

25 February 2014

Licensing Act 2003 Sub-Committee

You are invited to attend a meeting of the Licensing Act 2003 Sub-Committee to be held in Committee Room 1, Town Hall, Chorley on Wednesday, 5th March 2014 commencing **on the rise of the General Licensing Sub Committee.**

AGENDA

1. **Apologies for absence**
2. **Declarations of Any Interests**
3. **Procedure (Pages 3 - 6)**
A general procedure guidance note is enclosed for information.
4. **Determination of application for a premises licence : Croston Community Centre (Pages 7 - 46)**
Report of the Director of People and Places (enclosed)
5. **Any other item(s) that the Chair decides is/are urgent**

Yours sincerely



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Distribution

1. Agenda and reports to all Members of the Licensing Act 2003 Sub-Committee Marion Lowe (Chair), and Keith Iddon and Adrian Lowe for attendance.
2. Agenda and reports to Dianne Scambler (Democratic and Member Services Officer), Stephen Culleton (Public Protection Officer) and Alex Jackson (Senior Lawyer) for attendance.

If you need this information in a different format, such as larger print or translation, please get in touch on 515151 or chorley.gov.uk

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	5 March 2014

DETERMINATION OF APPLICATION FOR A PREMISES LICENCE MADE UNDER SECTION 17 OF THE LICENSING ACT 2003, FOR THE PREMISES CROSTON COMMUNITY CENTRE.

PURPOSE OF REPORT

- To enable Members to determine the application for a premises licence made by Mr John Forrest on behalf of Croston Community Centre, Castle Walks, Croston PR26 9RH in light of representations that have been made towards the application under Section 18 of the Licensing Act 2003

RECOMMENDATION(S)

- Members are recommended to consider the application and any representations made by other persons and after considering those representations determine the application for the premises licence for Croston Community Centre, Castle Walks, Croston.

EXECUTIVE SUMMARY OF REPORT

- The Council received an application on the 21st January 2014 made under Section 17 of the Licensing Act 2003 for a Premises Licence for; Croston Community Centre the application is attached at **appendix 1**. Officers are satisfied that the application has been made in the correct manner. Officers have received 2 representations objecting to the application from other persons towards the application made under Section 18 of the Licensing Act 2003. The representations have been accepted as relevant representations to the application and are to be considered under the licensing objective for:
 - The Prevention of Crime and Disorder
 - The Prevention of Public Nuisance.
 - Public Safety.
 - There have been no representations received from the Responsible Authorities.

Confidential report Please bold as appropriate	Yes	No

CORPORATE PRIORITIES

- This report relates to the following Strategic Objectives:

Involving residents in improving their local area and equality of access for all	x	A strong local economy	x
Clean, safe and healthy communities	x	An ambitious council that does more to meet the needs of residents and the local area	x

BACKGROUND

- 9. Officers received an application for the grant of a premises licence for the Croston Community Centre made in the normal way on the 21st January 2014. The application has been made in response to Officer Intervention in relation to reports of regulated entertainment being offered at the premises where no authority to do so exists. Prior to the application being made Officers invited the applicant to discuss the licensing requirements for the premises in light of any legal requirements.
- 10. It is understood the Premises has had a number of primary occupiers over the years, and it would be reasonable to say that the building has and continues to be a village amenity that has offered licensable and or regulated activities during its existence.
- 11. The building has in the past benefited from the authority of a temporary Events Notice for the provision of regulated entertainment.
- 12. **Outline of the Application; Regulated Entertainment:**

Provision of plays	Monday to Sunday 08.00- 01.00 indoors
Provision of Film	Monday to Sunday 08.00- 01.00 indoors
Provision of indoor sporting events	Monday to Sunday 08.00- 01.00
Live music	Monday to Sunday 08.00- 01.00 indoors & outdoors
Provision of Recorded Music	Monday to Sunday 08.00 – 01.00 indoors & outdoors.
Provision of performance of dance	08.00- 01.00 indoors
Provision of Anything of a similar description to live music, recorded music or performance of dance.	Monday to Sunday 08.00 – 01.00, indoors.
Late night refreshment	Monday to Sunday. 23.00 – 01.00 indoors.
Hours the premises are open to the public	Monday to Sunday 08.00 – 01.00.

