAVID JOHN THOMPSON

Of

THE COMMERCIAL HOTEL, HASLINGDEN, ROSSENDALE

For use of the premises known as :

**THE COMMERCIAL HOTEL
1, MANCHESTER ROAD, HASLINGDEN, ROSSENDALE, BB4 5SL**

In the County of Lancashire for the purposes of public entertainment within the meaning of Section 1 and the First Schedule to the above Act being :

Public Music and Dancing including Karaoke, Video Jukebox and Video Karaoke involving moving pictures as defined by the Cinematograph Acts 1911 to 1985.

Subject to the provisions of the said Act and to the special terms and conditions set out in Schedule 1 to this licence and the general terms and conditions set out in Schedule 2 to this licence.

- 2. The maximum number of persons permitted in the premises including all separate parts thereof shall not exceed :

**120 including staff and entertainers consisting of
65 in the main lounge
35 in the lounge area to the left of main entrance
20 in the pool room**

- 3. The premises shall not be used for the purpose for which they have been licensed except at the times specified in the First Schedule of this licence.

These hours may be extended by written notice to the Licensing Manager, Rossendale Borough Council or by an extended hours order under Section 70, Licensing Act 1964, a Special Hours Certificate in accordance with the provisions of Section 88 of the said Act on any Sunday, Christmas Day or Good Friday.

4. The period for which this licence shall remain in force shall be:

**5th June 2005 until 4th June 2006
or the 2nd Appointed Day under the Licensing Act 2003, whichever be the
sooner**

5. This licence may be revoked by the Licensing Authority in the event of the use of the premises in contravention of the said Act or the Special or General conditions of this licence.

6. Dated this :

5th June 2005



**Licensing Manager
Rossendale Borough Council**

Notes

- a) Any breach or contravention of the said Act or of the Special or General Conditions of the licence may lead to prosecution under the provisions of Part 1 and Paragraph 12 of the First Schedule to the said Act.
- b) By Paragraph 17 of the First Schedule to the said Act, any person aggrieved by any of the terms, conditions or restrictions to which this licence is granted may appeal to a Magistrate's Court acting for the petty sessional area within which the premises are situated within 21 days of the date of the notification of the said terms, conditions or restrictions.

SCHEDULE 1

SPECIAL CONDITIONS OF LICENCE

COMMERCIAL HOTEL, HASLINGDEN

1. THE MAXIMUM NUMBER OF PERSONS ADMITTED TO THE PREMISES AT ANY ONE TIME SHALL NOT EXCEED 120 PERSONS
2. THE NUMBER OF PERSONS AT (1) ABOVE MAY BE INCREASED BY WRITTEN APPLICATION TO THE LICENSING MANAGER.
3. PRIOR TO THE PUBLIC BEING ADMITTED, THE LICENSEE MUST ENSURE THAT ANY MAINTAINED EMERGENCY LIGHTING IS SWITCHED ON AND IN GOOD WORKING ORDER.
4. THE LICENSED PREMISES SHALL ONLY BE USED FOR PUBLIC ENTERTAINMENT PURPOSES IN THE MANNER SPECIFIED BELOW:

<u>DAYS</u>	<u>USAGE TIMES</u>
MONDAY TO SATURDAY	BETWEEN THE HOURS 12 NOON AND 11.30 PM
SUNDAY	BETWEEN THE HOURS 12 NOON AND 11PM

5. GENERAL CONDITION 2.6 SHALL BE STRICTLY COMPLIED WITH
6. EMERGENCY EVACUATION ROUTES SHALL BE KEPT CLEAR AND SHALL NOT BE OBSTRUCTED
7. PRIOR TO THE PUBLIC BEING ADMITTED, THE LICENCE HOLDER SHALL COMPLETE A CHECK OF THE BUILDING TO ENSURE THAT :
 - A) All exit doors are open and available for use
 - B) All chains and removable fastenings are removed from all exit doors and are hung in their storage positions on boards provided to comply with general condition 2.12
 - C) Panic bolts and latches are in working order. Fastenings other than automatic panic bolts shall be made inoperative whilst the public are present on the premises
 - D) Doors, gates or shutters that should be locked open are locked in the open position
 - E) All external and internal escape routes and all exit doors are clear and free from obstruction
 - F) All fire doors are shut unless held open by fully operational approved devices

- G) All escape routes including stairways and all escape route signs are adequately illuminated and any defect to emergency lighting is recorded in the fire precautions book maintained.
- H) Where dual power supplies are provided, both mains and battery are fully operative
- I) There are no obvious fire hazards such as waste or litter
- J) Fire fighting equipment is in position and available for use
- K) The required number of trained staff in accordance with general condition 2.5 are present and identifiable
- L) First aid equipment is available
- M) Any public address system which may be used to assist in evacuation, is in full working order
- N) Any fire alarm system fitted is working and set to performance mode

AND ALL SUCH CHECKS MUST BE RECORDED IN THE FIRE LOG BOOK MAINTAINED UNDER GENERAL CONDITION 2.38.

