

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

DATE OF MEETING: Thursday 25th May 2006

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

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

**ALSO PRESENT: Derek Hamill and Mel Staton – Licensing Unit Staff
and 6 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 – 522 BURNLEY ROAD, CRAWSHAWBOOTH

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: Sobeen Iqtedar represented by Mr Paul Dixon of
Molesworth Bright Clegg Solicitors

Interested Party: Sheila Callan represented by Councillor Alyson Barnes

Police: PC Driver and PCSO Pickles represented by Mr
Anthony Horne of Licensing Legal

The Chair noted that there had been no representations to hear the matter in private.

The Licensing Manager noted the absence of 2 interested parties, Mr and Mrs Higgins and Mrs Weston. It was noted that although 2 interested parties, Mr Saxton and Mr Beswick were present, they had not returned the Regulation 8 form and the committee determined that they could not speak at the determination hearing.

The Legal Advisor confirmed that no parties wished to withdraw their representations and that there were no representations to submit fresh evidence.

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 as an application from Molesworth Bright Clegg Solicitors for the supply of alcohol off the premises between the hours of 05.30-23.00 Monday to Thursday and 05.30 Friday - 23.00 Sunday.

The Hearing heard from the Applicant's representative, Mr Dixon, who made his representation to the Committee. Mr Dixon asked the Committee to note that the Applicant would be prepared to add implementation of a "Challenge 21" Scheme as a condition of the application.

The Hearing heard from Mr A Horne representing the Police. He outlined the Police's concerns and reasons for objecting to the licence.

The Hearing heard from Councillor A Barnes representing a resident, Sheila Callan. Councillor Barnes outlined the concerns of the residents of Crawshawbooth and their reasons for objection.

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 refuse the application in its entirety. The Committee considered that to grant the application would undermine the 4 objectives as set out in the Licensing Act:

- 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 the determination.

The meeting commenced at 6pm and closed at 7.25pm