
Chief Executive's Office

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Date: 1 June 2006

Chief Executive: Donna Hall

Chorley
Borough Council

Town Hall
Market Street
Chorley
Lancashire
PR7 1DP

Dear Councillor

Statutory Licensing Sub-Committee A - Tuesday, 13th June 2006

You are invited to attend a meeting of the Statutory Licensing Sub-Committee A to be held in the Lancastrian Room, Town Hall, Chorley on Tuesday, 13th June 2006 commencing at 10.00 am.

AGENDA

1. **Declarations of Any Interests**

Members of the Sub-Committee are reminded of their responsibility to declare any personal interest in respect of matters contained in this agenda in accordance with the provisions of the Local Government Act 2000, the Council's Constitution and the Members Code of Conduct. If the personal interest is a prejudicial interest, then the individual Member should not participate in a discussion on the matter and must withdraw from the Council Chamber and not seek to influence a decision on the matter.

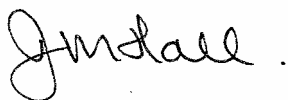
2. **Licensing Act 2003 (Premises and Club Premises Certificate) Regulations 2003 - Application to vary premises license in respect of The Ley Inn, Back Lane, Clayton - le - Woods (Pages 1 - 64)**

Report of Chief Executive (enclosed)

Attached for Members information is the Hearing Procedure

3. **Any other item(s) that the Chair decides is/are urgent**

Yours sincerely



Chief Executive

Continued....

Distribution

1. Agenda and reports to all Members of the Statutory Licensing Sub-Committee A (Councillor Mrs Iris Smith (Chair), Councillors A.Gee and Mrs D Dickinson for attendance.
2. Agenda and reports to Councillors K Iddon and H Khan as observers/reserve members to be present at the start of the meeting.
3. Agenda and reports to Claire Hallwood (Deputy Director of Legal Services), Howard Bee (Licensing Manager) and Gordon Bankes (Democratic Services Officer) for attendance

This information can be made available to you in larger print or on audio tape, or translated into your own language. Please telephone 01257 515118 to access this service.

આ માહિતીનો અનુવાદ આપની પોતાની ભાષામાં કરી શકાય છે. આ સેવા સરળતાથી મેળવવા માટે કૃપા કરી, આ નંબર પર ફોન કરો: 01257 515822

ان معلومات کا ترجمہ آپ کی اپنی زبان میں بھی کیا جاسکتا ہے۔ یہ خدمت استعمال کرنے کیلئے براہ مہربانی اس نمبر پر ٹیلیفون کیجئے: 01257 515823

CHORLEY BOROUGH COUNCIL**LICENSING ACT 2003****SUB-COMMITTEE****GENERAL PROCEDURE POINTS FOR HEARINGS****INTRODUCTION**

The Licensing Act 2003 Sub-Committee will conduct hearings in accordance with the following general principles:

- All parties have a right to a fair hearing.
- Decision-making will be conducted in an open, transparent and accountable way.
- Each application will be determined on its own merits and the decision will be based upon:
 - the merits of the application
 - the promotion of the four licensing objectives
 - the Council's Statement of Licensing Policy
 - the Guidance issued by the Secretary of State for Culture, Media and Sport under Section 182 of the Licensing Act 2003
- the Licensing Authority will only permit licensing decisions to be taken by sub-committee consisting of three members. In the event of one member being unable to attend, the Licensing authority will use it's best endeavours to substitute another member, taken from the membership of the Licensing Act 2003 Sub-Committee reserve list.
- the Sub-Committee may disallow cross-examination in exceptional circumstances; this decision will be taken on a case by case basis with a presumption to allow. However, parties are advised that the Sub-Committee wishes to discourage hostile cross examination.
- late representations and evidence will usually only be considered with the agreement of all parties present.
- decisions will generally be taken regardless of whether the applicant/other party is present unless the Sub-Committee consider it necessary in the public interest to adjourn the hearing to a specified date. All notices and representations from absent parties will be considered.
- the Sub-Committee will generally allow parties a maximum of 30 minutes per party to make all relevant Statements. However, the Sub-Committee recognises that in certain circumstances this may be insufficient due to the complexity of the issues involved. In this situation the Sub-Committee will consider representations from those parties involved in the hearing as to the length required to make all relevant statements. The Licensing Authority respectfully requests that all parties keep points pertinent and the discussion moving in the interests of cost and efficiency.

- the Sub-Committee recognises that Regulation 14 requires all hearings should take place in public unless the licensing authority “considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing taking place in public” in which the applicant, those assisting the applicant or other interested parties can be excluded. In the absence of any criteria in the Licensing Act 2003, the guidance issued under section 182 of the Act or the licensing Regulations, the Licensing Authority has adopted the existing criteria in Schedule 12A of the Local Government Act 1972 for excluding the press and public. The public and press will be excluded when the Sub-Committee is considering an application for a personal licence, where Lancashire Police have lodged an objection notice due to an existing relevant offence(s). Generally, the public and the applicant will be excluded when the Sub-Committee is determining a decision. Once a decision has been made all parties will be readmitted and the Chair will announce the decision and give reasons.
- all parties will be notified of the decision in accordance with any periods set down by the Licensing Act 2003 or where none are prescribed within 5 working days.
- the Sub-Committee has the right to exclude any parties behaving in a disruptive manner at the hearing at its own discretion.

HEARING PROCEDURE**PREMISES/CLUB PREMISES LICENCE APPLICATIONS****1. CHAIR OF SUB-COMMITTEE:**

- opens meeting
- introduces Members and Officers
- confirms details of all parties in attendance
- outlines procedure to be followed

2. LICENSING OFFICER OUTLINES APPLICATION AND RELEVANT REPRESENTATIONS**3. QUESTIONS TO LICENSING OFFICER FOR CLARIFICATION FROM:**

- Sub-Committee
- Applicant

4. APPLICANT OR REPRESENTATIVE OUTLINES APPLICATION**5. QUESTIONS TO APPLICANT FROM:**

- Sub-Committee
- Interested Representative

6. LANCASHIRE POLICE REPRESENTATIONS**7. QUESTIONS TO LANCASHIRE POLICE FROM:**

- Sub-Committee
- Applicant

8. LANCASHIRE FIRE & RESCUE REPRESENTATIONS**9. QUESTIONS TO LANCASHIRE FIRE & RESCUE FROM:**

- Sub-Committee
- Applicant

10. ENVIRONMENTAL HEALTH (ENVIRONMENT) REPRESENTATIONS**11. QUESTIONS TO ENVIRONMENTAL HEALTH FROM:**

- Sub-Committee
- Applicant

12. ENVIRONMENTAL HEALTH (HEALTH & SAFETY) REPRESENTATIONS

13. QUESTIONS TO ENVIRONMENTAL HEALTH FROM:

- Sub-Committee
- Applicant

14. PLANNING SERVICES REPRESENTATIONS**15. QUESTIONS TO PLANNING SERVICES FROM:**

- Sub-Committee
- Applicant

16. SOCIAL SERVICES REPRESENTATIONS**17. QUESTIONS TO SOCIAL SERVICES FROM:**

- Sub-Committee
- Applicant

18. TRADING STANDARD REPRESENTATIONS**19. QUESTIONS TO TRADING STANDARDS FROM:**

- Sub-Committee
- Applicant

20. INTERESTED PARTIES REPRESENTATIONS**21. QUESTIONS TO INTERESTED PARTIES FROM:**

- Sub-Committee
- Applicant

22. INTERESTED PARTIES INVITED TO BRIEFLY SUMMARISE**23. RESPONSIBLE AUTHORITIES INVITED TO BRIEFLY SUMMARISE****24. APPLICANT (OR REPRESENTATIVE) INVITED TO SUM UP****25. DECISION MAKING**

All parties retire whilst Sub-Committee makes decision.