8. Stroboscopic lighting units shall :

- A) be mounted at a high level and wherever appropriate the beams deflected off matt surfaces to reduce glare. Strobes shall not be sited on escape routes, corridors or stairs.
- B) Be synchronized and locked off to operate at a fixed frequency outside the band of 4 to 50 flashes per second.
- C) Only be used after warning notices have been displayed stating that stroboscopic lighting operates as part of the effect on the premises

9. Smoke Generators shall :

- A. Be sited and controlled so that they do not obstruct exit routes or cause a hazard to surrounding curtains or fabrics
- B. The volume of smoke or fog shall be limited so that it does not seriously affect means of escape or obscure escape route signs. The penetration of smoke or fog into areas where the public are admitted shall be restricted as far as possible.

10. Gas Safety Certificates

A Rossendale Borough Council Gas Safety Certificate shall be provided to the Council by 1st August 2005 replacing the Gas Safety Inspection Report dated 24th May 2005

Borough of

Rossendale



LICENSING UNIT

PUBLIC ENTERTAINMENT, THEATRE AND CINEMATOGRAPH LICENCES
THE EFFECT OF TRANSITIONAL PROVISIONS UPON CONVERSION UNDER
PARAGRAPH 6(6) SCHEDULE 8, LICENSING ACT 2003

MAY 2005

PART 1 - DEFINITIONS

1.1 Licensing Authority

means the Rossendale Borough Council.

1.2 Normal or General Lighting

means all lighting other than emergency or safety lighting permanently installed in those parts of the premises to which the public have access. The term may include purely decorative lighting but not lighting installed solely for advertising purposes.

1.3 Emergency or Safety Lighting

means lighting obtained from a source independent of the normal or general supply for the building provided to assist the public, performance and staff to leave the premises without the aid of the normal or general lighting.

1.4 Platform

means that part of the public assembly space which is arranged for the accommodation of performers and which is not as stage.

1.5 Stage

means that part of a building associated with a hall or auditorium which is constructed or arranged for the performance of plays or similar entertainments.

1.6 Stage Area

means the stage, together with any stage basement and any scene dock, workshop, staff room, store or other parts ancillary to it.

1.7 Premises

means a place, an enclosure, a building or that part of a building used for public assembly and all other buildings within a place containing services or installations used in connection with the assembly.

1.8 Suitable Plan

means a legible scale drawing of the premises preferably to a scale of 1 : 100 (metric). The plan must indicate the premises or parts of the premises where entertainment will take place, stage areas, normal exits, fire exits, other emergency exits and sanitary facilities.

1.9 Place of Safety

means a place in which persons are in no danger from fire.

1.10 Fire Resistance

means the ability of an element of building construction to satisfy for a stated period of time the criteria specified in British Standard 476 : Part 8, namely, resistance to collapse, resistance to flame penetration and resistance to excessive temperature rise on the unexposed face.

1.11 Surface Spread of Flame

means material used for wall and ceiling linings. Acoustic or thermal insulation linings should normally be non-combustible or be rated Class 1 for surface spread of flame when tested in accordance with the appropriate provisions of British Standard 476 : Part 7 ; 1971. Class 1 and Class 0 shall be as prescribed by the current Building Regulations/British Standards.

1.12 Authorised Person

Means, an officer of the Licensing Authority authorised by the Licensing Manager, Rossendale Borough Council for that purpose, an Environmental Health Officer authorised in writing, A police constable, or an officer authorised by the Chief Fire Officer, Lancashire Fire and Rescue Service.

1.13 Dispensation or Modification of Conditions

These Conditions may be dispensed with or modified by the Licensing Authority in any special case.

PART 2 - CONDITIONS WHICH APPLY TO ALL PREMISES

2.3 Striptease, Lap Dancing, Pole Dancing and similar entertainment

No such activity shall take place without the consent in writing of the Licensing Authority who reserves the right to impose additional conditions relating thereto.

2.4 Special Effects

No special effects, including dry ice machines, cryogenic fog, smoke machines, fog generators, pyrotechnics, real flame, firearms, motor vehicles, strobe lighting, lasers, use or storage of explosives and highly flammable substances shall take place without the consent in writing of the Licensing Authority who reserves the right to impose additional conditions relating thereto.

2.7 Maintenance of Order

The Licensee shall be under a duty to maintain good order, conduct and decency on the premises.

2.8 Hypnotism

No person shall give at the premises (otherwise than as provided by Section 5 of the Hypnotism Act, 1952) any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which the susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased, unless permission has been sought from and granted by the Licensing Authority at least 28 days prior to any event.

