

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

**DATE OF MEETING: 1<sup>st</sup> June 2018**

**PRESENT: Councillors Johnson, Haworth and Gill**

**IN ATTENDANCE: Ms A Wrench, Legal Advisor  
Mr N Howson, Licensing Enforcement Officer  
Mrs J Wood, Hearing Administrator  
Mr Morris, Licence Holder  
Mr Reynolds and Ms Smith, 3 members of the public and Cllr  
Stevens**

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**1. APPOINTMENT OF CHAIR**

Moved by Councillor Gill and seconded by Councillor Haworth.

**Resolved:**

That Councillor Johnson be appointed Chair of the meeting.

Councillor Johnson in the Chair.

**2. APOLOGIES FOR ABSENCE AND NOTIFICATION OF SUBSTITUTES**

There were no apologies for absence.

**3. CHAIRMAN'S INTRODUCTION**

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

The Chair asked the Licence Holder and the Interested Parties to introduce themselves.

**4. DECLARATIONS OF INTEREST**

No declarations were made.

**5. APPLICATION FOR THE REVIEW OF A PREMISES LICENCE  
AT: BLIND TIGER, 1 BROOK STREET, RAWTENSTALL, BB4 6AJ.**

5.1 The Legal Advisor outlined the legal issues surrounding the hearing.

5.2 All parties consented to a public hearing

5.3 The Hearing procedure was followed.

5.4 The Licensing Enforcement Officer presented his report.

5.5 The Interested Parties presented their case.

- 5.6 Members asked questions of the Interested Parties.
- 5.7 The Interested Parties asked questions of the Licence Holder via the Chair.
- 5.8 All parties provided clarification.
- 5.9 The Licence Holder presented his case.
- 5.10 Members asked questions of the Licence Holder.
- 5.11 Clarification was provided.
- 5.12 The Interested Parties made their final statement.
- 5.13 The Licence Holder declined to make a final statement.
- 5.14 The Licence Holder, the Interested Parties, Licensing Officers and members of the public left the room whilst the Committee deliberated.

## **6. DECISION**

- 6.1 After giving consideration to all the written and verbal representations made today, by the Applicant and the Interested Parties: 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 for the premises under Section 34 of the 2003 Act.

### **Resolved:**

THAT PART OF THE APPLICATION TO VARY THE PREMISES LICENCE BE REJECTED AND THAT THE CONDITIONS SPECIFIED ON THE LICENCE SHALL BE MODIFIED.

The current conditions specified on the licence shall be deleted and replaced by those offered in the operating schedule of the application and those listed in appendix C of the report which was agreed with the applicant.

That part of the application to extend the terminal hours for all licensable activity was rejected. The terminal hour for each licensable activity shall remain the same as that currently specified on the licence.

This decision was made because the committee were satisfied that these measures were necessary to satisfy the following licensing objectives:

- *Prevention of Public Nuisance*

A determination notice would be served on all parties in due course.

There was a right of appeal for all parties before the Magistrates' Court which must be exercised within 21 days on receipt of the Decision Notice.

**The meeting commenced at 10.05am and finished at 11.50am.**