

Licensing Act 2003 Sub-Committee

Agenda and Reports

For consideration on

**Wednesday, 10th November
2010**

In the Council Chamber, Town Hall, Chorley

At 2.00 pm



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01 November 2010

Dear Councillor

LICENSING ACT 2003 SUB-COMMITTEE - WEDNESDAY, 10TH NOVEMBER 2010

You are invited to attend a meeting of the Licensing Act 2003 Sub-Committee to be held in the Council Chamber, Town Hall, Chorley on Wednesday, 10th November 2010 commencing at 2.00 pm.

AGENDA

1. **Apologies for absence**
2. **Declarations of Any Interests**

Members are reminded of their responsibility to declare any personal interest in respect of matters contained in this agenda. If the interest arises **only** as result of your membership of another public body or one to which you have been appointed by the Council then you only need to declare it if you intend to speak.

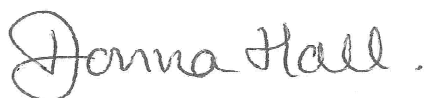
If the personal interest is a prejudicial interest, you must withdraw from the meeting. Normally you should leave the room before the business starts to be discussed. You do, however, have the same right to speak as a member of the public and may remain in the room to enable you to exercise that right and then leave immediately. In either case you must not seek to improperly influence a decision on the matter.

3. **Application for a Premises Licence in respect of I.D. Bar 72 Market Street, Chorley, PR7 2SE made under Section 17 of the Licensing Act 2003 (Pages 1 - 40)**

To receive and consider a report of Director of People and Places (enclosed).

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

Yours sincerely



Donna Hall
Chief Executive

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Democratic and Member Services Officer
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Distribution

1. Agenda and reports to all Members of the Licensing Act 2003 Sub-Committee (Councillor Keith Iddon (Chair) and Councillors Ralph Snape and John Walker 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 آپکی اپنی زبان میں بھی کیا جاسکتا ہے۔ یہ خدمت استعمال کرنے کیلئے براہ مہربانی اس نمبر پر ٹیلیفون

01257 515823

کیجئے:

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 its 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. PUBLIC PROTECTION OFFICER OUTLINES APPLICATION AND RELEVANT REPRESENTATIONS**3. QUESTIONS TO PUBLIC PROTECTION 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 POLICE REPRESENTATIVES INVITED TO BRIEFLY SUM UP**9. APPLICANT (OR REPRESENTATIVE) INVITED TO SUM UP****10. DECISION MAKING**

All parties retire whilst Sub-Committee makes decision.

11. NOTICE OF DECISION

Parties re-admitted and Chair announces decision and reasons.

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Report of	Meeting	Date
Director of People and Places	Licensing 2003 Sub Committee	10 November 2010

APPLICATION FOR A PREMISES LICENCE IN RESPECT OF I.D BAR 72 MARKET STREET CHORLEY PR7 2SE MADE UNDER SECTION 17 OF THE LICENSING ACT 2003

PURPOSE OF REPORT

1. To enable Members to determine the application for a premises licence made by Lee Pemberton for I. D. Bar 72 Market Street Chorley PR7 2SE in light of representations that have been made towards the application under Section 18 of the Licensing Act 2003

RECOMMENDATION(S)

2. It is recommended that the Sub-Committee considers the application and makes a decision.

EXECUTIVE SUMMARY OF REPORT

3. An application has been received by Chorley Council from Lee Pemberton for I.D. Bar 72 Market Street Chorley, for a premises licence as detailed at appendix (a)

REASONS FOR RECOMMENDATION(S)

(If the recommendations are accepted)

4. Not applicable

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

5. Not applicable

CORPORATE PRIORITIES

6. This report relates to the following Strategic Objectives:

Put Chorley at the heart of regional economic development in the Central Lancashire sub-region		Develop local solutions to climate change.	
Improving equality of opportunity and life chances		Develop the Character and feel of Chorley as a good place to live	X
Involving people in their communities	X	Ensure Chorley Borough Council is a performing organization	

BACKGROUND

7. On 15 September 2010 an application for the grant of a premises licence was received from Lee Pemberton for I.D. Bar 72 Market Street Chorley PR7 2SE. The application was made in accordance with Section 17 of the Licensing Act 2003 and advertisements were placed in the local paper and on the premises in the prescribed manner.
8. A Copy of the application is attached to this report as appendix (a)
9. Relevant representations – Responsible Authorities, the Police have made a relevant representation, the representations are attached at appendix (b) for Members information. No representations have been received from other responsible authorities.
10. Relevant representations – Interested parties, there have been no relevant representations from interested parties.
11. Members must have regard to section 18(3) of the Licensing Act 2003 which states that – Where relevant representations are made the Authority must –
 - (a) hold a hearing to consider them, unless the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary, and
 - (b) having regard to the representation, take such of the steps mentioned in subsection (4) if any as it considers necessary for the promotion of the licensing objectives.