2.10 Maximum Capacity and Overcrowding

The number of persons allowed in any area licensed for entertainment shall be limited to keep within the occupancy figure laid down in Schedule 1 of this licence.

A sign in 30mm high lettering showing the maximum capacity of the premises shall be clearly displayed at the entrance of the premises or entrance to a part of premises, where individual capacities for different rooms are fixed within the licence, unless the licence itself is displayed.

Overcrowding in such a manner as to cause danger to any person shall not be permitted in any part of the premises.

2.11 Maintenance of Premises

All parts of the premises, services and fitting therein, including the seating, door fastenings and notices, shall be maintained at all times in good order and clean condition.

2.12 Means of Escape

The premises shall be provided with such means of escape in case of fire for all persons resorting thereto as may reasonably be required in the circumstances of the case, and to the satisfaction of the Fire and Rescue Service

All such means (including external escape routes to a place of safety) approved by the Licensing Authority shall be properly maintained in an efficient state, in efficient working order, in good repair and shall be kept free from obstruction at all times when the premises are occupied to the satisfaction of the licensing authority and the Fire and Rescue Service. Fire resisting doors fitted with self-closing devices, other than approved automatic releases, shall be maintained positively self-closing at all times and shall not be provided with any means of keeping them in the open position.

Fire resisting doors fitted with self-closing devices and approved automatic releases shall not be provided with any other means of keeping them in the open position

All doors through which a person may have to pass shall be maintained freely available for exit purposes and shall be fitted only with approved fastenings which are easily and immediately open able, without recourse to the use of a key, by any person leaving the premises in the event of an emergency. Fastenings other than automatic panic bolts shall be made inoperative whilst the public are present on the premises.

The method of operating any such fastening, e.g. **PUSH BAR TO OPEN**, shall be conspicuously displayed on or adjacent to the fastening to the satisfaction of the Licensing Authority. The words shall be displayed in 100 millimetre white block lettering on a green background or in such other form as the Licensing Authority may approve. All exit doors shall open outwards and be clear of any steps. Any doors which do not open outwards shall be locked back in the open position throughout the time the public are present.

All escape routes, including stairways and steps, comprising the means of escape in case of emergency shall be maintained with non-slippery and even surfaces

All stair and floor coverings, mats, etc., shall be secured and maintained so that they will not in any way be a source of danger to persons escaping in case of emergency.

All floor, walls and ceilings shall be kept in a satisfactory state of repair. All wall and ceiling linings shall be to the satisfaction of the Licensing Authority. In general, all wall and ceiling linings on exit routes shall be treated to achieve Class '0' resistance to surface spread of flame and, to general areas, Class '1'.

Any door off the auditorium or exit ways which does not lead to an exit shall be subject to such conditions as the Licensing Authority may direct.

No barrier or temporary barrier shall be erected or installed without the prior approval of the Licensing Authority.

When so required by the Licensing Authority, diagrammatic plans showing escape routes shall be publicly displayed. These shall be supplemented by prominently displayed directional signs showing the routes to be taken to emergency exits.

No fastenings, other than automatic bolts, shall be fitted on exit doors used by the public, which shall be of such pattern and in such positions as the Licensing Authority may determine. Automatic bolts shall be of such a pattern that horizontal pressure on the cross bars will open the doors.

If the Licensing Authority give consent to the use of chains, padlocks or other devices for securing exit doors when the public are not on the premises a responsible person shall be required to remove such chains, padlocks, or other devices before the admission of the public and such chains, padlocks or other devices shall not be replaced during the whole time the public are present in the licensed premises.

Such padlocks and chains shall be placed on a specially prepared notice board in a prominent position that can be easily seen by the Licensee. There should be a hook to receive each padlock and chain being numbered with corresponding number on the appropriate door(s).

The specially prepared notice board shall have the following '**NOTICE**' to read in sixteen millimetre block letters:

THE PADLOCKS AND CHAINS FITTED TO EXIT AND ENTRANCE DOORS FOR SECURITY PURPOSES ARE TO BE REMOVED FROM THE DOORS AND PLACED ON THIS BOARD PRIOR TO THE PUBLIC BEING ADMITTED. THESE PADLOCKS AND CHAINS MUST NOT BE REPLACED ON THE DOORS UNTIL THE ENTIRE PUBLIC HAVE LEFT THE PREMISES.

Doors to external courts and passageways which open into the premises and all collapsible gates, rollers and sliding shutters shall, while the public are on the premises, be locked in the fully open position in such a way that a key is required to release them. By such doors, gates and shutters, a notice shall be erected as follows:

THIS GATE MUST BE KEPT OPEN AND LOCKED IN THAT POSITION WHENEVER MEMBERS OF THE PUBLIC ARE ON THE PREMISES.

