

# Licensing Act 2003 Sub-Committee

Wednesday, 8 August 2012

**Present:** Councillor Marion Lowe (Chair) and Councillors Jean Cronshaw and Alan Platt

## 12.LAS.16 APOLOGIES FOR ABSENCE

There were no apologies for absence.

## 12.LAS.17 DECLARATIONS OF ANY INTERESTS

No declarations of any interests were received.

## 12.LAS.18 APPLICATION TO VARY A PREMISES LICENCE UNDER SECTION OF THE LICENSING ACT FOR THE CARDWELL ARMS, CHORLEY ROAD, ADLINGTON, CHORLEY PR6 9LH

The Licensing Act 2003 Sub Committee considered the application from Ford & Warren Solicitors on behalf of Punch Taverns Plc., under Section 34 of the Licensing Act 2003, for The Cardwell Arms, Chorley Road, Adlington.

The application sought to vary the existing licensable provisions as shown in the report. A number of conditions were attached to the licence that were already deemed appropriate for the proposed variations to the licence.

The Sub Committee considered the verbal representations made by the Applicant at the meeting and the relevant written representation received by the licensing authority.

The written representation had been received from a member of the public who opposed the granting of the variation. The person did not give his address in his initial email dated 4 July 2012 or when he responded on 9 July 2012 to an email from Public Protection Officers to obtain more details about his representation. It was inferred by the Sub Committee that s/he is a local resident, given his knowledge of the area. The representation was chiefly concerned with the licensing objectives of, the prevention of public nuisance and crime and disorder and therefore, it was treated as a "relevant" representation.

Where representations have been received by the Council within the prescribed time, the person making the representation is invited to contact the Public Protection Team to discuss the application and offer any remedies they believe would alleviate their concerns. The local resident contacted the team to state that he had nothing further to add.

Members however noted, that no responsible authorities had made any representations

The Sub Committee also took into account the amended licensing guidance, the statement of licensing policy, the licensing objectives and any human rights implications.

The Sub Committee **RESOLVED** to grant the application to vary the premises licence subject to the amended conditions as follows:

**WHERE THERE IS NO CHILDRENS CERTIFICATE**

**Page 3 - Delete 1, A, B, C, D**

**Page 3 – Delete Licensed Premises – Credit Sales section**

**AMMENDMENTS TO ANNEX 2 CONDITIONS CONSITENT WITH THE OPERATING SCHEDULE**

**Page 4 - Amend point 4 to replace licence holder with designated premises supervisor.**

**Page 5 - Deletion of point 6**

**The Sub Committee are of the view that the licensing objectives of**

- The Prevention of Public Nuisance**
- The Prevention of Crime and Disorder, and**

**The other licensing objectives would not be undermined by the granting of the application.**

**The Sub Committee consider the amended conditions are sufficient to meeting the licensing objectives.**

Chair