The steps are –

- (a) To grant the licence subject to :
 - (i) The conditions mentioned in subsection (2)(a) modified to such extent as the authority considers necessary for the promotion of the licensing objectives, and
 - (ii) any condition which must under section 19, 20 or 21 be included in the licence.
 - (b) To exclude from the scope of the licence any of the licensable activities to which the application relates.
 - (c) To refuse to specify a person in the licence as the premises supervisor
 - (d) To reject the application
12. 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.

13. 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.

14. 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:
15. 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.
16. 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.
17. 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.
18. Paragraph 2.2 Each of the licensing objectives are of equal importance with these objectives.
19. Paragraph 2.3 Each of the licensing objectives is of equal importance for the purposes of this policy.
20. 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.
21. 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.
22. 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.
23. 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

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

25. 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.
26. 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.
27. 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.
28. 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.
29. 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.
30. 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. 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.
31. 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

32. 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.

33. 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.
34. 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.
35. 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.
36. 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 (eg 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 eg 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

37. 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.
38. 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.
39. 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.
40. 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 (ie 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.
41. 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 or 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).
42. 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.
43. 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.
44. 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.
45. 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

46. 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.
47. 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

48. Paragraph 12.1 Where there is entertainment specifically provided for children (eg 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.

49. 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.

Prevention of Public Nuisance

50. Paragraph 13.1 Licensed Premises have significant potential to adversely impact on communities through public nuisances arising from their operation.
51. 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.
52. 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.
53. 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.
54. 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.
55. 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, eg 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 eg 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 (eg 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.
56. 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.
57. 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. In particular, it may attach a condition requiring the use of door supervisors licensed by the Security Industry Authority.
58. Paragraph 13.9 The Licensing Authority requires Operating Schedules, where relevant to satisfactorily address the issue of public nuisance.
59. 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).
60. 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

61. 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.
62. 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.
63. 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 (eg age);
 - Use of special effects eg lasers, pyrotechnics, smoke/foam machines.
64. Paragraph 14.4 The Act requires a plan of the premises to be supplied with operating schedules showing prescribed information.

- 65. The Licensing Authority will take notice of a health and safety risk assessment submitted with an operating schedule.
- 66. 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.
- 67. Paragraph 14.6 The Licensing Authority may inspect premises where it considers it appropriate on public safety grounds.
- 68. 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. Any conditions imposed will relate to the particular circumstances of the individual premises and will not duplicate other requirements of the law.

Human Rights Act Implications

- 69. 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.

IMPLICATIONS OF REPORT

70. This report has implications in the following areas

Finance		Customer Services	
Human Resources		Equality and Diversity	
Legal	X	No significant implications in this area	

Jamie Carson
 Director People and Places

There are no background papers to this report.

Report Author	Ext	Date	Doc ID
Robert Beeston	5726	2/10/2010	***

LICENSING ACT 2003 - Section 17



Application for a premises licence to be granted under the Licensing Act 2003

Licensing Section,
Civic Offices,
Union Street,
Chorley,
Lancashire,
PR7 1AL

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 (name(s)) <u>Lee Pemberton</u>	
wish to apply for a premises licence under section 17 the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.	
Part 1 - Premises details	
Name of Premises I.D.	
Postal address of premises, if any, or if none, ordnance survey map reference or description 72 Market Street Chorley	
Post Town <u>Lancashire</u>	Postcode <u>PR7 2SE</u>
Daytime telephone number (if any) <u>01257 241508</u>	
None-domestic rateable value of club premises £	
Part 2 – Applicant details	
Please state whether you are applying for a premises licence as:-	
Please tick <input checked="" type="checkbox"/> yes	
a) an individual or individuals*	<input checked="" type="checkbox"/> Please complete section (A)
b) a person other than an individual*	
i) as a limited company	<input type="checkbox"/> Please complete section (B)
ii) as a partnership	<input type="checkbox"/> Please complete section (B)