26. NOTICE OF DECISION

Parties re-admitted and Chair announces decision and reasons.

Report

Report of	Meeting	Date	
Chief Executive	Statutory Licensing Sub- Committee	13 June 2006	

APPLICATION TO VARY A PREMISES LICENCE IN RESPECT OF THE LEY INN BACK LANE CLAYTON LE WOODS CHORLEY LICENCE NUMBER PL(A) 0310

PURPOSE OF REPORT

- For members to determine an application to vary a premises licence.

CORPORATE PRIORITIES

- There are no specific implications for corporate policies arising from this report.

RISK ISSUES

- The issue raised and recommendations made in this report involve risk considerations in the following categories:

Strategy		Information	
Reputation		Regulatory/Legal	✓
Financial		Operational	
People		Other	

- There is a right of appeal to the Magistrates Court by the applicant in respect of a decision to refuse to vary the premises licence or where the conditions of licence are modified. There is also the right of appeal to the Magistrates Court by a person who has made relevant representations against a decision to grant the variation or to modify the conditions of licence.

CURRENT PREMISES LICENCE

- Licensable Activities
 - Exhibition of films - Indoors (b)

11.00 – 00.00 Sunday to Thursday
 11.00 - 01.00 Friday and Saturday

Non Standard Timings

Continued....



Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of a Bank Holiday
weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 – 01.00.

ii) Indoor sporting event (c)

11.00 – 00.00 Sunday to Thursday
11.00 - 01.00 Friday to Saturday

Non Standard Timings

Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of a Bank Holiday
weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 – 01.00.

iii) Performance of live music – Indoors (e)

11.00 – 00.00 Sunday to Thursday
11.00 - 01.00 Friday to Saturday

Non Standard Timings

Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of a Bank Holiday
weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 – 01.00.

iv) Playing of recorded music – Indoors (f)

11.00 – 00.00 Sunday to Thursday
11.00 - 01.00 Friday to Saturday

Non Standard Timings

Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of a Bank Holiday
weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 – 01.00.

v) Performance of Dance– Indoors (g)

11.00 – 00.00 Sunday to Thursday
11.00 - 01.00 Friday to Saturday

Non Standard Timings

Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of a Bank Holiday
weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 – 01.00.

vi) Provision of facilities for making music – Indoors (l)

11.00 – 00.00 Sunday to Thursday
11.00 - 01.00 Friday to Saturday

Non Standard Timings

Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of a Bank Holiday
weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 – 01.00.

- vii) Provision of facilities for dancing –Indoors (J)

11.00 – 00.00 Sunday to Thursday
11.00 - 01.00 Friday to Saturday

Non Standard Timings

Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of a Bank Holiday
weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 – 01.00

- viii) Late night refreshment – Indoors (L)

23.00 – 00.00 Sunday to Thursday
23.00 - 01.00 Friday and Saturday

Non Standard Timings

Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of a Bank Holiday
weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 – 01.00

- viii) The sale by retail of alcohol for consumption on and off the premises (M)

11.00 – 00.00 Sunday to Thursday
11.00 - 01.00 Friday to Saturday

Non Standard Timings

Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of a Bank Holiday
weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 – 01.00
New Years Eve permitted from 10.00am until terminal hour New Years Day.

- 6. The opening hours of the premises (o)

11.00 – 00.30 Sunday to Thursday
11.00 – 01.30 Friday and Saturday

Non Standard Timings

Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of a Bank Holiday
weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 – 01.30
New Years Eve permitted from 10.00am until terminal hour New Years Day.

7. Conditions

ANNEX 1 – Mandatory ConditionsAlcohol

1. No supply of alcohol may be made under the premises licence -
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence,
or
 - (b) At a time when the designated premises supervisor does not hold a personal licence, or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Exhibition of films

1. Where the film classification body is specified in the licence, unless (2) applies, admission of children must be restricted in accordance with any recommendations made by that body
2. Where -
 - (a) The film classification body is not specified in the licence,
or
 - (b) The relevant licensing authority has notified the holder of the licence that this condition is applied to the film in question,

Admission of children must be restricted in accordance with any recommendation made by that licensing authority.

Door Supervision

1. Any individual employed on the premises to carry out a security activity must be licensed by the Security Industry Authority.

ANNEX 2 – Conditions consistent with the operating schedule(a) General

The Licensee shall give the police and licensing authority seven days notice in writing for the 12 'event days'.

(b) The prevention of crime and disorder

1. Any person exercising a security activity as defined by SIA 2001 will be employed at the premises at the discretion of the designated premises supervisor/holder of the Premises Licence.
2. Any person exercising a security activity will clearly display his name badge at all times whilst on duty.
3. No customers apparently carrying open bottles upon entry shall be admitted to the premises at any times the premises are open to the public.

4. Where CCTV is installed with recording facilities such recordings shall be retained for a period of 30 days and made available within a reasonable time upon request by the police.
5. Alcoholic mad other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.
6. A personal licence holder shall be on the premises during the hours which intoxicating liquor is being sold, supplied or consumed by customers except in the case of an emergency.

(c) Public safety

1. To comply with the reasonable requirements of the fire officer from time to time.
2. To comply with the reasonable requirements of the building control officer.

(d) The prevention of public nuisance

1. Where appropriate, prominent, clear and legible notices shall be displayed at all exits requesting the public respect the needs of local residents and to leave the premises and area quietly.
2. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.

(e) The protection of children from harm

1. The restrictions set out in the Licensing Act 2003 will apply.
2. No films or videos of any description will be shown so that they can be viewed by persons under the age of any applicable BBFC/Local Authority Certification.

ANNEX 3 – Conditions attached after a hearing by the Licensing Authority

1. No outside areas designed for consumption of alcohol shall be used after 22.00 hours.
2. All doors and windows to be kept closed when regulated entertainment and/or provision of entertainment facilities for making music and dancing is taking place except in the event of an emergency.
3. The Licensee shall ensure that notices requesting customers to leave in a quiet and orderly manner are displayed and maintained at the exits to the premises and in the car park.
4. A personal licence holder shall be on the premises during the hours which intoxicating liquor is being sold, supplied or consumed by customers except in the case of an emergency.
5. The Licensee shall ensure that all emergency exit doors are fitted with suitable devices to indicate any unauthorised opening.
6. The Licensee shall give the police and the licensing authority seven days notice in writing of the twelve non-standard timings. Whilst not a condition of the licence we would strongly recommend that a sign be placed in a prominent position in the children's play area to the effect that children should be supervised at all times.

7. The licence holder or his representative shall conduct regular assessments of the noise coming from the premises on every occasion the premises are used for regulated entertainment and shall take steps to reduce the level of noise where it is likely to cause a disturbance to local residents. A written record shall be made of those assessments in a log book kept for that purpose and shall include, the time and date of checks, the person making them and the results including any remedial action.

THE APPLICATION

8. A copy of the application to vary is attached to this report in full in Appendix 1. In summary the application is to conduct the following licensable activities and at the times set out below.

- (a) We wish to remove condition (1) of Annex 3 of the Premises Licence, being a condition which limits the use of outside areas designed for consumption of alcohol after 22.00. We would wish for this part of the premises to be available for use during the hours the premises are open to the public.

We propose additional conditions in section P

9. Additional steps to be taken to promote licensing objectives as a result of the proposed Variation

- i) General

None

- ii) Prevention of crime and disorder

None

- iii) Public Safety

None

- iv) The prevention of public nuisance

No children will be allowed in the premises or beer garden or the children's play area as shown on plan KDH – 2840 dated June 2005 after 22.00 hours.

The premises licence holder will liaise with the Environmental Health Officer of Chorley Borough Council or such other person as may be deemed appropriate from time to time by the Licensing Authority to ensure that appropriate and reasonable measures are taken to prevent a nuisance being caused to local residents by persons present in the beer garden or the children's play area of the premises as shown on Plan KDH-2840 (June 2005 and annexed to the Premises Licence)

- v) The protection of children from harm

The restrictions set out in the Licensing act 2003 will apply.

