



# Licensing Act 2003 Sub-Committee

Agenda and Reports

For consideration on

## Wednesday, 8th August 2012

In the Council Chamber, Town Hall, Chorley

At 10.00 am

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30 July 2012

Dear Councillor

**LICENSING ACT 2003 SUB-COMMITTEE - WEDNESDAY, 8TH AUGUST 2012**

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, 8th August 2012 commencing at 10.00 am.

**AGENDA**

1. **Apologies for absence**
2. **Declarations of Any Interests**
3. **Procedure (Pages 1 - 4)**  
  
A general procedure guidance note is enclosed for information.
4. **Application to vary a premises licence under section of the Licensing Act for The Cardwell Arms, Chorley Road, Adlington, Chorley PR6 9LH (Pages 5 - 32)**  
  
Report of the Director of People and Places (enclosed)
5. **Any other item(s) that the Chair decides is/are urgent**

Yours sincerely



Gary Hall  
Chief Executive

Dianne Scambler  
Democratic and Member Services Officer  
E-mail: [dianne.scambler@chorley.gov.uk](mailto:dianne.scambler@chorley.gov.uk)  
Tel: (01257) 5151034  
Fax: (01257) 515150

## **Distribution**

1. Agenda and reports to all Members of the Licensing Act 2003 Sub-Committee (Councillor Marion Lowe (Chair) and Councillors Jean Cronshaw and Alan Platt for attendance.
2. Agenda and reports to Matthew Swift (Public Protection Officer) and Dianne Scambler (Democratic and Member 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

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 THE APPLICATION AND RELEVANT REPRESENTATIONS****3. QUESTIONS TO PUBLIC PROTECTION OFFICER FOR CLARIFICATION FROM:**

- Sub-Committee
- The Applicant and/or Legal Representative

**4. THE APPLICANT AND/OR LEGAL REPRESENTATIVE MAKES REPRESENTATIONS REGARDING HIS/HER APPLICATION****5. QUESTIONS TO THE APPLICANT AND/OR LEGAL REPRESENTATIVE FROM:**

- Sub-Committee
- Interested Parties Representative

**6. INTERESTED PARTIES REPRESENTATIONS****7. QUESTIONS TO INTERESTED PARTIES FROM:**

- Sub-Committee
- The Applicant/ Legal representative

**8. INTERESTED PARTIES INVITED TO BRIEFLY SUMMARISE****9. THE APPLICANT/ LEGAL REPRESENTATIVE INVITED TO SUM UP (IF THEY WISH)****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 Act 2003 Sub-Committee	8 August 2012

**APPLICATION TO VARY A PREMISES LICENCE UNDER SECTION 34 OF THE LICENSING ACT 2003, FOR THE CARDWELL ARMS, CHORLEY ROAD, ADLINGTON, CHORLEY, PR6 9LH.**

**PURPOSE OF REPORT**

- To enable Members to determine an application for a variation of the premises licence for the Cardwell arms, Chorley road, Adlington, Chorley, PR6 9LH.

**RECOMMENDATION(S)**

- Members are recommended to consider the application and any representations received and after considering those representations determine the outcome for the application to vary the Premises Licence.

<b>Confidential report</b> Please bold as appropriate	Yes	No
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**BACKGROUND**

- The Council has received an application from Ford & Warren Solicitors on behalf of Punch Taverns PLC, under Section 34 of the Licensing Act 2003 to vary a premises licence. The application is attached as appendix 1.
- The application seeks to vary the existing licensable provisions as shown below;

Licensable Activity	Current times		Proposed times	
Recorded Music	Mon – Fri	11:00 – 00:00	Mon – Thurs	11:00 – 00:00
	Saturday	11:00 – 01:00	Fri & Sat	11:00 – 02:00
	Sunday	12:00 – 00:00	Sunday	12:00 – 00:00
	11:00 – 01:00 New Years Eve 11:00 – 00:00 Sundays of Bank Holiday weekends.		No changes are proposed to the Non-standard timings.	
Sale by retail of alcohol	Mon – Fri	11:00 – 00:00	Mon – Thurs	11:00 – 00:00
	Saturday	11:00 – 01:00	Fri & Sat	11:00 – 02:00
	Sunday	12:00 – 00:00	Sunday	12:00 – 00:00
	11:00 New Year’s Eve until 23:00 New Years Day continuous. 11:00 – 00:00 Sundays of Bank Holiday weekends.		No changes are proposed to the Non-standard timings.	

- In-line with the requested amendments to vary the licensable activities the opening hours of the premises are also subject to variation as shown;

<b>Days</b>	<b>Current hours</b>	<b>Proposed hours</b>
Monday	11:00 – 00:30	No change
Tuesday	11:00 – 00:30	No change
Wednesday	11:00 – 00:30	No change
Thursday	11:00 – 00:30	No change
Friday	11:00 – 00:30	11:00 – 02:30
Saturday	11:00 – 01:30	11:00 – 02:30
Sunday	12:00 – 01:30	No change
Non-standard timings	11:00 New Years Eve until 1 hour after cease of alcohol on New Years Day. 11:00 – 01:00 Sunday of Bank Holidays	No change

**Representations from the Responsible Authorities**

- 6. There have been no representations received from any responsible authorities in relation to this application.