Appendix A

iii) as an unincorporated association; or		Please complete section (B)										
iv) other (for example a statutory corporation)		Please complete section (B)										
c) a recognised club		Please complete section (B)										
d) a charity		Please complete section (B)										
e) the proprietor of an educational establishment		Please complete section (B)										
f) a health service body		Please complete section (B)										
g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital		Please complete section (B)										
h) the chief officer of police of a police force in England and Wales		Please complete section (B)										
* If you are applying as a person described in (a) or (b) please confirm:-		Please tick <input checked="" type="checkbox"/> yes										
<ul style="list-style-type: none"> I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or I am making the application pursuant to: <ul style="list-style-type: none"> a statutory function; or a function discharged by virtue of Her Majesty's prerogative 		<input checked="" type="checkbox"/>										
(A) INDIVIDUAL APPLICANTS												
(Delete as applicable) Mr												
Other title (for example, Rev)												
Surname Pemberton												
First name(s) Lee Scott												
Please tick <input checked="" type="checkbox"/> yes												
I am 18 years old or over	<input checked="" type="checkbox"/>	<table border="1"> <tr> <td colspan="2">Date of birth</td> <td>Day</td> <td>Month</td> <td>Year</td> </tr> <tr> <td>1</td> <td>1</td> <td>0</td> <td>3</td> <td>1 9 6 9</td> </tr> </table>	Date of birth		Day	Month	Year	1	1	0	3	1 9 6 9
Date of birth		Day	Month	Year								
1	1	0	3	1 9 6 9								
Current postal address, if different from premises address												
175 North Road Preston												
Post town Lancashire		Post code										
Daytime contact telephone number 07980555562												
Email address (optional) Lee.pemco@gmail.com												

SECOND INDIVIDUAL APPLICANT					
(Delete as applicable)		Mr	Mrs	Miss	Ms
Other title (for example, Rev)					
Surname					
First names					
		Please tick <input checked="" type="checkbox"/> yes		Day	Month
I am 18 years old or over	<input type="checkbox"/>	Date of birth	<input type="text"/>	<input type="text"/>	<input type="text"/>
Current postal address, if different from premises address					
Post town				Post code	
Daytime contact telephone number					
Email address (optional)					
(B) OTHER APPLICANTS					
Please provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give name and address of each party concerned.					
Name			Name		
Address			Address		
Registered number (where applicable)					
Description of applicant (for example partnership, company, unincorporated association etc.)					
Telephone number (if any)					
Email address (optional)					

Appendix A

Part 3 – Operating Schedule									
	Day		Month		Year				
When do you want the premises licences to start?	1	4	1	0	2	0	1	0	
	Day		Month		Year				
If you wish the licence to be valid only for a limited period, when do you want it to end?									
Please give a general description of the premises (please read guidance note 1)									
Sale by retail of alcohol and provision of regular entertainment, including but not limited to, karaoke and Disco.									
If 5,000 or more people are expected to attend the premises at any one time, please state number expected to attend									

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

Appendix A

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 entertainments (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 for:	
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)	✓
The supply of late night refreshment (if ticking yes, fill in box L)	
The supply of alcohol (if ticking yes, fill in box M)	✓
In all cases complete boxes N, O and P	

A

Appendix 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 checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)
Mon	10.00	01.00	
Tue	10.00	01.00	State any seasonal variations for performing plays (please read guidance note 4)
Wed	10.00	01.00	Non-standard timings. Where you intend to use the premises for the performance of plays at different times from those listed in the column on the left, please list (please read guidance note 5)
Thur	10.00	01.00	
Fri	10.00	01.00	
Sat	10.00	01.00	
Sun	10.00	01.00	

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both - please tick ✓ (please read guidance note 2) Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)
Mon	10.00	01.00	
Tue	10.00	01.00	State any seasonal variations for the exhibition of films (please read guidance note 4)
Wed	10.00	01.00	Non-standard timings. Where you intend to use the premises for the exhibition of a films at different times from those listed in the column on the left, please list (please read guidance note 5)
Thur	10.00	01.00	
Fri	10.00	01.00	
Sat	10.00	01.00	
Sun	10.00	01.00	

C

Appendix A

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details here (please read guidance note 3)
Day	Start	Finish	
Mon	10.00	01.00	
Tue	10.00	01.00	
Wed	10.00	01.00	
Thur	10.00	01.00	State any seasonal variations for indoor sporting events (please read guidance note 4)
Fri	10.00	01.00	
Sat	10.00	01.00	Non-standard timings. Where you intend to use the premises for indoor sporting events at different times from those listed in the column on the left, please list (please read guidance note 5)
Sun	10.00	01.00	

