

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

DATE OF MEETING: 20th March 2019

PRESENT: Councillors Hughes (Chair), Cheetham and Gill

**IN ATTENDANCE: Ms A Wrench, Legal Advisor
Miss S Chadwick, Licensing Enforcement Officer
Mrs J Wood, Hearing Administrator
Applicant
2 Interested Parties
3 members of the public**

1. APOLOGIES FOR ABSENCE AND NOTIFICATION OF SUBSTITUTES

There were no apologies for absence.

2. 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.

3. DECLARATIONS OF INTEREST

No declarations were made.

3.1 The Chair asked the Applicant and the Interested Parties to introduce themselves.

3.2 The Licensing Officer confirmed that three Interested Parties would not be in attendance.

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

4. APPLICATION FOR THE GRANT OF A NEW LICENCE FOR ROSSENDALE HOLIDAY COTTAGES.

4.1 The Hearing procedure was followed.

4.2 The Licensing Enforcement Officer presented their report.

4.3 The Applicant presented their case.

4.4 Members asked questions of the Applicant.

4.5 Clarification was provided.

4.6 The Interested Parties presented their case.

4.7 Members asked questions of the Interested Parties.

- 4.8 Clarification was provided.
- 4.9 The Interested Parties declined to make a final statement.
- 4.10 The Applicant made a final statement.
- 4.11 The Applicant, the Interested Parties and the Licensing Officer 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 application for the grant of a new premises licence under Section 17 of the 2003 Act.

Resolved:

THAT THE APPLICATION FOR THE GRANT OF A PREMISES LICENCE AT ROSSENDALE COTTAGES, DEAN LANE, WATER, ROSSENDALE BE GRANTED, SUBJECT TO THE CONDITIONS PROPOSED ON THE UPDATED OPERATING SCHEDULE, MANDATORY CONDITIONS WHICH MUST BE INCLUDED IN THE LICENCE AND ADDITIONAL CONDITIONS LISTED BELOW.

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

- Prevention of Crime & Disorder
- Protection of Public Safety
- Prevention of Public Nuisance
- Protection of Children from Harm

The Licence was granted subject to the conditions laid out in the updated operating schedule, any mandatory conditions and additional conditions as follows:

The licence holder must submit plans of the licensable area as published in Appendix F of the updated report which complies with Regulation 23 (2) (3) (4) of the Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005 to the Licensing Authority and all responsible authorities by no later than 28 days after the grant of the licence.

To implement a noise curfew commencing at 22.00hrs and operated on the premises. The purpose of such curfew shall be to minimise any noise disturbance to local residents and shall include limiting stock deliveries, movement of bins and general noise created by guests. There shall be signs placed throughout the premises in font size 16 or larger detailing the noise curfew and these shall be placed at the main reception and any other area deemed appropriate by the Licence Holder. Details shall also be provided

within all guest accommodation in a form deemed most appropriate by the Premises Licence Holder.

Sales of alcohol will only be made to guests staying at the holiday cottages and not to be sold to the general public.

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 11.17am.