**Representations from Other People**

- 7. One representation has been received from a member of the public who opposes the granting of this variation. He did not give his address in his initial e-mail or when he responded to an e-mail from Public Protection Officers to obtain more details about his representation. It is inferred that he is a local resident given his knowledge of the area. The representation in anonymised form is attached as appendix 2. The representation seems to be chiefly concerned with the licensing objectives of;
  - a. The Prevention of Public Nuisance,
  - b. The Prevention of Crime and Disorder,
- 8. Where representations have been received by the Council within the prescribed time, the person(s) making representation were invited to contact the Public Protection Team to discuss the application and offer any remedies they believe would alleviate there concerns. The local resident contacted the Public Protection Team to state that he has nothing further to add to the representation and did not wish to discuss the issue further as he did not wish to make himself a target for vandalism or assault. The correspondences are attached as Appendix 3.
- 9. All parties to this application have been invited to attend the hearing under the Licensing Act 2003 (Hearing) Regulations 2005, to make representation.
- 10. Members are asked to determine the application, having had considered the representations that have been made, and having regard to the Authorities Statement of Licensing Policy and to the guidance issued by the Secretary of State under section 182 of the Act.
- 11. The Committee has the following options:
  - a. to reject the application in part or whole
  - b. to grant the application
  - c. to modify the conditions of the licence

**IMPLICATIONS OF REPORT**

12. This report has implications in the following areas and the relevant Directors' comments are included:

Finance		Customer Services	
Human Resources		Equality and Diversity	
Legal	<b>X</b>	Integrated Impact Assessment required?	
No significant implications in this area		Policy and Communications	

Jamie Carson  
 DIRECTOR OF PEOPLE & PLACES

Appendix 1 – Application to vary premises licence

Appendix 2 – Representation

Appendix 3 – Response RE: Representation liaison

<b>Report Author</b>	<b>Ext</b>	<b>Date</b>	<b>Doc ID</b>
Matthew Swift	5726	23 <sup>rd</sup> July 2012	***

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**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 Punch Taverns PLC

*(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)0061
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**Part 1 – Premises Details**

<i>Postal address of premises or, if none, ordnance survey map reference or description</i>			
Cardwell Arms Chorley Road Adlington			
OUR REFERENCE: ML/27844/1139/201571/JGC			
Post town	CHORLEY	Post code	PR 6 9LH
Telephone number at premises (if any)			
Non-domestic rateable value of premises	£3,875.00		

Part 2 – Applicant details

Daytime contact telephone number	01283 501600		
E-mail address (optional)			
Current postal address if different from premises address	Jubilee House Second Avenue		
Post Town	BURTON UPON TRENT	Postcode	DE14 2WF

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)

Vary the permitted times for the sale of alcohol and recorded music on Friday and Saturday to 11:00 until 02:00 plus an additional 30 minutes drinking up time.

Vary and remove conditions attached to the licence.

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**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<u>Will the performance of a play 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 performing plays</u> (please read guidance note 4)		
Wed					
Thur			<u>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</u> (please read guidance note 5)		
Fri					
Sat					
Sun					



**B**

Films Standard days and timings (please read guidance note 6)			<b><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Both	<input type="checkbox"/>				
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue			<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 4)		
Wed					
Thur			<b><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></b> (please read guidance note 5)		
Fri					
Sat					
Sun					

C

<b>Indoor sporting events</b> Standard days and timings (please read			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)
Tue			
Wed			
Thur			<b>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</b> (please read guidance note 5)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> 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	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Tue					
			<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)		
Wed					
Thur					
Fri					
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					
Sat			<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)		
Sun					

**F**

Recorded music Standard days and timings (please read guidance note 6)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon	11:00	00:00			
Tue	11:00	00:00			
Wed	11:00	00:00	<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 4)		
Thur	11:00	00:00			
Fri	11:00	02:00			
Sat	11:00	02:00	<b><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></b> (please read guidance note 5) as per existing extensions		
Sun	12:00	00:00			

**G**

Performances of dance Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Both	<input type="checkbox"/>				
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Wed					
Thur			<b><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></b> (please read guidance note 5)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>		
Day	Start	Finish	<u>Will this entertainment take place 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			<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)		
Fri					
Sat			<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)		
Sun					

**I**

<b>Provision of facilities for making music</b> 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"/>	
Day	Start	Finish	Both	<input type="checkbox"/>	
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)		
Thur					
Fri			<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)		
Sat					
Sun					



J

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			<u>Will the facilities for dancing be indoors or outdoors or both – please tick</u> (see guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
			<u>Please give a description of the facilities for dancing you will be providing</u>		
Day	Start	Finish			
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

