

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

DATE OF MEETING: Tuesday 9th May 2006

**PRESENT: Councillor D Barnes (in the Chair)
Councillors Entwistle and J Pawson**

**IN ATTENDANCE: A Parkinson, Legal Services Manager
S Chadwick, Licensing Manager
H Moore, Committee Services Manager
J Cook, Committee Officer**

**ALSO PRESENT: Derek Hamill and Daniel Dobson– Licensing Unit
Staff and 2 members of public**

1. DECLARATIONS OF INTEREST

No declarations of interest were made at the meeting.

2. APPLICATION FOR THE GRANT OF A PREMISES LICENCE – MARL PITS SPORTS COMPLEX, NEWCHURCH ROAD, RAWTENSTALL, BB4 7SW

The Chair welcomed all parties to the meeting. He introduced the Elected Members and Officers present and advised on the purpose and conduct of the Hearing in accordance with the regulations under the Licensing Act 2003, adopted by the Authority.

The Chair asked all parties present to introduce themselves:

Applicant: Mr N Hauserman

Interested Party: Mr John Pinner of 137 Newchurch Road

Residents (Public): Mr Morris Hugo of 117 Newchurch Road.
Mr John Riley of 115 Newchurch Road
Mrs Eavis of 2 Marl Pits

3. REPORT OF LICENSING MANAGER

The Licensing Manager advised that all parties had been served with statutory notices prior to the hearing, and that additional copies were available for inspection if required.

The Licensing Manager briefly outlined the application and noted that the application was for regulated entertainment between the hours of 9am-9pm Monday to Thursday and 9am-10pm Friday to Sunday. The Committee was asked to note that although there were 2 licensed premises within the Marl Pits Sports complex, these could not be considered when making their Determination.

The Hearing heard from the Applicant, Mr Hauserman, Chair of Rossendale Leisure Trust who presented the Trust's case for application.

The Hearing heard from Mr J Pinner who made his representation to the Committee and stated that he was representing some of the residents of Newchurch Road and Marl Pits who had expressed concern about the application.

It was noted that many of the concerns expressed on behalf of the residents such as parking were not within the remit of the Licensing Committee and could not be considered when making their Determination.

Following representations made by all parties, Members retired from the meeting to give consideration to the application and representations made in respect thereof.

RESOLVED:

After giving consideration to all the written and verbal representations made this evening by the Applicant, the Interested Party and those permitted to speak by the Committee; and after giving proper consideration to the Licensing Objectives, Sub-Committee appointed under the Licensing Act 2003 grant the application for a premises licence in its entirety for the Marl Pits Leisure Complex under Section 52(4) of the 2003 Act, being satisfied that the conditions of the licence should be modified as follows:

a) General – all four licensing objectives

- Local residents will be notified in writing of our events at least 14 days in advance, stating start/finish times, attractions and a telephone number for any queries.

b) The prevention of crime and disorder

- There will be liaison with the Police prior to each event to ensure correct procedures are in place at least 14 days before.

d) The prevention of public nuisance

- Local residents will be informed of our events at least 14 days in advance.

The Committee were satisfied that these measures were necessary to satisfy the following licence objectives:

Prevention of Crime and Disorder
Protection of Public Safety
Prevention of Public Nuisance
Protection of Children from Harm

It was noted that there was a right of appeal for all parties before the Magistrates Court within 21 days of notification of this determination.

The meeting commenced at 6.30pm and closed at 8.15pm