10. Other Activities that may give rise to concern in respect of children

None

11. Conditions/ Restrictions to be removed on variation.

Annex 3 number 1

No outside areas designed for consumption of alcohol should be used after 22.00.

12. Relevant Representations – Responsible Authorities

The Authority has received two objections -

i) The Police

It is felt that the proposed variation to extend the use of the outside area in line with the current licensing hours is excessive.

The police feel that by removing the condition relating to the use of the outside area of the premises will cause noise and disturbance to local residents therefore undermining the prevention of public nuisance condition and in a worse case scenario lead to incidents of crime and disorder between local residents and customers.

ii) Environmental Services

Objects to this application to vary on the grounds that extending the use of the beer garden and play area after this time will adversely affect the occupants of nearby residential properties.

Environmental Services will produce evidence of noise from the Ley Inn on CD recordings.

Both objections are both included in full in the attached report.

13. Relevant Representations – Interested Parties.

There are 4 representations from interested parties to the application to vary.
The objections are relevant to the Licensing Objectives - Prevention of Public nuisance
Prevention of crime and disorder

All representations are in full within the report.

14. Policy Considerations.

Section 4 of the Licensing Act 2003 provides that a Licensing Authority must have regard to its Statement of Licensing Policy and to the guidance issued by the Secretary of State under section 182 of the Act.

As members will be aware the four licensing objectives are as follows:

- the prevention of crime and disorder
- public safety
- prevention of public nuisance
- the protection of children from harm.

The Licensing Act 2003 provides that where relevant representations are received the Licensing Authority must hold a hearing to consider them unless the parties agree that a hearing is unnecessary.

The Licensing Authority in determining the application, having have regard to the representations, may take the following steps it considers it necessary for the promotion of the licensing objectives.

- i) reject the application in whole or in part
- ii) modify the conditions.

Members must have regard to the Statement of Licensing Policy when determining this application. In particular, member's attention is drawn to the following paragraphs:

Paragraph 1.3 The policy provides guidance on the general approach the Council, as Licensing Authority, within the meaning of the Act, will take in terms of licensing, However, each application will be considered separately, on its individual merits.

Paragraph 1.4. The Statement of Licensing Policy sets out how the licensing objectives will be achieved and to secure the safety and amenity of residential communities whilst facilitating a sustainable entertainment and cultural industry. The Policy recognises both the needs of residents for a safe and healthy environment in which to live and work and the importance of safe and well run entertainment premises to the local economy. Balancing these interests will not always be straightforward and will be guided by the four licensing objectives.

Paragraph 1.5 This policy does not seek to undermine the right of any individual to apply under the Act for a variety of permissions and as stated above each application will be considered on its individual merits. Nor does the Policy seek to override the right of a person to make representations on an application or seek a review of a licence or certificate. However, the Council in adopting this policy is indicating that a wide range of considerations will be taken into account.

Paragraph 2.2 Each of the licensing objectives are of equal importance with these objectives.

Paragraph 2.3 Each of the licensing objectives is of equal importance for the purposes of this policy.

Paragraph 2.4 This policy statement is designed to deal with matters within the control of the licensee. It focuses on the premises in which each business is carried on and the effect that has on members of the public living, working or engaged in normal activity in the vicinity.

Paragraph 2.5 Licensing law is not envisaged by the Licensing Authority as a mechanism to control anti-social behaviour by individuals once they are beyond the direct control of the licensee of any premises concerned. Therefore any terms and conditions imposed will be focused on matters within the control of individual Licensees and others granted relevant permissions. These matters will centre on the premises and places used for licensable activities and in the vicinity of the places.

Paragraph 2.6 The Licensing Authority considers that every holder of a licence, certificate or permission and designated premises supervisor is responsible for minimising the impact of their activities and anti-social behaviour by their customers within the vicinity of their premises.

Paragraph 5.3 The policy will not fix the hours during which alcohol can be sold. The Licensing Authority considers that stricter controls regarding noise nuisance may be necessary in more densely populated areas. The grant of a licence will be dependent on the impact of an activity on the licensing objectives.

CRIME AND DISORDER

Paragraph 6.1 Licensed premises, especially those offering late night entertainment, alcohol and refreshment can be a source of crime and disorder problems.

Paragraph 6.2 The Council is committed to reducing crime and disorder across the Borough through its statutory duty under the Crime and Disorder Act 1998 and the Community Safety Strategy. Statistics from the Community Safety Partnership regarding Crime and Disorder in the Licensing Authority area are given in Appendix 4.

Paragraph 6.3 The Community Safety Partnership will regularly monitor and review crime statistics within the Borough and their association with alcohol and provide reports to the Licensing Authority where appropriate. The Licensing Authority will give due consideration to any submissions made concerning the impact on crime and disorder of alcohol related problems. The Council may review this Policy where it considers it appropriate to do so.

Paragraph 6.4 The Council will have particular regard to the likely impact on licensing of related crime and disorder in the Borough particularly when considering the location, impact and the operation and management of all proposed licensed premises and applications for variations.

Paragraph 6.5 The promotion of the crime and disorder-licensing objective, places a responsibility on licence holders to try and achieve this objective. Applicants will therefore be required to address, in their operating schedules, where appropriate, those measures that have been identified and will be implemented and/ or maintained to reduce or prevent crime and disorder in the vicinity of their premises. The Licensing Authority considers that best practice will be exemplified by the night safe initiative and would recommend that licence holders join this initiative.

Paragraph 6.6 Where relevant representations are received on the crime and disorder objective, the Licensing Authority may have regard to the following where relevant: (though this is not an exhaustive list):

- crime prevention measures
- physical security features installed in the premises, (this may include CCTV both inside and outside the premises, where alcohol is stored in relation to off licences, the use of toughened drinking glasses).
- weapon detection and search facilities.
- procedures for risk assessing promotions and events such as 'happy hours', drinks promotions, for the potential to cause crime and disorder, and the plans to minimising such risks.
- adoption of best practice guidance in relation to safer clubbing guide
- measures to prevent the use or supply of illegal drugs including search and entry policies
- employment of licensed door supervisors
- participation in other appropriate schemes e.g. pub watch scheme
- measures to be taken for the prevention of violence or disorder.

Paragraph 6.7 The Licensing Authority where relevant representations are made will consider attaching conditions to deter and prevent crime and disorder, if appropriate and necessary and these may include conditions from the model pool of conditions at Appendix 3. Certain premises may be required to install CCTV system to an evidential standard should the Council be satisfied it is necessary and /or appropriate to meet the licensing objectives.

Paragraph 6.8 The Council reserves its right to use its powers to designate areas where alcohol may not be consumed in a public place to meet the Public Safety and Crime and Disorder objectives.

LICENSING HOURS

Paragraph 7.1 The policy recognises that longer (more flexible) licensing hours can contribute to easing crime and disorder problems by ensuring that concentrations of customers leaving premises simultaneously are avoided thus helping to reduce friction at taxi ranks, private hire offices, fast food outlets etc.

Paragraph 7.2 Individual applications will be considered on their merits and in general terms a flexible approach will be adopted. Fixed predetermined closing times for particular areas will not form part of the policy and restrictions on trading hours will be considered only where necessary to meet the licensing objectives.

Paragraph 7.3 The Licensing Authority, however, considers that the risk to disturbance to local residents is greater when licensable activities continue late at night and into the early hours of the morning as the ambient noise levels will be lower. The Licensing Authority may impose stricter conditions with regard to noise control in areas, which have denser residential accommodation, but each premise will be considered on its individual merits.