The lettering shall be to the satisfaction of the Licensing Authority

All removable bolts, chains or padlocks and keys used for securing the entrance doors of the premises or the doors to any external courts or passageways shall be removed before the admission of the public to the premises and shall not be replaced until the public have left the premises. Such bolts, chains, padlocks and keys shall be kept where they are available only to the person in charge of the premises.

The contents of any room in the premises shall be so arranged or disposed as to provide for any persons therein an unobstructed escape route to a means of escape in case of emergency.

Only such parts of the premises as have been approved by the Licensing Authority shall be used as retiring rooms or cloakrooms and provisions for hanging hats or coats shall not be made in corridors, passages, gangways or exit ways used by the public.

Where necessary the nosings of steps in the premises to which the public have access shall be maintained conspicuous to the satisfaction of the Licensing Authority.

The hangings or curtains over exit doors or across gangways shall be made to part in the centre to hang so as to be readily drawn aside and not trail on the floor and be arranged so as not to conceal notices.

Minimum headroom height to all exit doorways, public areas and staircases shall be as prescribed by the Building Regulations Authority and Licensing Authority.

Where practicable a continuous and uninterrupted handrail shall be fixed on both sides of all staircases and landings used by the public. Where the staircase is 1.8 metres in width and upwards a central handrail shall be provided properly supported and secured to the steps. Similar handrails shall be provided on any ramp, the slope of which exceeds one in ten.

2.13 Exit Signs

All exit doors or openings approved by the Licensing Authority shall be clearly marked by the word **'EXIT'** or other approved wording or visual display to the satisfaction of the Licensing Authority and Lancashire Fire and Rescue Service.

Doors and openings, other than exits which lead to portions of the premises accessible to the public shall have notices placed over or on them indicating the use of such portions or be marked **'PRIVATE'**

Such additional notices and signs indicating the way out of the premises shall be provided as the Licensing Authority may consider necessary.

Notices bearing the words **'NO EXIT'** shall **NOT** be provided

The notices referred to in this condition shall be, where practicable, at a height of at least two metres to 2.5 metres above the floor and, where possible, shall be placed over the doors or openings to which they relate.

All new and replacement signs shall comply with the current British Standard.

2.14 Seating and Gangways

The seating and gangway arrangements within the premises shall be to the satisfaction of the Licensing Authority in accordance with approved seating plans. Facilities for disabled persons, where provided, shall be to the satisfaction of the Licensing Authority.

2.15 Ceilings

The Licensee shall report to the Licensing Authority whenever it is proposed to redecorate or erect scaffolding in the public part of the premises and shall then arrange for the ceiling of such part of the premises to be examined on his behalf by a competent technical adviser.

The Licensee shall notify the Licensing Authority of the examination and shall permit an authorised officer of the Licensing Authority to be present to ensure that such examination is as thorough as circumstances will allow.

If redecoration does not take place within five years from the date of the last inspection of the ceiling of the premises or if the Licensing Authority shall at any time so require, a special inspection and examination of such ceiling shall be carried out on behalf of the Licensee by a competent technical adviser.

The Licensee shall notify the Licensing Authority of the examination and shall permit an authorised officer of the Licensing Authority to be present for the purpose aforesaid.

The fact that an inspection has been carried out in the presence of an authorised officer of the Licensing Authority will not relieve the Licensee of his primary responsibility for the safety of the premises.

Whenever any such inspection and examination is carried out a certificate in the form prescribed by the Licensing Authority shall be furnished by the Licensing Authority.

When redecoration is undertaken all ceiling surfaces and linings shall be specially treated to achieve a minimum of Class '1' resistance to surface spread of flame unless otherwise specified.

When practicable, adequate access shall be provided and maintained to the satisfaction of the Licensing Authority to the roof voids above the public parts of the premises for the purpose of inspection.

2.16 Toilets

Adequate and separate toilet and washing facilities shall be provided for persons of each sex to the satisfaction of the Licensing Authority

All water closets and urinals shall at all times be kept in good working order and repair and be properly and effectively cleaned, ventilated, disinfected and supplied with water.

The position of toilets for each sex shall be clearly indicated.

An adequate source of drinking water shall always be provided.

2.17 Cloakrooms

Cloakrooms for males and females shall be provided in premises licensed for entertainment.

2.18 Housekeeping

All parts of the licensed premises shall at all times be kept thoroughly cleaned to the satisfaction of the Licensing Authority. Unnecessary combustibles shall not be allowed to accumulate on the premises.