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick ✓ (please read guidance note 2)		
Day	Start	Finish	Indoors <input checked="" type="checkbox"/>	Outdoors <input type="checkbox"/>	Both <input type="checkbox"/>
Mon	10.00	01.00	Please give further details here (please read guidance note 3)		
Tue	10.00	01.00			
Wed	10.00	01.00	State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur	10.00	01.00			
Fri	10.00	01.00	Non-standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times from those listed in the column on the left, please list (please read guidance note 5)		
Sat	10.00	01.00			
Sun	10.00	01.00			

E

Appendix A

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both - please tick ✓ (please read guidance note 2) Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)
Mon	10.00	01.00	
			State any seasonal variations for performance of live music (please read guidance note 4)
Tue	10.00	01.00	
			Non-standard timings. Where you intend to use the premises for the performance of live music at different times from those listed in the column on the left, please list (please read guidance note 5)
Wed	10.00	01.00	
Thur	10.00	01.00	
Fri	10.00	01.00	
Sat	10.00	01.00	
Sun	10.00	01.00	

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both - please tick ✓ (please read guidance note 2) Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)
Mon	10.00	01.00	
			State any seasonal variations for the playing of recorded music (please read guidance note 4)
Tue	10.00	01.00	
			Non-standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times from those listed in the column on the left, please list (please read guidance note 5)
Wed	10.00	01.00	
Thur	10.00	01.00	
Fri	10.00	01.00	
Sat	10.00	01.00	
Sun	10.00	01.00	

G Appendix A

Performance of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both - please tick ✓ (please read guidance note 2) Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)
Mon	10.00	01.00	
Tue	10.00	01.00	State any seasonal variations for performing of dance (please read guidance note 4)
Wed	10.00	01.00	
Thur	10.00	01.00	Non-standard timings. Where you intend to use the premises for the performance of dance entertainment at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri	10.00	01.00	
Sat	10.00	01.00	
Sun	10.00	01.00	

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment that the club will be providing
Day	Start	Finish	Will the entertainment take place indoors or outdoors or both - please tick ✓ (please read guidance note 2) Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon	10.00	01.00	
Tue	10.00	01.00	Please give further details here (please read guidance note 3)
Wed	10.00	01.00	
Thur	10.00	01.00	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)
Fri	10.00	01.00	
Sat	10.00	01.00	Non-standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times from those listed in the column on the left, please list (please read guidance note 5)
Sun	10.00	01.00	

Appendix A

Provision of facilities for making music			Please give a description of the facilities for making music you will be providing
Standard days and timings (please read guidance note 6)			
Day	Start	Finish	Will the facilities for making music be indoors or outdoors or both - please tick ✓ (please read guidance note 2) Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon	10.00	01.00	
			Please give further details here (please read guidance note 3)
Tue	10.00	01.00	
Wed	10.00	01.00	
			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)
Thur	10.00	01.00	
Fri	10.00	01.00	
			Non-standard timings. Where you intend to use the premises for provision of facilities for making music at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat	10.00	01.00	
Sun	10.00	01.00	

J

Provision of facilities for dancing			Please give a description of the type of entertainment that you will be providing
Standard days and timings (please read guidance note 6)			
Day	Start	Finish	Will the facilities for dancing be indoors or outdoors or both - please tick ✓ (please read guidance note 2) Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon	10.00	01.00	
			Please give further details here (please read guidance note 3)
Tue	10.00	01.00	
Wed	10.00	01.00	
			State any seasonal variations for provision of dancing facilities (please read guidance note 4)
Thur	10.00	01.00	
Fri	10.00	01.00	
			Non-standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat	10.00	01.00	
Sun	10.00	01.00	

K

Appendix A

Provision of facilities for entertainment of a similar description to that falling with I or J Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment that you will be providing
			Will the entertainment facility take place indoors or outdoors or both – please tick ✓ (please read guidance note 2) Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)
Mon	10.00	01.00	
Tue	10.00	01.00	State any seasonal variations for provision of this entertainment of a similar description to that falling within I or J (please read guidance note 4)
Wed	10.00	01.00	
Thur	10.00	01.00	Non-standard timings. Where you intend to use the premises for provision of facilities for entertainment of a similar description to that falling within I or J at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri	10.00	01.00	
Sat	10.00	01.00	
Sun	10.00	01.00	

