

Licensing ACT 2003 SUB-COMMITTEE

Thursday, 19th September 2024, 1.00 pm
Council Chamber, Chorley Town Hall

I am now able to enclose, for consideration at the above meeting of the Licensing Act 2003 Sub-Committee, the following reports that were unavailable when the agenda was published.

Agenda No	Item
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4	Supplementary information
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(Pages 54 - 59)

To receive and consider the supplementary information.

Chris Sinnott
Chief Executive

Electronic agendas sent to Members of the Licensing Act 2003 Sub-Committee

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**Application to Review a Premises Licence
Fab Bar and Bistro, 30-32 Market Street, Chorley**

Since the application for a review of a premises licence being made in respect of the above premises, the existing premises licence holder and designated premises supervisor have vacated the premises.

An entirely new business is proposed to be run at the premises. Both Licensing and Police Licensing have been working closely with the new business owner to come up with an agreed proposal to promote the licensing objectives.

Therefore, it is requested that Sub Committee take the following action in order to promote the licensing objectives:

- 1. To modify the conditions of the licence to:**
 - a. Amend the permitted hours for the Performance of Live Music, the Playing of Recorded Music, Late Night Refreshment and the Sale of Alcohol from 0400hrs to 0200hrs on Friday and Saturday.**
 - b. Amend the hours the premises is open to the public from 0400hrs to 0200hrs on a Friday and Saturday.**
 - c. Replace the existing operating schedule with the following:**

1. A comprehensive CCTV system shall be installed internally and externally at the premises and will meet the following criteria:

o The system shall stamp all recordings with the correct time and date;

o The system shall be recording whenever the premises is open to the public;

o All recordings shall be retained for a minimum of 31 days after they are made and shall be produced to an authorised officer upon lawful request,

o As a minimum, the CCTV shall capture a 'head and shoulders' image of all people who enter through the main public entrance.

2. Appropriate signage alerting customers to the use of CCTV shall be displayed in a conspicuous position at the premises.

3. A competent person trained in the use of and operation of the system shall be in attendance at the premises at any time that licensable activities are being carried on. Said person will be able to fully operate the CCTV system and be able to download data in a recognised format when requested.

4. Prior to licensable activity being carried on at the premises and for the normal running of the business, a risk assessment shall be carried out to determine whether door supervisors are required. Where the premises is proposed to be used in a way other than that considered to be the normal running, an additional risk assessment shall be conducted. Door supervisors shall be deployed in accordance with any such risk assessment, which shall be

in writing, kept on the premises for a minimum of 12 months and produced to an authorised officer upon request.

5. An incident log shall be kept on the premises to record any notable incidents, such as instances of crime or disorder, evidence or suspicion of drug related activity and any requests made for persons to leave the premises. Each log shall record the date and time, the nature of the incident and the person recording it, the outcome or action taken and a police log number if appropriate. Entries shall be completed as soon as possible and, in any case, no later than the close of business on the day of the incident. The written record shall be available for inspection by a responsible authority upon request.

6. The management of the premises shall cause the area immediately outside the entrance to the premises to be kept clean, tidy and free from litter.

7. On any occasion that regulated entertainment is carried on at the premises, regular assessments of the noise emanating from the premises will be undertaken. Wherever said assessments indicate that noise is likely to cause nuisance to any local residents, remedial action will be taken. A written record will be maintained detailing the time of the noise assessments, the identity of the person undertaking the assessment, the results of the assessment and any remedial action undertaken.

8. Prominent, clear and legible notices will be displayed at the main public exit requesting customers to respect the needs of nearby residents and to leave the premises and the area quietly.

9. All windows and doors shall be maintained closed at any time after 23:00hrs, save to allow access or egress.

10. Recorded music shall not be played, and live music shall not be performed, in the external areas of the premises after 23:00hrs.

11. There shall be no persons under the age of eighteen permitted on the premises after 22:00 each evening, unless they are attending a pre-arranged, private function.

12. The age verification policy shall be that of "Challenge 25". All staff shall require an acceptable identification document to be produced by any customer who appears to be under the age of 25 and wishes to be served alcohol. Acceptable identification documents shall be.

- a PASS-approved, proof of age card,*
- UK passport,*
- citizen card supported by the Home Office,*
- official ID card issued by HM Forces or*
- a UK photographic driving licence.*

13. Prior to being authorised to sell alcohol, staff shall be trained in relation to the "Challenge 25" policy and requirements relating to the Licensing Act 2003. Refresher training shall be conducted at periods not greater than 12 months. Said training will be documented and will be made available to an authorised officer upon request.

Nathan Howson

From: ESI LICENCE <licence@esi.london>
Sent: 17 September 2024 16:27
To: Nathan Howson
Subject: Re: Proposal to amend licence at Hearing- Dolce

Good afternoon,

Thank you for your email.

I can confirm we agree to these conditions, and terms.

Please can you kindly let me know when arrangements are made?

Many thanks,

Elif

ESI Licensing and Legal Consultancy Limited

Office: +44 (0) 20 82900615

Address: 84 Hayes Lane, Bromley, Kent, BR2 9EE

Website: www.esi.london E-Mail: licence@esi.london

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On Tue, Sep 17, 2024 at 16:36 Nathan Howson <Nathan.Howson@chorley.gov.uk> wrote:

Dear Mr Gulmez,

Following our discussion a number of weeks ago regarding the above premises, I've attached a list of conditions and amendment to the licence which, if you agree to, could be an agreed upon position between Licensing, Police and you as the premises licence holder.

This could be put before the Sub Committee when they make their decision regarding the application to review the premises licence. For the avoidance of doubt, the Sub Committee is entitled to make their own decision; however, if we propose a joint position from all parties to the review, it's likely they would approve this.

If you could consider the attached document and confirm whether you are happy to agree to these terms, I'll make arrangements for it to be provided to the Sub Committee.

Kind regards,

Nathan Howson



01257 515151

Chorley Council



The Electoral Commission

Find out more at
electoralcommission.org.uk/voterID

No ID? You can apply for free voter ID

You now need photo ID to vote at a polling station

Nathan Howson

From: Lovick, John <John.Lovick@lancashire.police.uk>
Sent: 18 September 2024 10:58
To: Nathan Howson
Cc: Usman Gazra; simon.james
Subject: RE: Dolce
Attachments: Dolce Possible operating schedule.docx

CAUTION! This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Nathan,

In relation to the proposed operating schedule the Police are in full agreement.

The action taken with submitting the Fab Bar & Bistro Review was both appropriate and proportionate. The issues of crime and disorder at this premises has been dealt with. This the primary objective.

If there is an opportunity to support and develop the local economy then the Police will take a favourable view on this and as such fully support the proposals.

I have met with Mr Gunay Gulmez on several occasions and discussed his business plan. I have no immediate concerns and I do consider that the licensing objectives will be promoted with Dolce.

Kind regards,

John



PS 2700 John Lovick

Licensing Sergeant
South Licensing Team

Phone: 302700

Mobile: 07970508111

southlicensing@lancashire.police.uk

From: Nathan Howson <Nathan.Howson@chorley.gov.uk>

Sent: Wednesday, September 4, 2024 4:49 PM

To: Lovick, John <John.Lovick@lancashire.police.uk>

Cc: Usman Gazra <usman.gazra@chorley.gov.uk>

Subject: Dolce Possible operating schedule

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