2.24 Temporary Electrical Installation

- In premises having a stage or platform provided with a permanent installation for the lighting of the productions, arrangements shall be made for the full utilization of such permanent installation so far as practicable before the use of additional temporarily installed equipment.
- Where the use of temporary installations is unavoidable for a stage play production, discotheque or any other specific function, such wiring or equipment shall be under the control of a competent person who shall ensure the following:-
 - Safe erection and installation within the appropriate requirements relating to temporary installations specified in the current edition of the Regulations for the Electrical Equipment of Buildings issued by the institution of Electrical Engineers.
 - Safe use.
 - Disconnection and removal after use.

- Display of the name of the competent person and designation at the point of connection or control.

Special conditions apply to the safe use of lasers and other special effects and these are outlined on Lancashire County Council Licensing Form E10 which is available on request.

2.25 Failure of Lighting

If there is a failure of electric lighting (normal or emergency) the public shall be instructed to leave the premises by the end of one hour of continued failure. An independent emergency lighting system, Category M/3 (illuminated at all times if the public are on the premises with 3 hour mains failure reserve, or 40 minutes (two hour category emergency lighting) If there is a failure of gas lighting whether used for normal or emergency lighting the public shall be instructed to leave the premises forthwith.

2.26 Showcases

Electrical wiring or apparatus shall not be installed in showcases containing readily combustible materials.

2.27 Stage Lighting

All stage lighting equipment shall be so installed and erected so as to prevent contact with scenery or other combustible materials.

2.28 Lamp Holders

All lamp holders shall be kept fitted with lamps.

2.30 Heating Installation

Heating installations shall comply with current regulations and codes of practice.

All heaters shall be permanently fixed in position and shall be fitted with appropriate protective guards.

Heaters of a portable type shall not be used.

Portable gas bottles or cylinders for any purpose shall not be permitted within the premises. Bulk supply installations shall be installed in strict compliance with current legal requirements and voluntary Codes of Practice.

All open fireplaces or stoves shall be properly protected.

2.31 Ventilation

Adequate ventilation to all parts of the premises shall be provided to the satisfaction of the Licensing Authority.

2.33 Reports of Outbreaks of Fire

All outbreaks of fire or suspected outbreaks shall be immediately reported to the Fire Service.

At all times when the public are present it shall be the specific duty of the Licence Holder or at least one responsible person nominated by them to call the Fire Brigade in case of fire or any suspected fire.

Such person(s) should know the location of the nearest telephone and the nearest alternative telephone and be familiar with the emergency method of calling the Brigade.

A notice shall be kept on the premises giving instructions concerning the quickest available method of calling the Brigade.

2.34 Fire Fighting Equipment

Fire fighting equipment shall be provided and maintained to the satisfaction of the Licensing Authority. All fire extinguishers shall be mounted in a manner approved by the Licensing Authority and shall not create a Health and Safety risk.

Arrangements shall be made whereby the fire equipment receives regular annual inspection and maintenance by a competent person in accordance with the current code of practice. The date of such tests should be clearly marked on the equipment or on stout tabs attached thereto.

2.35 Water Supply

The Licensee shall notify the Licensing Authority and Lancashire Fire and Rescue Service immediately if the water supply to the hydrant hose reel, sprinkler, drencher or other fire extinguishing installation is cut off or restricted.

2.36 Access for Fire Brigade

Adequate access for Fire Brigade vehicles and equipment shall be provided and maintained at all times.

2.41 Decorations

flame retardant material or be rendered so and maintained in that condition. Highly flammable and readily ignitable materials such as paper, celluloid and cotton wool shall not be used.

2.42 Real Flame, Dangerous Materials and Effects

Naked flames or lights, flash powder, explosives or highly flammable materials shall not be used in any performance except with the permission of the Licensing Authority.

Such materials shall be used only when essential to the action as distinct from the atmosphere of the performance.

Special conditions apply to the use of certain special effects and these are outlined on Lancashire County Council Licensing Form which is available on request.

2.43 Flammable Materials and Litter

All dirt, rubbish or flammable waste material shall be kept in suitable containers which shall be kept outside the premises or in a place within the premises approved by the Licensing Authority. Storage of equipment shall be permitted in parts of the premises authorised by the Licensing Authority.

Metal containers with fitted lids shall be provided in all dressing rooms for the reception of litter and waste.

2.44 Smoking

Smoking shall be strictly prohibited on any stage and dressing room areas and notices to this effect shall be prominently displayed in suitable places.

Smoking shall be strictly prohibited on any stage except where it is necessary in connection with the performance. Notices to this effect shall be prominently displayed in suitable places.

2.45 Public Nuisance

The Licensee shall not use the premises so as to cause or be a nuisance or annoyance

The licence holder shall ensure that noise shall not emanate from the licensed premises such as to cause persons in the neighbourhood to be unreasonably disturbed. Any form of amplification shall be so controlled by the licensee so as to prevent any such disturbances.