Paragraph 7.5 The Licensing Authority also recognises the principle of 24 hour opening of all licensed premises. However, it considers that longer opening hours may be more acceptable in commercial areas with high levels of public transport. The grant of a licence will in all cases be dependent on the impact of an activity in relation to the licensing objectives.

Paragraph 7.6 Where relevant representations are received, the Licensing Authority may have regard to the following where relevant (though this is a non exhaustive list);

- the nature of the area where the premises are located (e.g. commercial, residential)
- arrangements to ensure adequate availability of taxis and private hire vehicles, public transport.
- whether appropriate car parking is readily accessible to premises and whether the use/parking of vehicles would cause a demonstrable adverse impact on the amenity of residents.
- whether the licensable activities are likely to cause adverse impact especially on local residents and whether appropriate measures will be put in place to prevent any adverse impact
- in relation to the grant of a new premises licence whether the premises will give rise to a negative cumulative impact on one or more of the licensing objectives
 - In assessing the impact of the activity proposed the Licensing Authority may consider a number of factors inter alia,
 - the type and scale of activity, the number and nature of clientele likely to attend
 - the levels of noise from the premises, which may be acceptable later in the evening
 - the proposed hours of operation
 - the levels of public transport accessibility for customers and the likely means of public or private transport that will be used, access to private hire/taxis
 - the means of access to the premises e.g. whether on principal pedestrian routes
 - the level of car parking demand on surrounding residential streets and its effect on local residents, and movement of traffic
 - the cumulative impact of licensed premises in an area and scope for mitigation
 - frequency of the activity.

Operating Schedules to set out the measures to be taken to ensure that the licensing objectives are addressed. Applicants are also referred to paragraph 6.6

PROTECTION OF CHILDREN FROM HARM

Paragraph 10.1 The policy does not seek to prevent or limit the access of children to licensed premises unless it is necessary for the prevention of physical, moral or psychological harm to them. The Licensing Authority is committed to protecting children from harm and activities associated with premises that sell alcohol or provide regulated entertainment, may in certain circumstances, give rise to concerns for the health and welfare of children. For the purpose of this Policy, a 'child' is defined as any person who is under the age of 16

Paragraph 10.2 The Licensing Authority will not impose any conditions that specifically require access of children to premises and where no limitation is imposed this should remain a matter for the individual licence holder or club premises certificate holder. The Licensing Authority will consider the individual merits of each application. However, the Licensing Authority will have particular concern in respect of children:

- where there have been convictions of the current management for serving alcohol to minors or those where there is a reputation of under age drinking.
- where there is reputation of drug taking or dealing.
- where there is a strong element of gambling on the premises. (but not for example, the simple presence of a small number of cash prize gaming machines)
- where entertainment of an adult or sexual nature is provided (see paragraph 29 for additional information).
- where the supply of alcohol is the exclusive or primary purpose of the services provided at the premises.

Paragraph 10.3 The Licensing Authority, in such circumstances as outlined above, may consider it necessary to impose a complete prohibition; it is envisaged that this would be rarely imposed. The Licensing Authority would normally be likely to impose requirements such as:

- limitations on the hours when children may be present.
- age limitations for persons under 18
- limitations or exclusions when certain activities are taking place
- requirements for accompanying adults
- limitations of access to certain parts of the premises when particular licensable activities are taking place
- provision of suitable signage
- such other conditions or restrictions as may be necessary to achieve the licensing objectives.

Paragraph 10.4 Licensees are not to provide alcohol except as provided for by the Act. The Council expects applicants to consider child access in their operating schedules and volunteer appropriate conditions where relevant. The Council recommends that the following documents should be used as evidence of age:

- Passport
- Photo Card Driving licence issued in the European Union
- Proof of Age Scheme Card (i.e. Portman Group) and schemes which carry the Proof of Age Standard Scheme logo
- Citizen Card supported by the Home Office

- Official ID Card issued by HM Forces or a European Union Country bearing a photograph and date of birth of the holder.

Paragraph 10.5 The Licensing Authority requires applicants to consider, where relevant, those factors that impact on the protection of children objective, and identify where necessary and appropriate, suitable measures to promote this objective. Applicants may wish to consider, where appropriate:

- arrangements to prevent children acquiring of consuming alcohol
- arrangements to prevent children being exposed to drugs, drug taking, or drug dealing
- arrangements to prevent children being exposed to gambling, or activities of an adult or sexual nature
- steps to be taken to prevent children being exposed to violence or disorder
- arrangements for training staff in relation to the protection of children
- steps to be taken to prevent children purchasing cigarettes from vending machines and preventing access to Amusement with Prize Machines (except in accordance with the Gaming Legislation).

Paragraph 10.6 Applicants may volunteer prohibitions and restrictions on their Operating Schedules as a result of their own risk assessments determining that the presence of children is undesirable or inappropriate. Where no relevant representations are made to the Licensing Authority these volunteered prohibitions and restrictions will become conditions attached to the licence or certificate. The Licensing Authority may impose conditions where relevant representations are made if it considers it necessary and/or appropriate including those drawn from the Model Pool of Conditions shown at in Appendix 3.

Paragraph 10.7 The Licensing Authority will also expect applicants, where relevant, to consider how they intend to provide for the supervision of children as unaccompanied customers and as performers providing regulated entertainment. Licence holders should give consideration to the welfare of children as performers in such cases. As a minimum requirement the Licensing Authority will require an adult to be nominated to be responsible for such child performers.

Paragraph 10.8 Where large numbers of unaccompanied children are to be present e.g. children's show or pantomime, conditions may be imposed, where relevant representations are received, requiring the presence of an appropriate number of adult staff to ensure public safety and protection of children from harm. The Licensing Authority requires applicants to address those matters in their operating schedules. See paragraph 12.1 for further guidance.

Paragraph 10.9. The Licensing Authority recognises Lancashire County Council Social Services Department or a future body with the relevant legislative functions of a social services department as being competent to advise on matters relating to the protection of children from harm.

CHILDREN AND CINEMAS

Paragraph 11.1 Where the exhibition of films is permitted the Licensing Authority requires admission to children to be restricted in accordance with the British Board of Film Classification (BBFC) or any other body designated under section 4 of the Video Recordings Act 1984 .

Paragraph 11.2 Where it is proposed to exhibit films not classified by the BBFC, the Licensing Authority will, provided 28 days notice has been given, classify the films concerned using the guidelines published by the BBFC.

CHILDREN AND PUBLIC ENTERTAINMENT

Paragraph 12.1 Where there is entertainment specifically provided for children (e.g. children's disco) the Licensing Authority would recommend as a minimum:

- an adult member of staff to be stationed in the vicinity of each of the exits, a minimum of one member of staff per 50 children or part thereof
- no standing to be permitted in any part of an auditorium during the performance
- no child unless accompanied by an adult to be permitted in the front row of any balcony.

Paragraph 12.2 Where relevant representations are made, the Licensing Authority may, if it considers it necessary and/or appropriate attach conditions to licences and permissions to prevent harm to children, these may include those drawn from the Model Pool of Conditions at Appendix 3 relating to the Protection of Children from Harm.

PREVENTION OF PUBLIC NUISANCE

Paragraph 13.1 Licensed Premises have significant potential to adversely impact on communities through public nuisances arising from their operation.

Paragraph 13.2 The Licensing Authority is aware of the importance of the licensed trade to the local economy as well as in cultural and social terms. The Licensing Authority is also concerned to protect the amenity of residents and businesses in the vicinity of licensed premises. 'Vicinity' is not defined in the Act or Guidance issued by the Secretary of State. Whether or not incidents can be regarded, as 'in the vicinity' of licensed premises is a question of fact and will depend on the particular circumstances of the case.

Paragraph 13.3 The Licensing Authority will interpret 'public nuisance' in its widest sense and include such matters as noise emanating from the premises, light, litter, odour and anti social behaviour where these matters impact on those living or working in an area.

