

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

DATE OF MEETING: Monday 15th May 2006

**PRESENT: Councillor D Barnes (in the Chair)
Councillors Neal and Unsworth**

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

ALSO PRESENT: Derek Hamill – Licensing Unit Staff

NOT PRESENT: The Applicant

1. DECLARATIONS OF INTEREST

No declarations of interest were made at the meeting.

2. EXCLUSION OF PUBLIC & PRESS

To consider passing the appropriate resolution under Section 100(A)(4) of the Local Government Act 1972 that the press and public be excluded from the meeting during consideration of the following item of business since it involves the likely disclosure of exempt information under Paragraph 1 of Schedule 12A of the Act.

RESOLVED:

That the public and press be excluded from the meeting for the reasons outlined above.

3. APPLICATION FOR THE GRANT OF A PERSONAL LICENCE – MR ARW

As the applicant was not present by 6.30pm, the Chair allowed an extra 5 minutes prior to the commencing.

The meeting commenced at 6.35pm .

The Chair 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:

Police Representative: PC Mark Driver, Divisional Licensing Officer –
Lancashire Constabulary

The Chair asked the Sub Committee to consider whether the hearing should go ahead in the absence of the Applicant.

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 Sub Committee resolved that it was satisfied that the Applicant knew of the date and time of the hearing and that the hearing should therefore go ahead in the absence of the Applicant.

The Licensing Manager briefly outlined the application.

The Hearing heard from PC Mark Driver, the Divisional Licensing Officer representing Lancashire Constabulary who outlined the reasons for the police objecting to the application.

Following representations made by the Police, Members gave consideration to the application and representations made in respect thereof.

RESOLVED:

After giving consideration to the application and to the written and verbal representations made this evening by the Police and after giving proper consideration to the Licensing Objectives, the Sub-Committee appointed under the Licensing Act 2003 refused the application for the personal licence.

For reasons being:

We cannot be satisfied that the application requested is consistent with promoting one or more of the licensing objectives as follows:

Prevention of Crime & Disorder

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 6.35pm and closed at 6.45pm