Noise from any entertainment shall not be audible within noise sensitive premises (for example, houses) with windows open in a typical manner for ventilation.

All windows and doors to the room or area in which the function or entertainment is being held or performed shall be kept closed for the duration of the entertainment.

The licence holder or the responsible persons nominated by him or her shall ensure that any noise emanating from the premises is such as not to cause a nuisance to residents in the vicinity.

Noise produced by or associated with the entertainment shall not be of such loudness or of such character, or occur on such a number of occasions as will unreasonably disturb persons in the neighbourhood of the premises or be prejudicial to the health of any persons on the premises.

The licensee shall, in this respect, carry out any works required by the licensing authority with regard to acoustic treatment to the structure of the building and/or the introduction of a noise control system.

Noise levels emanating from licensed premises shall not be such as to cause nuisance or annoyance or inconvenience to any person in the neighbourhood and any loudspeakers shall be so positioned as to avoid directing noise to the exterior of the premises.

The volume of music and singing emanating from the premises including any ventilation systems shall be so controlled by the licensee that it does not cause a nuisance or annoyance in the locality and is not audible within any adjacent noise sensitive buildings.

If there is a potential of noise nuisance from the entertainment, or arrival/departure of patrons, the Council can require any or all of the following :

- improvement of sound insulation of the premises
- installation of noise limiting devices
- limit the terminal hour for entertainment
- apply a boundary noise level

2.46 Structural and Electrical Alterations

Alterations or additions, whether permanent or temporary, to the structure, the lighting, heating or ventilating installations, or to the seating, gangways or other arrangements at the premises shall not be made except with the prior approval of the Licensing Authority.

Copies of the plans of the proposed alterations or additions shall be deposited with the Licensing Authority, Fire Authority and Chief Officer of Police.

2.47 Supervision of Children

In premises where children and parents are likely to be separated or use different floors, the Licensing Authority shall be informed.

2.48 Disabled Persons

Arrangements for the admission of disabled persons to the premises shall be made and maintained to the satisfaction of the Licensing Authority.

2.50 Closely Seated Audiences

Unless the Council requires otherwise for a particular production or event, the number of attendants on each floor or tier in a closely seated auditorium shall be set out in the table below :

Members of the Public	Minimum Attendants
001 to 100	1
101 to 250	2
251 to 500	3
501 to 750	4
751 to 1000	5
And at least 1 further attendant for every additional 250 members of the public thereafter	

Attendants shall not be engaged on any other duties which may hinder the prompt discharge of their duties in the event of any emergency or entail their absence from that, floor, tier or auditorium where they are on duty.

All attendants must be readily identifiable to the public.

The premises shall not be used for closely seated audiences, except in accordance with the approved seating plans, a copy of which shall be kept at the premises and be readily available at any time the public are present. They must be produced to an authorised officer on request.

No article shall be attached to the back of any seat which would reduce the clear width of seat ways or cause a trip or fall hazard, or in any other way obstruct evacuation in an emergency.

A copy of any Certificate relating to the design, construction and loading of any temporary seating or stands shall be kept available at the premises and must be produced to an authorised officer on request.

Sitting on floors shall not be permitted except with the written consent of the Licensing Officer.

In no circumstances shall anyone be permitted to

- sit in any gangway or
- stand or sit in front of any exit including emergency exits or
- stand or sit on any staircase including any landings.

Except with the written consent of the Licensing Officer, no drinks shall be sold to or be consumed by a closely-seated audience except in approved plastic or paper containers.

Clothing or other objects shall not be placed over balcony rails or upon balcony fronts.

In the case of audiences of children under the age of 14, the ratio of attendants to children will be 1 : 50.

2.51 Indoor Sporting Entertainment

At least 10 days' notice in writing shall be given to the Council of any proposal to use the premises for any sports entertainment.

The Council shall approve the arrangements for the premises including all seating and standing areas for spectators which shall minimise any risk to spectators, participants or staff.

Reasonable and practicable steps shall be taken to minimise any risk to spectators, participants or staff from any equipment used in the entertainment.

If required, an appropriately qualified medical practitioner(s) shall be present throughout the sports entertainment

A registered medical practitioner or a registered paramedic shall be present at any sports entertainment involving boxing, wrestling, judo, karate or other sports entertainment of a similar nature.

Dressing room accommodation and washing facilities for participants shall be provided to the satisfaction of the Council.

The ring shall be sited, constructed and supported to the satisfaction of the *Council*. Any material used to form a skirt around the ring shall be flame-retarded.

At wrestling or other entertainments of a similar nature, members of the public shall not occupy any seat within 2.5m of the ring.

At water sports entertainment, staff adequately trained in rescue and life safety procedures shall be stationed and remain within the vicinity of the water at all material times.