Paragraph 13.4 Activities that involve public entertainment, drinking or eating, have the potential to impact adversely on their surrounding areas due to noise, litter, and odours. There is also the potential for disturbance caused by those attending licensable activities. Late at night the impact of licensed activities is likely to be more objectionable to residents living close to a licensed activity, as the ambient noise levels are often lower so noise disturbance becomes more noticeable.

Paragraph 13.5 The policy allows for later opening hours except where there will be an adverse impact on the licensing objectives. In general the Licensing Authority will expect more comprehensive measures to be proposed at late night venues and/or where there has been a history of public nuisance.

Paragraph 13.6 On receipt of relevant representations, the Licensing Authority will assess the likelihood of it causing an adverse impact, by generally considering the following factors where relevant:

- the location of the premises (in particular proximity to residential and other noise sensitive premises, e.g. hospitals, nursing homes, hospices and places of worship)
- the type of activities, the number and nature of clientele likely to attend at the time of the application
- the proposed hours of operation
- levels of public transport accessibility for customers either arriving or leaving the premises (including taxis and private hire)
- means of access to premises (whether on principal pedestrian routes)

- the level of car parking demand on any surrounding residential streets and its effect on local residents
- the cumulative impact on licensed premises in an area
- the scope for mitigating an impact i.e. CCTV, door supervisors
- the frequency of an activity
- the design and layout of the premises
- measures taken or proposed to be taken to prevent noise or vibration escaping from the premises e.g. sound proofing, air conditioning and sound limitation devices
- measures taken to prevent unreasonable disturbance by customers/staff arriving and leaving the premises, goods deliveries etc
- measures taken to lessen the impact of parking in the vicinity
- control of operating hours for all or parts of the premises (e.g. gardens, last admission times and 'wind down' periods)
- measures to be taken to prevent drunkenness on the premises
- measures to ensure collection and disposal of litter and waste outside their premises

Paragraph 13.7 The Licensing Authority when considering an application will take into account previous substantiated nuisance complaints particularly when a statutory notice has been served. Applicants may wish to have regard to the Good Practice Guide on the Control of Noise from Pubs & Clubs produced by the Institute of Acoustics and the British Beer and Pub Association.

Paragraph 13.8 On receipt of relevant representations, the Licensing Authority, where it considers it necessary and/or appropriate may attach conditions to a licence to prevent public nuisance including those drawn from the Model Pool of Conditions - see Appendix 3. In particular, it may attach a condition requiring the use of door supervisors licensed by the Security Industry Authority

Paragraph 13.9 The Licensing Authority requires Operating Schedules, where relevant to satisfactorily address the issue of public nuisance.

Paragraph 13.10 The Licensing Authority would also recommend applicants highlight local public transport links and taxi and private hire services within their premises, (including agreeing arrangements with nominated taxi and private hire firms for dropping off and collecting customers).

Paragraph 13.11 The Licensing Authority, will in accordance with the Guidance, focus on matters within the control of the individual Licence holder. The Licensing Authority accepts that the difficulty that a licence holder has in preventing anti-social behaviour by individuals once they are behind the direct control of the Licence Holder. However, the licensing objection of preventing public nuisance will not be achieved if customers from premises regularly conduct themselves in an anti-social manner to the detriment of local residents or businesses. In addition, the Council has a duty to do all it can to prevent crime and disorder in the Borough under the Crime & Disorder Act 1998.

PUBLIC SAFETY

Paragraph 14.1 The Licensing Authority considers that members of the public when visiting licensed premises, have a right to expect that due consideration has been given to public safety. The Licensing Authority notes that the public safety objective is concerned with the physical safety of people using premises and not with public health which is dealt with in other legislation.

Paragraph 14.2 The Licensing Authority is committed to ensuring public safety across the Borough by working in partnership with Lancashire Police, Lancashire Fire & Rescue and Licence Holders.

Paragraph 14.3 Applicants should carefully consider the safety of the premises having regard to the licensable activities that are proposed and to address in the operating schedule, where relevant, how public safety will be achieved. Such measures may include, where relevant to the premises:

- the occupancy capacity of the premises
- age, design and layout of the premises including means of escape
- nature of the licensable activities to be provided, in particular the sale and supply of alcohol
- hours of operation
- customer profile (e.g. age)
- use of special effects e.g. lasers, pyrotechnics, smoke/foam machines.

Paragraph 14.4 The Act requires a plan of the premises to be supplied with operating schedules showing prescribed information.

The Licensing Authority will take notice of a health and safety risk assessment submitted with an operating schedule.

Paragraph 14.5 All licensed premises will be risk related according to a Protocol agreed with Lancashire Fire and Rescue. Inspections will be carried out by Lancashire Fire & Rescue in accordance with the Protocol. A copy is attached at Appendix 6.

Paragraph 14.6 The Licensing Authority may inspect premises where it considers it appropriate on public safety grounds.

Paragraph 14.7 On receipt of relevant representations the Licensing Authority may, where it considers it necessary and/or appropriate, impose conditions to secure the public safety objective including those drawn from the Model Pool of Conditions attached at Appendix 3. Any conditions imposed will relate to the particular circumstances of the individual premises and will not duplicate other requirements of the law.

15. Human Rights Act Implications

The Human Rights Act 1998 makes it unlawful for a local authority to act in a way that is incompatible with the European Convention on Human Rights. The Council will have particular regard to the following convention Rights;

- Article 6 that in the determination of civil rights and obligations everyone is entitled to a fair public hearing within a reasonable time by an independent and impartial tribunal established by law;
- Article 8 that everyone has the right to respect for his home and family life;
- Article 1 of the First Protocol that every person is entitled to the peaceful enjoyment of his/her possessions including for example, possession of a licence.

ASSOCIATED PAPERS

16. Application form and relevant representation.

DONNA HALL
CHIEF EXECUTIVE

There are no background papers to this report.

Report Author	Ext	Date	Doc ID
H.Bee	5665	May 2006	LEGREP/THE LEY INN

Agenda Page 21
Flint Bishop Barnett

Agenda Item 2

S O L I C I T O R S

St. Michael's Court, St. Michael's Lane, Derby DE1 3HQ
Tel: 01332 340211 Fax: 01332 207601 Web: www.fbbsolicitors.com
Email: info@fbandb.com DX: 729320 Derby 24

Licensing Unit
Chorley Borough Council
Town Hall
Chorley
Lancashire
PR7 1DP

Date: 19 April 2006
Your Ref:
Our Ref: AX/UPC
Please ask for: Andrew Cochrane
njrennie@fbandb.com
Direct Dial: 01332 226151
Direct Fax: 0870 1918678

Dear Sirs

Re: Application to Vary a Premises Licence – Ley Inn, Chorley

I enclose herewith the following documents for the purpose of an application to vary a Premises Licence:

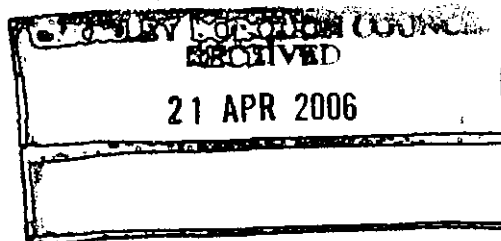
1. Application to Vary a Premises Licence
2. The existing Premises Licence
3. Copy of the plan
4. Cheque for payment of the fee.

Kindly acknowledge receipt

Yours Faithfully



FLINT BISHOP & BARNETT
Encs





Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
 If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.
 You may wish to keep a copy of the completed form for your records.