<b>Provision of facilities for entertainment of a similar description to that falling within i or j</b> 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	<b>Will the entertainment facility be indoors or outdoors or both – please tick</b> (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			<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)		
Fri					
Sat			<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)		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 6)			<b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Both	<input type="checkbox"/>				
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 4)		
Thur			<b><u>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</u></b> (please read guidance note 5)		
Fri					
Sat					
Sun					

**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption</b> (Please tick box) (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	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	11:00	00:00			
Tue	11:00	00:00			
Wed	11:00	00:00			
Thur	11:00	00:00	<b>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</b> (please read guidance note 5) as per existing extensions		
Fri	11:00	02:00			
Sat	11:00	02:00			
Sun	12:00	00:00			

**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)

AWP machine  
Cigarette machine

O

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	11:00	00:30	
Tue	11:00	00:30	
Wed	11:00	00:30	
			<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5)  As per existing extension
Thur	11:00	00:30	
Fri	11:00	02:30	
Sat	11:00	02:30	
Sun	12:00	01:30	

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

Condition numbered 1 under the heading Where there is no children's certificate in Annex 1. Conditions numbered 4) and 6) in annex 2 of the premises with condition 4 to be replaced by the new condition detailed in section P

- 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)

As per existing premises licence

b) **The prevention of crime and disorder**

4) The Designated Premises Supervisor (or a nominated person) is a member of Pubwatch.

c) **Public safety**

As per existing premises licence

d) *The prevention of public nuisance*

As per existing premises licence

e) *The protection of children from harm*

As per existing premises licence

- 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	<i>Fred Wain</i>
Date	19 June 2012
Capacity	Solicitors to applicant

**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 note12). If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

<p>Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)</p> <p style="text-align: center;"> <b>Ford &amp; Warren Solicitors</b>  <b>Westgate Point</b>  <b>Westgate</b> </p> <p style="text-align: right;">Our Ref ML/27844/1139/201571/JGC</p>			
Post town	LEEDS	Post code	LS1 2AX
Telephone number (if any)	0113 243 6601		
<p>If you would prefer us to correspond with you by e-mail your e-mail address (optional)</p> <p style="text-align: center;">clientmail@forwarn.com</p>			

ml



From: [REDACTED]  
Sent: 04 July 2012 20:00  
To: Contact  
Subject: Attn:- Licensing Manager. Ref: extended license for Cardwell Arms, Heath Charnock.

To the Licensing Manager, Union St, PR71AL

Dear Sir/Madam, I wish to protest in the strongest manner possible against the proposal to allow The Cardwell Arms extended licensing hours and late music. As you may wish to confirm with the Police, The Cardwell has a history of serving under age drinkers, the latest only 2 weeks ago when a young girl was rescued from her violent boyfriend by the regulars outside The White Horse, the boyfriend was under the influence of drink and drugs and took five policemen to subdue him. The girl (16) freely admitting to the police that they had been drinking in the Cardwell.

Chorley town centre and more importantly, the police, are more experienced with the problems associated with excessive alcohol consumption, Adlington Police Station is no longer manned and unfortunately the Police, because of their own problems cannot respond immediately to civil unrest. I would submit that there are adequate provisions for music and late drinking already in Chorley without additional provision. I would also like to point out that with late drinking comes the usual problems of street drunkenness, vandalism, litter, fighting and noise. As well as the large private estates close to the Cardwell there are two sheltered housing schemes, with elderly and/or disabled residents, Rawlinson Lane and Heathfields. Residents unlikely to complain because of the risk of reprisals and or damage to their cars which cannot be parked off road because of the design of the properties.

Thank you.

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From: [REDACTED]  
Sent: 09 July 2012 11:02  
To: Matthew Swift  
Subject: RE: Cardwell Arms

Dear Sir, Thank you for your reply, I have nothing further to add to my original statement, And am certainly not making myself a target for vandalism or physical assault. The incidents I have mentioned are easily verifiable with the Police, and even a cursory glance around the area closest to The Cardwell would make it obvious that the occupants of £250k+ houses are not the type to attend late night discos in a pub. Nor are the residents of the sheltered housing schemes. Thank you for the interest you have shown in my concerns.

From: matthew.swift@chorley.gov.uk  
To: [REDACTED]  
Subject: Cardwell Arms  
Date: Fri, 6 Jul 2012 13:52:33 +0000  
Dear [REDACTED]

Thank you for your representation in relation to the application to vary the premises licence at the Cardwell Arms. I would like to meet with you to discuss your representation and clarify some of the issues which you have made. Please contact me with your contact details and an idea of a time which would be suitable for me to come and visit.

Regards

Matthew Swift  
Public Protection Officer  
Chorley Borough Council

From: [REDACTED]  
Sent: 04 July 2012 20:00  
To: Contact  
Subject: Attn:- Licensing Manager. Ref: extended license for Cardwell Arms, Heath Charnock.

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residents, Rawlinson Lane and Heathfields. Residents unlikely to complain because of the risk of reprisals and or damage to their cars which cannot be parked off road because of the design of the properties. Thank you.

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