PART 3 - ADDITIONAL CONDITIONS FOR PREMISES USED FOR CINEMATOGRAPH EXHIBITIONS

3.1 Statutory Conditions

Attention is drawn to the need to comply with current Regulations made by the Secretary of State under the Cinematograph Acts, 1909 to 1952 (as amended).

3.2 Film Classification

No film shall be exhibited unless it has received a 'U', 'PG', '12', '12a', '15' or '18' Certificate of the British Board of Film Censors, or it is a current newsreel which has not been submitted to the British Board of Film Censors.

3.3 '18R' Films

These are a special and legally restricted classification primarily for explicit videos of consenting sex between adults. They may be supplied to adults only in licensed sex shops. Such films must not be exhibited in premises of entertainment.

3.4 '18' Films

No person apparently under the age of eighteen years shall be admitted to any exhibition at which there is to be shown any film which has received an '18' Certificate from the British Board of Film Censors, whether on payment or otherwise, including by employment in the premises.

3.5 '15' Films

No person apparently under the age of fifteen years shall be admitted to any exhibition at which there is to be shown any film which has received a '15' Certificate from the British Board of Film Censors.

3.6 '12A or 12' Films

No person apparently under the age of 12 years shall be admitted to any exhibition at which there is to be shown any film which has received a '12' Certificate from the British Board of Film Censors.

3.7 Permission of Licensing Authority

Notwithstanding the Conditions herein before contained, a film may be exhibited, or persons or any class of persons, may be admitted thereto if the permission of the Licensing Authority is first obtained and any Conditions of such permission are complied with.

3.8 Film Censors Certificate to be Shown

A representation or written statement of the terms of any certificate given by the British Board of Film Censors shall be shown on the screen immediately before the showing of

any film to which it relates and the representation or statement shall be shown for long enough and in a form large enough for it to be read from any seat in the auditorium.

3.9 Notice of Film Classification and Times of Showing

There shall be prominently exhibited at each public entrance whenever the premises are open to the public a notice indicating in tabular form and in clear bold letters and figures:

- The title of each film to be shown on that day, other than trailers and films of less than five minutes duration.
- The approximate times of commencement of each such film.
- Whether each such film has received a 'U', 'PG', '12' '12a' '15' or '18' Certificate from the British Board of Film Censors and the age restrictions applicable to admission.

3.10 Advertisements to Indicate Nature of Certificate

The nature of any Certificate received in respect of a film from the British Board of Film Classification clearly indicated by the figure 'U', 'PG', '12' '12a' '15' or '18' in any advertisement of the film displayed at the premises.

3.11 Restriction in Advertisement

No advertisement displayed at the premises of a film to be exhibited at the premises shall depict as a scene or incident in the film any scene or incident which is not included in the film as certified by the British Board of Film Censors or approved for exhibition by the Licensing Authority, as the case may be.

3.14 Definition of 'Film'

For the purposes of this Licence 'Film' means any exhibition of moving pictures produced otherwise than by the simultaneous reception and exhibition of television programmes broadcast by the British Broadcasting Corporation or Independent Broadcasting Authority or distributed by a system licensed by the Secretary of State under Section 89 of the Post Office Act, 1969.

3.17 Waste Film

A metal box with a self-closing close-fitting lid suitable for waste film shall be provided in the rewind room and shall be used for no other purpose than for waste film and shall be emptied daily.

3.18 Inflammable Films

No inflammable cinematograph films shall be carried or conveyed through any part of the building whilst the public are thereon unless the same are carried or conveyed in closed metal boxes.

3.19 Staff Instruction

The persons referred to in Regulation 5(3) of the Cinematograph (Safety) Regulations, 1955, shall receive instruction in accordance with the Regulations at least once in every twelve months and at least one such person in addition to the person in charge shall be present on duty at all times when the public are on the premises and shall be immediately available in the event of danger or an alarm of fire.

3.20 Attendants' Identification

The attendants referred to in Regulation 4(3) of the Cinematograph (Safety) Regulations, 1955, shall wear either distinctive clothing or suitable arm bands or other adequate distinguishing mark.

3.21 Waiting Spaces

Persons awaiting admission to the premises shall not be allowed to congregate in any portion of the premises except in positions approved by the Licensing Authority in writing for this purpose.

3.22 Queues

In cases in which persons wait in queues for admission the licensee shall do what is reasonably necessary to prevent such persons so waiting from obstructing exits, external courts, passageways, stairways and ramps to the outside of the licensed premises.

3.23 Standing

Where the Licensing Authority sanctions standing in pursuance of Regulation 3(4)(a) of the Cinematograph (Safety) Regulations, 1955 the area in which such standing is permitted shall be marked with **(a conspicuous white line)**, together with (or) **(a conspicuous notice indicating the number of persons permitted to stand in that area)**.

