

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

DATE OF MEETING: 15th March 2012

**PRESENT: Councillor Gill (Chair)
Councillors Cheetham and Crawforth**

**IN ATTENDANCE: Ms S Roxborough, (Legal Advisor)
Mr D Dobson, Public Protection Officer (Licensing
Officer)
Ms T Brzozowski, Public Protection Manager
Miss M Hargreaves, Committee and Member
Services Officer (Hearing Administrator)**

**ALSO PRESENT: Mr M Driver, Police Constable,
Ms M Dixon, Sergeant
Mr D Thompson (Applicant)
Ms G Sheratt (Applicant's Representative)
Mr D Stansfield (Interested Party)**

1. APOLOGIES FOR ABSENCE AND NOTIFICATION OF SUBSTITUTES

There were no apologies for absences submitted.

2. CHAIRMAN'S INTRODUCTION

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

The Chairman asked the Applicant, Applicant's Representative and the Interested Party to introduce themselves.

3. DECLARATIONS OF INTEREST

No declarations of interest were made at the meeting.

**4. APPLICATION TO VARY A PREMISES LICENCE
AT: THE COMMERCIAL HOTEL, 1 MANCHESTER ROAD, HASLINGDEN.**

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

HEARING PROCESS

At the Hearing, the Public Protection Officer's report was presented and representations were made to the Sub-Committee by the Applicant, Applicant's Representative the Interested Party and the Police Representative.

The Sub-Committee asked questions to the Applicant, Applicant's Representative the Interested Party and the Police Representative. After questioning, the Chair asked both parties for their final closing statements.

DETERMINATION

Following the representations made by all parties, the Applicant, Applicant's Representative, Police Representatives, Interested Party and the Public Protection Officers left the room in order for the Sub-Committee to discuss the application and representations made in respect thereof. The Legal Advisor and the Hearing Administrator also remained in the room.

RESOLVED:

After giving careful consideration to all the written and verbal representations made by the Applicant, Applicant's Representative the Interested Party and the Police Representatives; and after giving proper consideration to the Licensing Objectives, the Sub-Committee appointed under the Licensing Act 2003 decided to take the following action in respect of the application to vary a premises licence under Section 34 of the 2003 Act:

THAT THE APPLICATION FOR THE VARIATION OF THE PREMISES LICENCE BE GRANTED SUBJECT TO THE CONDITIONS PROPOSED ON THE OPERATING SCHEDULE WHICH WILL BE AMENDED AS FOLLOWS:

- **increase permitted hours for the sale of alcohol, late night refreshment and the provision of regulated entertainment on Fridays and Saturdays (from 1am to 2am) and on Sundays until 1am;**
- **include boxing and wrestling entertainment between the hours of 7am and 2am Monday to Saturday and on Sundays until 1am;**
- **provide for the sale of alcohol to residents staying at the hotel over a 24 hour period, 7 days a week;**
- **to vary the hours that the premises are open to the public to 2am Monday to Saturday and on Sundays to 1am. This differs from what is mentioned on Page 2 of the application form.**
- **amend the current condition, which varies the number of door supervisors needed dependent on numbers of customers, to provides for two door supervisors on duty from 2300 hours on Fridays, Saturdays, Christmas Eve, Christmas Day, Boxing Day, New Year's Eve, and Sundays prior to Bank Holidays**
- **To implement a Challenge 23 policy instead of the current 'Challenge 18';**
- **The condition referring to "children will only be allowed in the premises until 1900 hours and will not be permitted in the bar area" (page 19 of the application form) is to be amended to "children under the age of 18 years shall not be permitted on the**

premises unless accompanied by a person over the age of 18 years and in any event shall not be permitted in the bar area at any time that the premises are being used for licensable activity.”

We are satisfied that these measures are necessary to satisfy the following licensing objectives:

**Protection of Public Safety
Prevention of Public Nuisance**

There is a right of appeal for all parties before the Magistrates Court within 21 days of the date of service of this Determination Notice upon you.

The meeting commenced at 2.30pm and closed at 4.30pm