

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

DATE OF MEETING: Tuesday 12th December 2006

**PRESENT: Councillor Eaton (in the Chair)
Councillors Entwistle and Unsworth**

**IN ATTENDANCE: S Bithell, Senior Solicitor (Legal Advisor)
D Dobson, Senior Licensing Enforcement Officer
J Cook, Committee Officer (Hearing Administrator)**

**ALSO PRESENT: Councillor Lynskey, the Applicant, the Applicant's
representative, the Licence Holder, the Licence
Holder's representatives, the Interested Parties, 3
Police Officers, 3 members of Licensing Unit Staff
and 2 members of the public.**

The Panel granted a 30 minute recess at 6pm at the request of the Applicant, the Licence Holder and the Interested Parties.

1. DECLARATIONS OF INTEREST

No declarations of interest were made at the meeting.

2. APPLICATION FOR THE REVIEW OF A PREMISES LICENCE – THE COMMERCIAL HOTEL, MANCHESTER ROAD, HASLINGDEN

The Chair welcomed all parties to the meeting. He introduced the Members of the Sub-Committee and Officers present.

The Chair asked all parties present to introduce themselves:

Applicant: PC Mark Driver, Lancashire Constabulary – Pennine Division
Licensing Unit, PC Mullah, PC Heywood and Sergeant Large.

Applicant's Representative: Mr A Horne

Licence Holder: Mr D Thompson

Licence Holders Representatives: Mr D Pickup and Ms G Sherratt

Interested Parties: Ms M Lynch and Mr M Gallagher

The Sub-Committee heard from Mr Pickup and Mr Horne who confirmed that an agreement had been reached between all parties to modify conditions to the licence and these conditions were read out. The Sub-Committee were asked to dispense with the need for a Hearing and endorse the modifications to the Licence.

The Sub-Committee, the Legal Advisor and the Hearing Administrator retired to consider the conditions suggested by the parties.

RESOLVED:

All parties agreed to dispense with the need for the Hearing.

The Sub-Committee endorsed the agreement reached between the applicant, interested parties and premises licence holder that the licence conditions be modified as follows:

1. 2 door supervisors registered with the SIA will be on duty for the first 100 customers and thereafter one for every 100 or part thereof from 2300 to close of premises every Friday and Saturday, Christmas Eve, Christmas Day, Boxing Day, New Year's Eve, New Year's Day and on Sundays prior to Bank Holiday Mondays.
2. The fire door leading onto Manchester Road is to remain closed during permitted hours and is only to be used in the case of an emergency.
3. The permitted hours for all licensable activities to be reduced to a terminal hour of 0100 inclusive Friday to Sunday and the premises to close 30 minutes thereafter.
4. The CCTV system to be maintained to the satisfaction of the Lancashire Constabulary's Technical Support Officer.

The changes in respect of the permitted hours will come into effect from 1st January 2007.

The Chair commented the Sub-Committee was satisfied that these measures were necessary to satisfy the licensing objectives. However the Chair noted that the Sub-Committee was deeply concerned about the evidence submitted by the Applicant. The Chair noted that the responsible authorities should closely monitor any future licensable activities with regard to the premises and asked that the Pennine Division Licensing Unit keep the Licensing Authority informed of any further incidents and developments.

The meeting commenced at 6.30pm and closed at 7.30pm