The applicant has proposed the following conditions to promote the licensing objectives;

a) General

A hire contract will be drawn up stating the rules and regulations with regard to the use of the premises for all users highlighting the four licensing objectives. All leader / users will need to sign a document to state that they read and fully understand the requirements when using the hall. A copy will be retained by both parties. Any leader not following the guidance will be removed from the premises.

b) The prevention of crime and disorder;

Fortunately, Croston is situated in a low crime and disorder area within the borough. As stated before, these premises are mainly family orientated where parents attend. The committee does not allow parties for teenagers so the problems associated with alcohol and teenagers are not applicable.

c) Public Safety;

Public safety is paramount. Risk assessments will be uprated with regards to safety and monitored. There will be annual inspections for gas appliances, fire extinguishers, the fire alarm system along with weekly inspections of the building by members of the

committee to make sure there are no hazards within the building and also, Particularly during the winter months, that the outside lighting is fully functional for entering the and exiting the building. Users will be shown the emergency exits and the meeting point if an emergency arises. Fire regulations etc will be posted in the building.

d) The Prevention of public nuisance.

This will be brought to the attention of the hirer as part of the contract. A notice will be installed in the entrance hall asking the users to respect our neighbours during and after the hire period. The Committee does not allow parties for teenagers as stated above. No excess noise to be heard by our neighbours. It is present policy that the windows facing our neighbours are not opened to avoid public nuisance.

e) The protection of children from harm.

This will be brought to the attention of hirers and will be part of the hire contract to make sure that children are not harmed.

13. Representations

14. Representation received from Mrs Afonso, states that there are multiple licensing objectives giving cause to raise representation, the representation is attached as appendix 2.
15. Representation received from Mr Dalton, states that there are multiple licensing objectives giving cause to raise representation, this being The Prevention of Crime and Disorder, The Prevention of Public Nuisance & Public Safety, the representation is attached as appendix 3.
16. Officers have requested those making representation to provide further clarity to their representation by completing a copy of the Licensing Act 2003 Representation by interested parties form LIQ36. At the time of writing this report the forms had not been returned.
17. All parties to this application have been invited to attend the hearing under the Licensing Act 2003 (Hearing) Regulations 2005, to make representation.
18. The Committee has the following options:
 - (i) to reject the application in part or whole
 - (ii) to grant the application
 - (iii) to modify the conditions of the licence

19. POLICY AND LEGAL CONSIDERATIONS

20. 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, revised April 2012.
21. 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.

22. The Licensing Authority shall determine the application, having had considered the representations that have been made, and having regard to its Statement of Licensing Policy and to the guidance issued by the Secretary of State under section 182 of the Act, April 2012:
23. Section 18 Licensing Act 2003 is the authority the Licensing – sub - committee can rely upon with regards to this matter, which is reproduced below.
24. Section 18 Determination of application for premises licence
 - (1) This section applies where the relevant licensing authority—
 - (a) receives an application for a premises licence made in accordance with section 17, and
 - (b) is satisfied that the applicant has complied with any requirement imposed on him under subsection (5) of that section.
 - (2) Subject to subsection (3), the authority must grant the licence in accordance with the application subject only to—
 - (a) such conditions as are consistent with the operating schedule accompanying the application, and
 - (b) any conditions which must under section 19, 20 or 21 be included in the licence.
 - (3) 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 representations, take such of the steps mentioned in subsection (4) (if any) as it considers appropriate for the promotion of the licensing objectives.
 - (4) 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 appropriate 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.
 - (5) For the purposes of subsection (4)(a)(i) the conditions mentioned in subsection (2)(a) are modified if any of them is altered or omitted or any new condition is added.
 - (6) For the purposes of this section, “relevant representations” means representations which—
 - (a) are about the likely effect of the grant of the premises licence on the promotion of the licensing objectives,
 - (b) meet the requirements of subsection (7),
 - (c) if they relate to the identity of the person named in the application as the proposed premises supervisor, meet the requirements of subsection (9), and
 - (d) are not excluded representations by virtue of section 32 (restriction on making representations following issue of provisional statement).
 - (7) The requirements of this subsection are—

