

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

DATE OF MEETING: 28th August 2008

**PRESENT: Councillor Cheetham (Chairman)
Councillors Neal and C Pilling**

**IN ATTENDANCE: Ms C Birtwistle, Principal Legal Officer (Legal Advisor)
Miss S Chadwick, Licensing Administration Officer
(Licensing Officer)
Mr D Dobson, Senior Licensing Enforcement Officer
(Licensing Officer)
Mrs H Moore, Committee and Member Services Manager
(Hearing Administrator)**

**ALSO PRESENT: The Applicant's representative
2 interested parties
1 member of the public**

1. APOLOGIES FOR ABSENCE AND NOTIFICATION OF SUBSTITUTES

The applicant's representative submitted apologies on behalf of the applicant.

2. DECLARATIONS OF INTEREST

No declarations of interest were made at the meeting.

3. CHAIRMAN'S INTRODUCTION

The Chairman welcomed all parties to the meeting.

**4. APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
AT: THE CROWN INN, 19 GREAVE ROAD, BACUP**

The Chairman introduced the Members of the Sub-Committee and the Officers present. She asked all parties present to introduce themselves:

Applicant's Representative: Mr C Fairbrother

Interested Parties: Mr S Mosley and Ms G Barron

It was confirmed that no parties wished to withdraw their representations.

The applicant's representative submitted additional papers in the form of a summary of the variation of the licence, a location plan, information on the statutory provision on child access, and examples of signs to be displayed in the premises in respect of the Challenge 21 Scheme and asking patrons to leave quietly. All Parties agreed to accept this information.

5. REPORT OF THE LICENSING ADMINISTRATION OFFICER

The Licensing Administration Officer advised that all parties had been served with statutory notices prior to the hearing.

The Licensing Administration Officer reported a correction on page 2 of Appendix H and clarified that the variation would result in the loss of 1 hour and not the gaining of an additional hour. She reminded the Sub-Committee that information prior to the last determination on 27th September 2005 should not be considered.

6. HEARING PROCESS

At the hearing, representations were made to the Sub-Committee by the Applicant's Representative and the Interested Parties.

7. DETERMINATION

Following representations made by all parties, the Chairman asked all present to leave the room in order that they could give consideration to the application and representations made in respect thereof. The Legal Advisor and the Hearings Administrator remained in the room.

RESOLVED:

After giving consideration to all the written representations made by the Applicant, the Applicant's Representative and the Interested Parties and the verbal representations made at the meeting; and after giving proper consideration to the Licensing Objectives, the Sub-Committee appointed under the Licensing Act 2003 have decided:

That the variation of the Licence be agreed as outlined in the operating schedule, subject to the amendments and additional conditions as set out below:

1. Live Music

11.00am – 11.30pm Sunday to Thursday amplified and un-amplified music

11.00am – 12.30am Friday amplified music

11.00am – 1.30am Friday un-amplified music

11.00am – 12.00 midnight Saturday amplified and un-amplified music

2. Showing of Films, Charity Race nights and Screened Moving Pictures

11.00am – 11.30pm Sunday to Thursday

11.00am – 1.30am Friday

11.00am – 12.00 midnight Saturday

3. Recorded Music

11.00am – 11.30pm Sunday to Thursday

11.00am – 1.30am Friday

11.00am – 12.00 midnight Saturday

4. Performance of Dance

11.00am – 11.30pm Sunday to Thursday

11.00am – 1.30am Friday

11.00am – 12.00 midnight Saturday

5. Any outside area, which is used for the consumption of alcohol, shall cease to be so used at 11.00pm.
6. Criminal Records Bureau checks to be undertaken for the new Designated Premises Supervisors.
7. No person under the age of 18 years shall be permitted on the premises unless accompanied by an adult.
8. The Challenge 21 Scheme to be promoted by way of notices being published in the premises.
9. All external doors and windows to be maintained in a closed position whilst regulated entertainment takes place, except for access and egress in the event of an emergency.
10. For the prevention of public nuisance the licence holder or their representative to provide appropriate signage requesting customers to leave the premises and area quickly and quietly out of respect for local residents.
11. The licence holder or their representative shall conduct regular assessments of the noise coming from the premises on occasion that the premises are used for regulated entertainment and shall take steps to reduce the level of noise where it is likely to cause a disturbance to local residents. A written record shall be made of those assessments in a log book kept for that purpose and shall include, the time and date of the checks, the person making them and the results including any remedial action.
12. No sound from regulated entertainment will be transferred outdoors by means of speakers or other devices.

It was noted that there was a right of appeal to the Magistrates Court within 21 days of the date of the notification of Determination.

The meeting commenced at 6.40pm and closed at 9.00pm