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"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)
Mon			
Tue			State any seasonal variations for provision of late night refreshment (please read guidance note 4)
Wed			
Thur			Non-standard timings. Where you intend to use the for provision of late night refreshment at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			

M

Appendix A

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick ✓ (please read guidance note 7) On the premises <input type="checkbox"/> Off the premises <input type="checkbox"/> Both <input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations (please read guidance note 4) Non-standard timings. Where you intend to use the supply of alcohol at different times from those listed in the column on the left, please list (please read guidance note 5)
Mon	10.00	01.00	
Tue	10.00	01.00	
Wed	10.00	01.00	
Thur	10.00	01.00	
Fri	10.00	01.00	
Sat	10.00	01.00	
Sun	10.00	01.00	

State the name and details of the individual whom you wish to specify on the licence as premises supervisor	
Name Mrs Eiddwen Ann Gwynedd Wharton	
Address 70a Market Street, Chorley Lancashire	
Post Code PR7 2SE	
Personal Licence number (if known)	PA0962
Issuing licence authority (if known)	Blackpool

N

Appendix A

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the club 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	9am	2am	
Tue	9am	2am	
Wed	9am	2am	
Thur	9am	2am	
Fri	9am	2am	Non-standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat	9am	2am	
Sun	9am	2am	

P Describe the steps you intend to take to promote the four licensing objectives **Appendix A**

<p>a) General – all four licensing objectives (b, c, d, e) (Please read guidance note 9)</p>
<p>Please see attached sheet</p>
<p>b) The prevention of crime and disorder</p>
<p>Please see attached sheet</p>
<p>c) Public safety</p>
<p>Please see attached sheet</p>
<p>d) The prevention of public nuisance</p>
<p>Please see attached sheet</p>
<p>e) The protection of children from harm</p>
<p>Please see attached sheet</p>

Appendix A please tick

CHECKLIST:	
I have made or enclosed payment of the fee	✓
I have enclosed the plan of the premises	✓
I have sent copies of this application and plan to the responsible authorities and others where applicable	✓
I have completed and enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable	✓
I understand that I must now advertise my application	✓
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 4 - Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorized agent. (Please read guidance note 11) If signing on behalf of the applicant please state in what capacity.

Signature  Date 11/9/2010

Capacity _____

For joint applications signature of 2nd applicant, 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.

Contact name (where not previously given) and postal address for correspondence associated with this application. <small>(Please read guidance note 13)</small>	
Post town	Post code
Telephone number (if any)	
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	

Appendix A

Date 15/09/2010 Time 02:31:04PM
Term 01 Cashier 009

Premises Licence

Reference : 4120/60203
Fund : Misc Income
Audit Num : CHCA01013453
Amount : £ 315.00
Paytype : Cash

>>> THANK YOU FOR YOUR PAYMENT <<<

Please check this receipt and keep it in a safe place. This is your proof of payment

Chorley Council
Customer Services
PO Box 352
Chorley
PR7 1WX
www.chorley.gov.uk

Consent of individual to being specified as premises supervisor

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

[insert personal licence number, if any]

I [full name of prospective premises supervisor]
Mr / Mrs / Ms / Miss / Other please state Eiddwen Ann Gwynedd Wharton

of [home address of prospective premises supervisor]
70a Market Street, Chorley, Lancashire, PR7 2SE

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

[type of application] Premises License

by [name of applicant] Lee Pemberton

relating to a premises licence

[number of existing licence, if any] and expiry date

for [name and address of premises to which the application relates]
Date ID, 72 Market Street, Chorley Lancashire PR7 2SE
14th September 2010

and any premises licence to be granted or varied in respect of this application made by

[name of applicant] Lee Pemberton

concerning the supply of alcohol at [name and address of premises to which application relates]
ID, 72 Market Street, Chorley Lancashire PR7 2SE

Notes for Guidance**Appendix A**

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 the 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 i.e. 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 the premises', if you wish people to be able to purchase alcohol to consume away from the premises please tick 'off the premises'. 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.

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number [insert personal licence number, if any]	PA0962
Personal licence issuing authority Blackpool Council Licensing Service, Rigby Road, Blackpool, FY1 5WY Telephone : (01253) 477477	
[insert name and address and telephone number of personal licence issuing authority, if any]	

Signed 

Name Please Print Eiddwen Wharton

Date 14th September 2010

Appendix A

Jayne Day

From: Gibson, Ben [Ben.Gibson@lancashire.gov.uk]
Sent: 17 September 2010 15:32
To: Licensing
Subject: Chorley Licensing Act 2003, zixencrypt

We have received premise licence application from:

ID
72 Market Street
Chorley
Lancashire
PR7 2SE

We have no objections.