- (a) that the representations were made by an interested party or responsible authority within the period prescribed under section 17(5)(c),
 - (b) that they have not been withdrawn, and
 - (c) in the case of representations made by an interested party (who is not also a responsible authority), that they are not, in the opinion of the relevant licensing authority, frivolous or vexatious.
- (8) Where the authority determines for the purposes of subsection (7)(c) that any representations are frivolous or vexatious, it must notify the person who made them of the reasons for its determination.
- (9) The requirements of this subsection are that the representations—
- (a) were made by a chief officer of police for a police area in which the premises are situated, and
 - (b) include a statement that, due to the exceptional circumstances of the case, he is satisfied that the designation of the person concerned as the premises supervisor under the premises licence would undermine the crime prevention objective.
- (10) In discharging its duty under subsection (2) or (3)(b), a licensing authority may grant a licence under this section subject to different conditions in respect of—
- (a) different parts of the premises concerned;
 - (b) different licensable activities.
25. 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:
26. 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.
27. 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.
28. The prevention of crime and disorder
- Public safety
 - Prevention of public nuisance
 - The protection of children from harm.
29. 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.
30. Paragraph 2.2 each of the licensing objectives are of equal importance with these objectives.

31. Paragraph 2.3 each of the licensing objectives is of equal importance for the purposes of this policy.
32. 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.
33. 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.
34. 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.
35. 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 appropriate in more densely populated areas. The grant of a licence will be dependent on the impact of an activity on the licensing objectives.
36. **CRIME AND DISORDER**
37. Paragraph 6.1 Licensed premises, especially those offering late night entertainment, alcohol and refreshment can be a source of crime and disorder problems.
38. Paragraph 6.2 The Council is committed to reducing crime and disorder across the Borough through its statutory duty under the Crime and Disorder Act 1998 and the Community Safety Strategy. Statistics from the Community Safety Partnership regarding Crime and Disorder in the Licensing Authority area are given in Appendix 4.
39. 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.
40. 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.
41. 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.

42. 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 eg pub watch scheme.
 - Measures to be taken for the prevention of violence or disorder.
43. 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 appropriate and these may include conditions from the model pool of conditions at Appendix 3. Certain premises may be required to install CCTV system to an evidential standard should the Council be satisfied it is appropriate and /or appropriate to meet the licensing objectives.
44. 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.
45. **LICENSING HOURS**
46. 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.
47. 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 appropriate to meet the licensing objectives.
48. 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.
49. 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.

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

The nature of the area where the premises are located (e.g. commercial, residential)

Arrangements to ensure adequate availability of taxis and private hire vehicles, public transport.

Whether appropriate car parking is readily accessible to premises and whether the use/parking of vehicles would cause a demonstrable adverse impact on the amenity of residents.

whether the licensable activities are likely to cause adverse impact especially on local residents and whether appropriate measures will be put in place to prevent any adverse impact

In relation to the grant of a new premises licence whether the premises will give rise to a negative cumulative impact on one or more of the licensing objectives

In assessing the impact of the activity proposed the Licensing Authority may consider a number of factors inter alia,

The type and scale of activity, the number and nature of clientele likely to attend

The levels of noise from the premises, which may be acceptable later in the evening

The proposed hours of operation

The levels of public transport accessibility for customers and the likely means of public or private transport that will be used, access to private hire/taxis

The means of access to the premises e.g. whether on principal pedestrian routes

The level of car parking demand on surrounding residential streets and its effect on local residents, and movement of traffic

The cumulative impact of licensed premises in an area and scope for mitigation

Frequency of the activity.

51. 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.

52. **PROTECTION OF CHILDREN FROM HARM**

53. Paragraph 10.1 The policy does not seek to prevent or limit the access of children to licensed premises unless it is appropriate 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.

54. 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.

55. Paragraph 10.3 The Licensing Authority, in such circumstances as outlined above, may consider it appropriate 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 appropriate to achieve the licensing objectives.
56. Paragraph 10.4 Licensees are not to provide alcohol except as provided for by the Act. The Council expects applicants to consider child access in their operating schedules and volunteer appropriate conditions where relevant. The Council recommends that the following documents should be used as evidence of age:
- Passport
 - Photo Card Driving licence issued in the European Union
 - Proof of Age Scheme Card (i.e. Portman Group) and schemes which carry the Proof of Age Standard Scheme logo
 - Citizen Card supported by the Home Office
 - Official ID card issued by HM Forces or a European Union Country bearing a photograph and date of birth of the holder.
57. 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 appropriate, suitable measures to promote this objective. Applicants may wish to consider, where appropriate:
- Arrangements to prevent children acquiring of consuming alcohol
 - Arrangements to prevent children being exposed to drugs, drug taking, or drug dealing
 - Arrangements to prevent children being exposed to gambling, or activities of an adult or sexual nature
 - Steps to be taken to prevent children being exposed to violence or disorder
 - Arrangements for training staff in relation to the protection of children
 - Steps to be taken to prevent children purchasing cigarettes from vending machines and preventing access to Amusement with Prize Machines (except in accordance with the Gaming Legislation).
58. 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 appropriate and/or appropriate including those drawn from the Model Pool of Conditions.
59. 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.