I/We Peter Gordon Milnes

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number PL(A)0310

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Back Lane Clayton-le-Woods Chorley Lancashire PR6 7EX			
Post town	Chorley	Post code	PR6 7EX

Telephone number at premises (if any)	01772 330215
Non-domestic rateable value of premises	£54000

Part 2 – Applicant details

Daytime contact telephone number	01772 330215		
E-mail address (optional)			
Current postal address if different from premises address			
Post Town		Postcode	

Part 3 - Variation

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day Month Year

--	--	--	--	--	--	--	--	--	--

Please describe briefly the nature of the proposed variation (Please see guidance note 1)
 We wish to remove condition (1) of Annex 3 of the Premises Licence, being a condition which limits the use of outside areas designed for consumption of alcohol after 22.00hrs. We would wish for this part of the premises to be available for use during the hours which the premises are open to the public.

We propose additional conditions in Section P

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri					
Sat			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u></p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 3)</p>		
Wed					
Thur			<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)</p>		
Fri					
Sat			<p><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>		
Sun					

Provision of facilities for making music Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for making music you will be providing</u>		
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors
			Outdoors	<input type="checkbox"/>	
			Both	<input type="checkbox"/>	
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	<u>Please give a description of the facilities for dancing you will be providing</u>	
Mon			<u>Please give further details here</u> (please read guidance note 3)	
Tue				
Wed			<u>State any seasonal variations for providing dancing facilities</u> (please read guidance note 4)	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Sat				
Sun				

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur					
Fri			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Sat					
Sun					
			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises <input type="checkbox"/>	
				Off the premises <input type="checkbox"/>	
Day	Start	Finish		Both <input type="checkbox"/>	
Mon			State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Tue					
Wed					
Thur				Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)	
Fri					
Sat					
Sun					

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

Annex 3 (1) no outside areas designed for consumption of alcohol should be used after 22.00hrs.

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence
--

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

No children will be allowed in the premises or the beer garden or the childrens play area as shown on Plan KDH-2840 dated June 2005 after 2200hrs.

The premises licence holder will liaise with the Environmental Health Officer of Chorley Borough Council or such other person as may be deemed appropriate from time to time by the Licensing Authority to ensure that appropriate and reasonable measures are taken to prevent a nuisance being caused to local residents by persons present in the beer garden or the childrens' play area of the premises as shown on Plan KDH-2840 (June 2005 and Annexed to the Premises Licence)

e) The protection of children from harm

--	--


Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	18/04/06 18/04/06
Capacity	Solicitor

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)			
Andrew Cochrane Partner Flint Bishop & Barnett Solicitors St Michael's Court St Michael's Lane Derby DE1 3HQ			
Post town	Derby	Post code	DE1 3HQ
Telephone number (if any)	(01332) 226151		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Lancashire Constabulary

Licensing Unit, Police Station, St Thomas's Road, Chorley, PR7 1DR

Tel: 01257 246215

Fax: 01257 246217

e-mail: southern-licensing@lancashire.pnn.police.uk



**Lancashire
Constabulary**

police and communities together

Licensing Officer
Chorley Borough Council
Town Hall
Market Street
Chorley
PR7 1DP

Dear Sir

RE: PREMISES LICENCE REPLY:- LICENSING ACT 2003 - REF Variation.

Premises Ley Inn, Back Lane, Clayton Le Woods, Chorley

There are the following police representations to be made in respect of this application:-

It is felt that the proposed variation to extend the use of the outside area in line with the current licensing hours is excessive.

The police feel that by removing the condition relating to the use of the outside area of the premises will cause noise and disturbance to local residents therefore undermining the prevention of public nuisance condition and in a worse case scenario lead to incidents of crime and disorder between local residents and customers.

Yours faithfully

Police Sergeant 1506

(Licensing)

Howard Bee

From: Sue Briggs [sue.briggs@chorley.gov.uk]
Sent: 18 May 2006 10:58
To: Howard Bee
Cc: Dave Bradley
Subject: Ley Inn

Hi Howard, Dave has asked me to forward an objection on his behalf in relation to The Ley Inn's application to vary the existing license to allow use of the beer garden/childrens play area later than 2200 hours.

He objects to this application to vary on the grounds that extending the use of the beer garden and play area after this time will adversely affect the occupants of nearby residential properties.

Regards on behalf of Dave Bradley

Susan Briggs

01257 515725

sue.briggs@chorley.gov.uk

Chorley Borough Council is rated "Excellent and Improving" for its customer services by the independent Audit Commission.

Howard Bee

From: Sue Briggs
Sent: 19 May 2006 14:22
To: Howard Bee
Cc: Dave Bradley
Subject: Ley Inn

Howard I confirm as requested that Dave intends to produce evidence of noise from The Ley Inn on CD recordings. Sue

Susan Briggs

01257 515725

sue.briggs@chorley.gov.uk

1st May 2006

Licensing Office
Chorley Borough Council
Town Hall
Market Street
Chorley
PR7 *IDP*



3-MAY 2006

Dear Sirs,

**Re: Ley Inn – Clayton-le-Woods
Notice of Application for Variation of a Premises Licence**

I wish to register my concerns relating to the proposed Application for outside consumption of Alcohol in the grounds of the Ley Inn during the hours of 11.00 a.m. – 12.30 a.m. Sunday – Thursday and 11.00 a.m. – 1.30 a.m. Friday and Saturday.

I have no objections to people consuming alcohol in the outside areas during acceptable hours; however, I am concerned regarding noise levels associated with late night outside drinking in a residential area. As my property is located two meters from the boundary fence of the Ley Inn I am also concerned that the late night outside drinking may affect the resale value of my property.

Consequently, I wish to register my objection to the above application on the grounds that late night outside drinking is anti-social and not in the best interests of a residential area.

Yours faithfully,

1 May 2006

1 May 2006

The Licensing Officer
Chorley Borough Council
Civic Offices
Union Street
Chorley
Lancs.
PR7 2SW

- 9 MAY 2006

**Ref. Application to Vary a Premises Licence for the Ley Inn
at Back Lane, Clayton-le-Woods, Chorley.**

Dear Sir

As residents of Stackcroft, Clayton-le-Woods, living adjacent to the Ley Inn Pub, separated from the outside areas designated for the consumption of alcohol only by our garden fence, we wish to vigorously oppose the Application to Vary the Premises Licence used outdoors.

At the Licensing Sub Committee hearing on 1st November 2005 the Committee were mindful of the interested parties' residential amenity, and felt that they had achieved a balanced approach when they made the condition that *"No outside areas designated for the consumption of alcohol should be used after 22.00 hours."*

We feel that the above outcome was a fair decision, but to Vary the Licence to use the beer garden between the hours of:-

11.00 a.m. and 12.30 a.m. Sunday to Thursday
11.00 a.m. and 1.30 a.m. Friday and Saturday

would only serve to exacerbate our ongoing problems - on busy days and at the weekends, especially during the summer - of noise, disturbance, foul language and loutish behaviour, all emanating from the beer garden.

We would also like to add that not all the conditions attached to the premises license after the sub committee hearing of November 2005 have been met to date. However Mr Milnes assures us that work is in progress to meet these conditions.

- We have, in general terms, lost the use of our garden, and are unable to ventilate our lounge and bedroom areas because of the above scenario.
- We have asked the Brewery to move the children's play area and beer garden farther away from our property, as the Ley Inn has particularly extensive grounds, but were refused this measure. The only concession the Brewery were prepared to make was to suggest the erection of a fence hopefully to reduce the noise nuisance.
- Mr Milnes has clearly told us that we can expect "more noise" from his premises when the "no smoking" laws come into effect in June 2007.
- Mr Milnes has advised us that the pub is often frequented by around **300 plus customers** on a busy night; he intends to construct an outdoor, canopied, heated, floodlit area to accommodate his smoking patrons, (which he estimates number approximately 50% of his customers.)

We are greatly concerned that any Extension to the current Licence would further invade our privacy and disrupt our lives. We feel that we are being denied the right to reasonable enjoyment of our own property, and would earnestly urge you to REJECT any Variation to the present outside designated areas Licence.