Thanks

Ben Gibson
Systems Operator
Lancashire County Council
Trading Standards
55 Guildhall Street
Preston
PR1 3NU

Telephone Number: 01772 534312

This e-mail contains information intended for the addressee only.

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Lancashire, a place where everyone matters

Appendix A

I.D Bar

Steps to promote the licensing objectives:-

The Prevention of Crime and Disorder

1. A tamper proof CCTV system will be installed, operated and maintained in liaison with and to the satisfaction of Lancashire Constabulary, the system will record for 24 hrs each and every day.
2. There will be, at all times licensable activity is provided, someone at the premises who can operate and download images from the system and these will be provided to any responsible authority on reasonable request.
3. The use of door supervisors at the premises shall be determined by a risk assessment agreed between the DPS and security provider which will use the ratio of 1 door supervisor per 100 customers.
4. The premises will have a drugs policy to the satisfaction of the police and all staff will have a working knowledge of it.
5. The premises will display notices which are securely fixed and visible to the public stating that drug use will not be tolerated on the premises
6. The premises will be an active member of the local Pubwatch scheme, where one exists, and shall abide by its rules and constitution
7. The DPS will ensure the premises maintains an incident book which will contain a record of all incidents relating to the premises, it's staff and customers, including time, date, nature of incident and outcome to the satisfaction of Lancashire Constabulary and the Local Authority. This record will be available on request to any responsible authority
8. The premises will have and operate a town centre link radio.

Public Safety

1. Door supervisors, when used, will prevent customers leaving the premises with glasses and bottles
2. Staff will make regular checks of internal and external areas to ensure any unused glasses and bottles are collected.
3. All staff will be trained and have knowledge of fire precaution measures, illegal sales of alcohol and a drugs policy.

Appendix A

4. All staff will be trained and have knowledge of fire precaution measures, illegal sales of alcohol, first aid and the drugs policy.
5. All staff training will be recorded and these records made available for inspection on request by any responsible authority.

Prevention of Public Nuisance

1. When live entertainment is provided a nominated member of staff will make regular checks of the external areas for noise. These checks both positive and negative and any action taken will be recorded in document form and this should be made available for inspection at the request of any responsible authority
2. Signage will be displayed on the premises asking customers to leave the premises quietly

Protection of Children from Harm

1. The Premises will operate a policy that prevents the sale of alcohol to persons under 18 to the satisfaction of the police and local authority. This policy shall state that any person who does not appear to be at least 21 years of age, will not be served unless they can produce a recognised proof of age card accredited under the Proof of Age Standards Scheme (PASS), photocard driving licence or passport

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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



Appendix B

Lancashire Constabulary

police and communities together

Licensing Officer
Chorley Borough Council
Town Hall
Market Street
Chorley
PR7 1DP
11th October 2010

Dear Sir

RE: PREMISES LICENCE REPLY:- LICENSING ACT 2003 - REF New Licence Application

Premises - ID Bar, Market Street, Chorley.

With regards the above application for a premises licence to be granted to Lee Pemberton for the I.D Bar, Market Street, Chorley, the police would make the following representation;

The Police do not feel the applicant Lee Pemberton is a suitable person to hold a premises licence and feel that granting this application would undermine the public safety licensing objective.

The applicant is well known to Responsible Authorities within Chorley, Preston and South Ribble, most notably the Fire Service and Local Authority Health and Safety officers. The applicant has a number of businesses as well as the owner of a large number of properties in the area, some of which have found to be deficient in the lawful requirement to ensure the safety for the tenants.

There has been issues a serious fire in one of his properties in Preston where he was prosecuted by the Fire Service and found guilty at court. He has also been prosecuted for offences under the housing act in Chorley and is currently being investigated for further offences in Chorley and Preston.

The applicants poor previous record of ensuring the properties he owns comply with Health and Safety regulations and his failure to ensure the safety of his tenants is of great concern to the Police.

The Police do not feel satisfied that he will take the necessary steps to ensure members of the public who use these premises will be adequately protected from harm and do not think any property owned by the applicant is suitable to be granted a licence.

Yours faithfully

A handwritten signature in black ink, appearing to be 'Sergeant 1506', written over a horizontal line.

Police Sergeant 1506

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