60. 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.
61. 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.

PREVENTION OF PUBLIC NUISANCE

62. Paragraph 13.1 Licensed Premises have significant potential to adversely impact on communities through public nuisances arising from their operation.
63. 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.
64. 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.
65. 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.
66. 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.
67. Paragraph 13.6 on receipt of relevant representations, the Licensing Authority will assess the likelihood of it causing an adverse impact, by generally considering the following factors where relevant:

The location of the premises (in particular proximity to residential and other noise sensitive premises, e.g. hospitals, nursing homes, hospices and places of worship)

The type of activities, the number and nature of clientele likely to attend at the time of the application

The proposed hours of operation

Levels of public transport accessibility for customers either arriving or leaving the premises (including taxis and private hire)

Means of access to premises (whether on principal pedestrian routes)

The level of car parking demand on any surrounding residential streets and its effect on local residents

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

68. 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.
69. Paragraph 13.8 On receipt of relevant representations, the Licensing Authority, where it considers appropriate may attach conditions to a licence to prevent public nuisance including those drawn from the Model Pool of Conditions - see Appendix 3. In particular, it may attach a condition requiring the use of door supervisors licensed by the Security Industry Authority.
70. Paragraph 13.9 The Licensing Authority requires Operating Schedules, where relevant to satisfactorily address the issue of public nuisance.
71. 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).
72. 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.
73. 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.
74. 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.

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

The occupancy capacity of the premises

Age, design and layout of the premises including means of escape

Nature of the licensable activities to be provided, in particular the sale and supply of alcohol

Hours of operation

Customer profile (e.g. age)

Use of special effects e.g. lasers, pyrotechnics, smoke/foam machines.

76. Paragraph 14.4 The Act requires a plan of the premises to be supplied with operating schedules showing prescribed information.
77. The Licensing Authority will take notice of a health and safety risk assessment submitted with an operating schedule.
78. Paragraph 14.5 all licensed premises will be risk related according to a Protocol agreed with Lancashire Fire and Rescue. Inspections will be carried out by Lancashire Fire & Rescue in accordance with the Protocol. A copy is attached at Appendix 6.
79. Paragraph 14.6 The Licensing Authority may inspect premises where it considers it appropriate on public safety grounds.
80. Paragraph 14.7 on receipt of relevant representations the Licensing Authority may, where it considers it appropriate, impose conditions to secure the public safety objective including those drawn from the Model Pool of Conditions attached at Appendix 3. Any conditions imposed will relate to the particular circumstances of the individual premises and will not duplicate other requirements of the law.

81. **HUMAN RIGHTS ACT IMPLICATIONS**

82. 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.

83. Members are recommended to consider the application and any representations made by relevant authorities or other persons and after considering those representations determine the application for the purpose of the premises licence for the Croston Community Centre Chorley.
84. Members will be aware that on the 25th April 2012 Government amended various sections of the Licensing Act 2003 by virtue of the Police Reform & Social Responsibility Act 2011, to date Members have not yet had the opportunity to review the Councils Statement of Licensing Policy in light of the Changes that have been made. The following headings have

been reproduced from that Act to inform members of those changes that are relevant to this matter but have not been addressed within the Councils Statement of Licensing Policy:

85. PART 2 – LICENSING CHAPTER 1 - AMENDMENTS OF THE LICENSING ACT 2003

- 103 Licensing authorities as responsible authorities.
- 104 Primary Care Trusts and Local Health Boards as responsible authorities.
- 105 Premises licences: who may make relevant representations
- 106 Premises licences: who may apply for review
- 107 The Live Music Act 2012.

86. IMPLICATIONS OF REPORT

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

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

88. COMMENTS OF THE STATUTORY FINANCE OFFICER

89. ***

90. COMMENTS OF THE HEAD OF GOVERNANCE

91. The Licensing Act 2003 has been amended by the Police Reform and Social Responsibility Act 2011. The changes relevant to this application are the removal of the requirement for representations to be made by interested parties in the vicinity of the premises. Representations can now be considered if made by other persons as long as they relate to the licensing objectives and are not frivolous or vexatious.