Yours sincerely

Lancashire
Council

2006

The Licensing Officer
Chorley Borough Council
Civic Offices
Union Street
Chorley
Lancashire
PR7 1AL.

8th May, 2006

Dear Sir,

Re; Ley Inn Public House, Back Lane, Clayton-le-Woods, Chorley.

You will be aware that Mr. Milnes, the licensee of this public house was granted a licence by the Licensing Sub-Committee at a hearing held at the Chorley Town Hall on 1st November 2005. During recent discussions with Mr. Milnes we became aware of his intention to apply to extend still further the scope of the licence approved in November. The close proximity of our homes to the grounds of the Ley Inn means that we are extremely concerned at the prospect of any extension to the closing time of the Beer Garden.

As the granting of the licence to the Ley Inn was made barely six months ago, in our opinion it would be premature to allow a further extension of opening time until we have experienced at least a full year under the provisions of this licence. We know from our own personal past experience that the Beer Garden is utilised more extensively during the summer months and lighter evenings.

Mr. Milnes has expressed a willingness to install acoustic fencing in the appropriate area and if this is done, and he complies with all the terms stipulated at that hearing in November 2005, he should be able to show over a full year that local residents can live close to the Ley Inn without severe disruption of their home life.

Until that time we shall be totally opposed to any application for a change to the scope of the licence awarded in November 2005.

Yours sincerely,

The Licensing Officer
Chorley Borough Council
Civic Offices
Union Street
Chorley
Lancashire
PR7 1AL.

10, May, 2006

Dear Sir,

Re: Ley Inn Public House, Back Lane, Clayton-le Woods, Chorley.

It has come to my notice that Mr. Milnes the Licensee intends to apply for variations to extend his current licence to enable him to serve alcohol in the Beer Garden after 10.00pm . This being the case, I wish to register my opposition to the granting of any such extension.

At the Licensing Sub-Committee hearing at Chorley Town Hall on November 1st 2005, the committee granted the licence subject to the following condition. "No outside areas designated for the consumption of alcohol shall be used after 22.00pm"

It would appear that Mr. Milnes is now seeking to have the ruling of the Sub-Committee overturned by applying to keep the Beer Garden open:

Sunday – Thursday	11.00am	-	Midnight
Friday and Saturday	11.00am	-	01 30 am

I am sure that you are aware of the close proximity of our homes to the Ley Inn Pub and the Beer Garden and therefore I feel that the decision of the Sub-Committee was both reasonable and fair. I am deeply concerned that if this extension were granted the noise from the Beer Garden would continue into the early hours of the morning, further disrupting our lives.

Yours faithfully,

16 MAY 2006

Handwritten: Sent 25/5/06



Notice of hearing of representations in respect of an application to vary the premises licence

To The Applicant

The Chorley Borough Council being the licensing authority, on the 21st April 2006 received an application to vary the Premises Licence from Flint Bishop and Barnett on behalf of the Premise Licence holder Peter Gordan Milnes, In respect of premise known as the Ley Inn Back Lane Clayton Le Woods Chorley.

The Council received representations from the Police, Environmental Services and 4 interested parties on the likely effect of the Grant to Vary the Premises Licence on the promotion of the Licensing Objectives.

The Council now GIVES YOU NOTICE that representations will be considered at a hearing to be held at Chorley Borough Council Town Hall

On 13th June at 10am 2006 following which the Council will issue a Notice of Determination of the Application.

[The documents which accompany this notice are the relevant representations which have been made, as defined in Section 35(5) of the Act.]

The particular points on which the Council considers that it will want clarification at the hearing from the applicant are as follows:

Licensing objectives:- The prevention of crime and disorder
The prevention of public nuisance

For the applicant to describe any additional steps that he/she intends to make in promoting the above licensing objective(s)

For the objector to describe the likely effect of the grant of the variation of the premises licence on promoting the above licensing objective(s)

You should complete the enclosed form and return it to:

Mr. H. Bee, The Licensing Manager, Licensing Department, Civic Buildings, Union Street, Chorley, Lancs. PR7 1AL.

within five (5) working days before the day or the first day on which the hearing is to be held.

Date _____ Signed _____

Designation _____
the officer appointed for this purpose

Notes:**Right of attendance assistance and representation**

- 15 Subject to regulations 14(2) and 25, a party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified.

Representations and supporting information

- 16 At the hearing a party shall be entitled to-
- (a) in response to a point upon which the authority has given notice to a party that it will want clarification under regulation 7(1)(d), give further information in support of their application, representations or notice (as applicable),
 - (b) if given permission by the authority, question any other party; and
 - (c) address the authority.

Failure of parties to attend the hearing

- 20 -
- (1) If a party has informed the authority that he does not intend to attend or be represented at a hearing, the hearing may proceed in his absence.
 - (2) If a party who has not so indicated fails to attend or be represented at a hearing the authority may -
 - (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
 - (b) hold the hearing in the party's absence
 - (3) Where the authority holds the hearing in the absence of a party, the authority shall consider at the hearing the application, representations or notice made by that party.
 - (4) Where the authority adjourns the hearing to a specified date it must forthwith notify the parties of the date, time and place to which the hearing has been adjourned.

Procedure at hearing

- 21 Subject to the provisions of the Regulations, the authority shall determine the procedure to be followed at the hearing.
- 22 At the beginning of the hearing, the authority shall explain to the parties the procedure which it proposes to follow at the hearing and shall consider any request made by a party under regulation 8(2) for permission for another person to appear at the hearing, such permission shall not be unreasonably withheld.
- 23 A hearing shall take the form of a discussion led by the authority and cross-examination shall not be permitted unless the authority considers that cross-examination is required for it to consider the representations, application or notice as the case may require.
- 24 The authority must allow the parties an equal maximum period of time in which to exercise their rights provided for a regulation 16.
- 25 The authority may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may —
- (a) refuse to permit that person to return, or
 - (c) permit him to return only on such conditions as the authority may specify,

but such a person may, before the end of the hearing, submit to the authority in writing any information which they would have been entitled to give orally had they not been required to leave.

LICENSING ACT 2003
Section 35(3)



**Notice of hearing of representations in respect of
an application to vary the premises licence**

To The Objector

The Chorley Borough Council being the licensing authority, on the 21st April 2006 received an application to vary the Premises Licence from Flint Bishop and Barnett on behalf of the Premise Licence holder Peter Gordan Milnes, In respect of premise known as the Ley Inn Back Lane Clayton Le Woods Chorley.

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For the applicant to describe any additional steps that he/she intends to make in promoting the above licensing objective(s)

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You should complete the enclosed form and return it to:

Mr. H. Bee, The Licensing Manager, Licensing Department, Civic Buildings, Union Street, Chorley, Lancs. PR7 1AL.

within five (5) working days before the day or the first day on which the hearing is to be held.

Date 25/05/06 Signed M Howard
Designation LICENSING MANAGER
the officer appointed for this purpose

Notes:**Right of attendance assistance and representation**

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- (a) refuse to permit that person to return, or
 - (c) permit him to return only on such conditions as the authority may specify,

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Director of Legal Services
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 Union Street
 Chorley
 PR7 1AL
 DX 18411 Chorley
 Facsimile: 01257 515197
 licensing@chorley.gov.uk
 www.chorley.gov.uk

Licensing Act 2003
 Premises Licence PL(A)0310

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

The Ley Inn
 Back Lane, Clayton le Woods, Chorley, Lancashire, PR6 7EX. Telephone 01772 330215

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an exhibition of a film
- an indoor sporting event
- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment facilities for making music
- entertainment facilities for dancing
- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
B. Exhibition of films (Indoors)	Sunday to Thursday	11:00	00:00
	Friday and Saturday	11:00	01:00
Non Standard Timings: Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of Bank Holiday weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 - 01.00.			
C. Indoor sporting event	Sunday to Thursday	11:00	00:00
	Friday and Saturday	11:00	01:00
Non Standard Timings: Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of Bank Holiday weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 - 01.00.			
E. Performance of live music (Indoors)	Sunday to Thursday	11:00	00:00
	Friday and Saturday	11:00	01:00
Non Standard Timings: Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of Bank Holiday weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 - 01.00.			