3.24 Children

Where an entertainment organised wholly or mainly for children is provided no child shall be permitted to be in the front row of seating on any floor of the auditorium above the lowest floor unless accompanied by and in the charge of a person who has attained the age of sixteen years.

PART 4 - ADDITIONAL CONDITIONS FOR PREMISES USED FOR STAGE PRESENTATIONS

4.1 Scenery

All scenery shall be maintained flame retardant

4.2 Fire Prevention

At least 1 member of staff shall be present throughout the time that the public are admitted to the building and shall be designated as Duty Fire Officer. They shall be adequately trained in fire prevention and extinction. They shall be readily identifiable.

4.3 General Safety Curtain

In premises where a safety curtain is fitted to the proscenium opening, it shall be clearly marked as such on the auditorium side and shall be lowered at least once during each performance in the presence of the audience.

In the event of the safety curtain being out of order, the Licensee shall immediately notify the Licensing Authority.

No apparatus or scenery or properties or curtains or hangings shall at any time during the performance cross the plane of descent of the safety curtain and shall not in any circumstances interfere with its descent.

Except with the consent of the Licensing Authority, scenery or properties shall not be placed on the auditorium side of the safety curtain.

4.4 Shutters to Scenery Stores, Etc.

In premises where scenery stores/workrooms are provided, shutters to openings for the passage of scenery between the stage and such stores or workrooms shall be kept closed when the public are on the premises.

4.5 Stage Lantern

In premises where a stage lantern is provided the sashes and other moving parts of the lantern light over the stage shall be tested periodically to ensure that they are in efficient working order.

There shall be no obstruction to the upward flow of air from the stage to the ventilators and the release lines and other controlling gear shall be kept readily accessible and secured in such a manner as to permit of their immediate release.

The notices indicating the release lines shall not be obscured. Some spare fusible links shall be kept in reserve. The result of each test required by this Condition and a statement that the arrangements are in accordance with this Condition shall be recorded in the log book.

4.6 Fireman

- If required by the Licensing Authority a competent person shall be in charge of fire precautions during the whole time the premises are open to the public. He shall have no duties that will prevent him from being immediately available in the event of a fire and he shall be responsible for the following duties:-

To check the fire equipment before the public enter the premises;

To be ready to use the equipment quickly and efficiently;

To see that exits and exit routes are kept free from obstruction.

4.7 Notice to Licensing Authority of New Production

Where an annual licence is in force at least fourteen days' notice in writing shall be given to the Licensing Authority specifying the date on which a new production will begin to be presented.

4.8 Storage of Scenery, etc.

Scenery or properties, other than those required for use in current productions, shall be stored only in positions approved by the Licensing Authority.

4.9 Suspension of Scenery

All ropes or other means employed for the suspension of scenery, etc., together with associated pulleys, winches, etc., shall be regularly checked by a competent person appointed by the Licensee at such intervals as may be deemed necessary by the Licensing Authority.

4.10 Entry and Inspection

An authorised officer of the Fire Authority may, on giving not less than twenty four hours' notice to the occupier of any place in respect of which a licence under the Theatres Act, 1968, is for the time being in force, enter the place for the purpose of inspecting the place to ensure that there are adequate fire precautions and ensuring the terms, conditions or restrictions relating to fire precautions on or subject to which the licence is held are being complied with.

4.11 Children in Performances

Smoking shall be strictly prohibited within the stage area unless required as part of the performance of the play or other performance, and signs prohibiting smoking shall be prominently displayed.

4.12 Temporary Dressing Rooms

Temporary dressing rooms shall not be provided without the consent of the Licensing Manager

4.13 Pop Concerts

Pop Concerts shall not be given except with consent of the Licensing Officer who requires 28 days notice in writing of such events

4.14 Children and Animals

The licensee shall give the Licensing Officer at least 10 days notice in writing of their intention to use any live animal, bird or fish in a performance.

No child under the age of 16 years shall be permitted on stage whether or not as a performer without the written consent of the Licensing Manager.

Where such consent is given, conditions under appendix T1 of the model National Conditions for Places of Public Entertainment must be complied with.

PART 5 - OUTDOOR LICENSING CONDITIONS

5.1 Safety of All Persons

The Licensee shall be responsible for the provision of such safety measures as the Licensing Authority may deem necessary to secure the safety of performers and all other persons present at the entertainment.

5.2 Access for Emergency Vehicles

The Licensee shall secure adequate access for all emergency vehicles to, on and around the site of the entertainment as deemed necessary by the Licensing Authority.

5.3 Sanitary Arrangements

The Licensee shall provide adequate sanitary appliances and provisions as deemed necessary by the Licensing Authority.

5.4 Public Nuisance

The entertainment provided under the licence shall be controlled so that no annoyance or nuisance is caused.