92. The Applicant has the right of appeal to the Magistrates Court within 21 days of being notified of the decision against a refusal of a licence or the imposition of conditions which they argue are unreasonable. Persons who have made representations have a similar right of appeal in relation to a decision favourable to the applicant.

JAMIE CARSON
DIRECTOR OF PEOPLE & PLACES

There are no background papers to this report.

Report Author	Ext	Date	Doc ID
Stephen Culleton	5665	5 th March 2014	

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Confirmed will be putting in Citizen and sent to all RA's Last day for reps 18/2/14
Make sure you check what conditions to be added under Dec box as no alcohol?
Reps received so will probably need to be reassigned to Steve for Committee



35A Moor Road
Croston
Leyland
Lancashire
PR26 9HN

Licensing Section
Chorley Council
Civic Offices
Union Street
Chorley
PR7 1AL

05.01.14

RECEIVED 21 JAN 2014

Dear Sir/Madam

RE: Croston Community Centre : Application for a Premises Licence

Please find enclosed a copy of the application form along with a plan of the building.

If you require any further information, please do not hesitate to contact me.

Thank you

Yours sincerely

Mr J Forrest
Chairman



Chorley
Application for a premises licence
Licensing Act 2003

For help contact
contact@chorley.gov.uk
 Telephone: 01257 515151

* required information

Section 1 of 19

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant? Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Yes No

Applicant Details

* First name

* Family name

* E-mail

Main telephone number *Include country code.*

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

* Is your business registered in the UK with Companies House? Yes No

* Is your business registered outside the UK? Yes No

* Business name If your business is registered, use its registered name.

* VAT number Put "none" if you are not registered for VAT.

* Legal status

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 19

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 19

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company
- A partnership
- An unincorporated association
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales
- Other (for example a statutory corporation)

Section 4 of 19

NON INDIVIDUAL APPLICANTS

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), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

Section 5 of 19

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of 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.

The Community Centre has been part of the village of Croston for many, many years. It was originally the Old Comrades Hall, then the Croston Branch of the British Legion, then a lease was given to the Over 60's club from the British Legion. In August 2008, the building was bought in Trust on behalf of the village. The facility offers a wide range of activities for local residents from the Tots Club, Beavers, Cubs, Scouts to the Over 60's Club. The facility also provides a safe place for children's parties, Pop Up Cafes and a meeting place for various committees etc. The building is situated in a 'cul de sac'/public footpath off Town Road, the main A581 route through the village. To the front of the building are 3 residential bungalows and, at present, nothing to the rear. The Committee are supportive of our neighbours and keep them informed of any additional activities in the building to our normal weekly hire. The building consists of one large main hall, with a fully equipped kitchen and toilet facilities, and two additional rooms at the rear in the recently refurbished block known as The Stables. At present, the Committee is not applying for a licence for the sale of alcohol.

Continued from previous page...

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

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.

Will the performance of a play take place indoors or outdoors or both?

Indoors

Outdoors

Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Continued from previous page...

Music would be amplified.

State any seasonal variations for performing plays

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non standard timings. Where the premises will be used for the performance of a play at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

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.

Continued from previous page...

FRIDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the exhibition of films take place indoors or outdoors or both?

- Indoors
 Outdoors
 Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

The showing of films will not be on a regular basis. We have the assistance of Bretherton Film Society if we need to show a film. The sound will be amplified.

State any seasonal variations for the exhibition of film

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

- Yes
 No

Standard Days And Timings

Continued from previous page...

MONDAY

Start 08:00

End 01:00

Start

End

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.

TUESDAY

Start 08:00

End 01:00

Start

End

WEDNESDAY

Start 08:00

End 01:00

Start

End

THURSDAY

Start 08:00

End 01:00

Start

End

FRIDAY

Start 08:00

End 01:00

Start

End

SATURDAY

Start 08:00

End 01:00

Start

End

SUNDAY

Start 08:00

End 01:00

Start

End

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Music would be amplified for Dance etc

State any seasonal variations for indoor sporting events

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Continued from previous page...

Non-standard timings. Where the premises will be used for indoor sporting events at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

Yes No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

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.

Continued from previous page...

SUNDAY

Start 08:00

End 01:00

Start

End

Will the performance of live music take place indoors or outdoors or both?

- Indoors
- Outdoors
- Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Music to be played at Zumba, Aerobics classes etc, children's parties, background music for events, live bands. Music may or not be amplified.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

May have barbecue during the summer months etc in the garden at the rear of the building.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

- Yes
- No

Standard Days And Timings

MONDAY

Start 08:00

End 01:00

Start

End

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.