Licensing Act 2003
Premises Licence **PL(A)0310**

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued...

Activity (and Area if applicable)	Description	Time From	Time To
F. Playing of recorded music (Indoors)	Sunday to Thursday	11:00	00:00
	Friday and Saturday	11:00	01:00
	Non Standard Timings: Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of Bank Holiday weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 - 01.00.		
G. Performance of dance (Indoors)	Sunday to Thursday	11:00	00:00
	Friday and Saturday	11:00	01:00
	Non Standard Timings: Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of Bank Holiday weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 - 01.00.		
I. Provision of facilities for making music (Indoors)	Sunday to Thursday	11:00	00:00
	Friday and Saturday	11:00	01:00
	Non Standard Timings: Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of Bank Holiday weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 - 01.00.		
J. Provision of facilities for dancing (Indoors)	Sunday to Thursday	11:00	00:00
	Friday and Saturday	11:00	01:00
	Non Standard Timings: Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of Bank Holiday weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 - 01.00.		
L. Late night refreshment (Indoors)	Sunday to Thursday	23:00	00:00
	Friday and Saturday	23:00	01:00
	Non Standard Timings: Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of Bank Holiday weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 23.00 - 01.00.		
M. The sale by retail of alcohol for consumption ON and OFF the premises	Sunday to Thursday	11:00	00:00
	Friday and Saturday	11:00	01:00
	Non Standard Timings: Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of Bank Holiday weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 - 01.00. New Year's Eve permitted from 10.00am until terminal hour New Yaer's Day..		



Licensing Act 2003
Premises Licence PL(A)0310

THE OPENING HOURS OF THE PREMISES			
Description	Time From	Time To	
Sunday to Thursday	11:00	00:30	
Friday and Saturday	11:00	01:30	
Non Standard Timings:			
Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of Bank Holiday weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 - 01.30.			
New Year's Eve permitted from 10.00am until terminal hour.			

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Peter Gordan Milnes The Ley Inn, Back Lane, Clayton Le Woods, Chorley, PR6 7EX.
Telephone 01772 330215

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Peter Gordan MILNES The Ley Inn, Back Lane, Clayton Le Woods, Chorley, PR6 7EX.
Telephone 01772 330215

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. PA0293 Issued by Chorley

ANNEXES

ANNEX 1 - MANDATORY CONDITIONS

Alcohol

- 1 No supply of alcohol may be made under the premises licence -
 - a) At a time when there is no designated premises supervisor in respect of the premises licence,
or
 - b) At a time when the designated premises supervisor does not hold a personal licence, or his personal licence is suspended.



Licensing Act 2003
Premises Licence

PL(A)0310

ANNEXES continued ...

- 2 Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Exhibition of films

- 1 Where the film classification body is specified in the licence, unless (2) applies, admission of children must be restricted in accordance with any recommendations made by that body
- 2 Where -
- a) The film classification body is not specified in the licence,
or
- b) The relevant licensing authority has notified the holder of the licence that this condition is applied to the film in question,

Admission of children must be restricted in accordance with any recommendation made by that licensing authority.

Door Supervision

- 1 Any individual employed on the premises to carry out a security activity must be licensed by the Security Industry Authority.

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

a) General

The Licensee shall give the police and licensing authority seven days notice in writing for the 12 'event days'.

b) The prevention of crime and disorder

- 1) Any person exercising a security activity as defined by SIA 2001 will be employed at the premises at the discretion of the designated premises supervisor/holder of the Premises Licence.
- 2) Any person exercising a security activity will clearly display his name badge at all times whilst on duty.
- 3) No customers apparently carrying open bottles upon entry shall be admitted to the premises at any times the premises are open to the public.
- 4) Where CCTV is installed with recording facilities such recordings shall be retained for a period of 30 days and made available within a reasonable time upon request by the police.
- 5) Alcoholic and other drinks may not be removed from the premises in open containers save for



Licensing Act 2003 Premises Licence

PL(A)0310

ANNEXES continued...

consumption in any external area provided for that purpose.

6) A personal licence holder shall be on the premises during the hours which intoxicating liquor is being sold, supplied or consumed by customers except in the case of an emergency.

c) Public safety

1) To comply with the reasonable requirements of the fire officer from time to time.

2) To comply with the reasonable requirements of the building control officer.

d) The prevention of public nuisance

1) Where appropriate, prominent, clear and legible notices shall be displayed at all exits requesting the public respect the needs of local residents and to leave the premises and area quietly.

2) Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.

e) The protection of children from harm

1) The restrictions set out in the Licensing Act 2003 will apply.

2) No films or videos of any description will be shown so that they can be viewed by persons under the age of any applicable BBFC/Local Authority Certification.

ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

1) No outside areas designed for consumption of alcohol shall be used after 22.00 hours.

2) All doors and windows to be kept closed when regulated entertainment and/or provision of entertainment facilities for making music and dancing is taking place except in the event of an emergency.

3) The Licensee shall ensure that notices requesting customers to leave in a quiet and orderly manner are displayed and maintained at the exits to the premises and in the car park.

4) A personal licence holder shall be on the premises during the hours which intoxicating liquor is being sold, supplied or consumed by customers except in the case of an emergency.

5) The Licensee shall ensure that all emergency exit doors are fitted with suitable devices to indicate any unauthorised opening.



Licensing Act 2003
Premises Licence

PL(A)0310

ANNEXES continued...

6) The Licensee shall give the police and the licensing authority seven days notice in writing of the twelve non-standard timings. Whilst not a condition of the licence we would strongly recommend that a sign be placed in a prominent position in the children's play area to the effect that children should be supervised at all times.

7) The licence holder or his representative shall conduct regular assessments of the noise coming from the premises on every occasion the premises are used for regulated entertainment and shall take steps to reduce the level of noise where it is likely to cause a disturbance to local residents. A written record shall be made of those assessments in a log book kept for that purpose and shall include, the time and date of checks, the person making them and the results including any remedial action.





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**Licensing Act 2003
 Premises Licence Summary PL(A)0310**

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

The Ley Inn
 Back Lane, Clayton le Woods, Chorley, Lancashire, PR6 7EX. Telephone 01772 330215

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

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Licensing Act 2003
Premises Licence Summary **PL(A)0310**

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES *continued...*

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	Friday and Saturday	11:00	01:00
	Non Standard Timings:		
	Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of Bank Holiday weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 - 01.00. New Year's Eve permitted from 10.00am until terminal hour New Yaer's Day..		





Director of Legal Services

Civic Offices

Union Street

Chorley

PR7 1AL

DX 18411 Chorley

Facsimile: 01257 515197

licensing@chorley.gov.uk

www.chorley.gov.uk

Licensing Act 2003
Premises Licence Summary **PL(A)0310**

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday to Thursday	11:00	00:30
Friday and Saturday	11:00	01:30
Non Standard Timings:		
Christmas Eve, Boxing Day, Friday, Saturday, Sunday and Monday of Bank Holiday weekends, up to 12 'event days' per year provided seven days notice is given to the Police and Licensing Authority 11.00 - 01.30.		
New Year's Eve permitted from 10.00am until terminal hour.		

WHERE THE LICENCE AUTHORIZES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

NAME (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Peter Gordan Milnes The Ley Inn, Back Lane, Clayton Le Woods, Chorley, PR6 7EX.

REGISTERED NUMBER OF HOLDER FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORIZES THE SUPPLY OF ALCOHOL

Peter Gordan MILNES

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

Restricted.

