

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

DATE OF MEETING: 10th March 2010

**PRESENT: Councillor Eaton (Chairman)
Councillors Cheetham and Gill**

**IN ATTENDANCE: Miss S Blackwell, Trainee Solicitor (Legal
Advisor)
Miss S Chadwick, Licensing Administration
Officer (Licensing Officer)
Mrs J Cook, Committee Officer (Hearing
Administrator)**

**ALSO PRESENT: Mr Mark Driver, Police Constable, Licensing Unit
Mr Mark Walker, Police Constable, Licensing Unit
(Responsible Authority)
Mr Sadiq Patel (Applicant)**

1 Member of the public

1. APOLOGIES FOR ABSENCE AND NOTIFICATION OF SUBSTITUTES

There were no apologies for absences submitted.

2. CHAIRMAN'S INTRODUCTION

The Chairman welcomed all parties to the meeting and asked the members of the Sub-Committee and Officers to introduce themselves.

The Chairman asked the Applicant and the Police representatives to introduce themselves.

3. DECLARATIONS OF INTEREST

No declarations of interest were made at the meeting.

**4. APPLICATION TO TRANSFER A PREMISES LICENCE
AT: 49 NEWCHURCH ROAD, RAWTENSTALL, BB4 7QX**

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

HEARING PROCESS

At the Hearing, the Licensing Officer's report was presented and representations were made to the Sub-Committee by the Applicant, the Licence Holder and Representative.

The Sub-Committee asked questions to both the Applicant and the Licence Holder. After questioning, the Chairman asked both parties for their final closing statements.

DETERMINATION

Following the representations made by all parties, the Chairman and Sub-Committee Members left the room in order to discuss the application and representations made in respect thereof. The Legal Advisor and the Hearing Administrator also left the room.

RESOLVED:

After giving careful consideration to all the written and verbal representations made by the Applicant and the Licence Holder; and after giving proper consideration to the Licensing Objectives, the Sub-Committee appointed under the Licensing Act 2003 decided to take the following action on the review of the Premises Licence under Section 42 of the 2003 Act:

That the application to transfer the premises licence to Mr Sadiq Patel be rejected.

The Sub-Committee were satisfied that these measures were necessary to satisfy the following licensing objective:

Prevention of Crime and Disorder

The Chairman noted that this resolution invalidated the application to vary the designated premises supervisor.

The Chairman informed the Applicant that there was a right of appeal for all parties before the Magistrates Court within 21 days of the date of service of the Determination Notice.

The meeting commenced at 12noon and closed at 12.50pm