TUESDAY

Start 08:00

End 01:00

Start

End

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

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Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

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Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the playing of recorded music take place indoors or outdoors or both?

- Indoors
 Outdoors
 Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Dance classes, children's parties and background music for events etc Music to be amplified.

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

May have a barbeque in the garden at the rear of the building during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Continued from previous page...

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

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End

SATURDAY

Start

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End

SUNDAY

Start

End

Start

End

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.

Will the performance of dance take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

We may offer 'Tea Dances', Zumba, Aerobics, Children's Dance classes etc Music to be amplified.

Continued from previous page...

State any seasonal variations for the performance of dance

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 13 of 19

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes No

Standard Days And Timings

MONDAY

Start 08:00

End 01:00

Start

End

TUESDAY

Start 08:00

End 01:00

Start

End

WEDNESDAY

Start 08:00

End 01:00

Start

End

THURSDAY

Start 08:00

End 01:00

Start

End

FRIDAY

Start 08:00

End 01:00

Start

End

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.

Continued from previous page...

SATURDAY

Start 08:00 End 01:00

Start End

SUNDAY

Start 08:00 End 01:00

Start End

Give a description of the type of entertainment that will be provided

General entertainment eg Magicians

Will this entertainment take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

The music would be amplified.

State any seasonal variations for entertainment

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non-standard timings. Where the premises will be used for entertainment at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 14 of 19

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

Standard Days And Timings

Continued from previous page...

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

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Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

A Christmas Eve/ New Year party where the music would be amplified.
Possible Wedding/ Engagement Parties etc where the music would be amplified.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

N/A

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 15 of 19

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes No

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
 As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 19

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

As a Committee, we concentrate on family orientated projects. Films would be generally aimed at Children but the conditions of any other rated film would be clearly advertised etc There are no gambling machines on the premises.

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

Continued from previous page...

TUESDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:00"/>
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SUNDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

There may be a couple of occasions during the year where the Beavers and Cubs use the building for a 'sleep-over' activity. This would need the building to be available for a 24 hour period.

Section 18 of 19

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General - all four licensing objectives (b,c,d,e)

Continued from previous page...

List here steps you will take to promote all four licensing objectives together.

A Hire Contract will be drawn up stating the 'rules and regulations' with regard to use of the premises for all users highlighting the four licensing objectives. All leaders/users will need to sign a document to state that they have read and fully understood the requirements when using the Hall. A copy will be retained by both parties. Any leader not following the guidance will be removed from the premises.

b) The prevention of crime and disorder

Fortunately, Croston is situated in a low crime and disorder area within the Borough. As stated before, these premises are mainly family orientated where parents attend. The Committee does not allow parties for teenagers so the problems associated with alcohol and teenagers is not applicable.

c) Public safety

Public safety is paramount. Risk assessments will be updated with regard to safety and monitored. There will be annual inspections for the gas appliances, fire extinguishers, the fire alarm system along with weekly inspections of the building by members of the Committee to make sure there are no hazards within the building and also, particularly during the winter months, that the outside lighting is fully functional for entering and exiting the building. Users will be shown the emergency exits and the meeting point if an emergency arises. Fire regulations etc will be posted in the building.

d) The prevention of public nuisance

This will be brought to the attention of the hirer as part of the contract. A notice will be installed in the entrance hall asking the users to respect our neighbours during and after the hire period. The Committee does not allow parties for teenagers as stated above. No excess noise to be heard by our neighbours. It is present policy that the windows facing our neighbours are not opened to avoid public nuisance.

e) The protection of children from harm

This will be brought to the attention of hirers and will be part of the hire contract to make sure that children are not harmed.

Section 19 of 19

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises licence fees are dependant on the business rateable value band that applies to the premises: Band A £100 Band B £190 Band C £315 Band D £450 Band E £635

* Fee amount (£)

0.00

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Continued from previous page...

Address

Building number or name	CROSTON COMMUNITY CENTRE
Street	CASTLE WALLS
District	CROSTON
City or town	KEYLAND
County or administrative area	LANCASHIRE
Postcode	PR26 9RH
Country	United Kingdom

DECLARATION

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

Full name	JOHN CHARLES FORREST
Capacity	CHAIRMAN
Date (dd/mm/yyyy)	01/01/2014

Add another signatory

When you're finished you need to do the following:

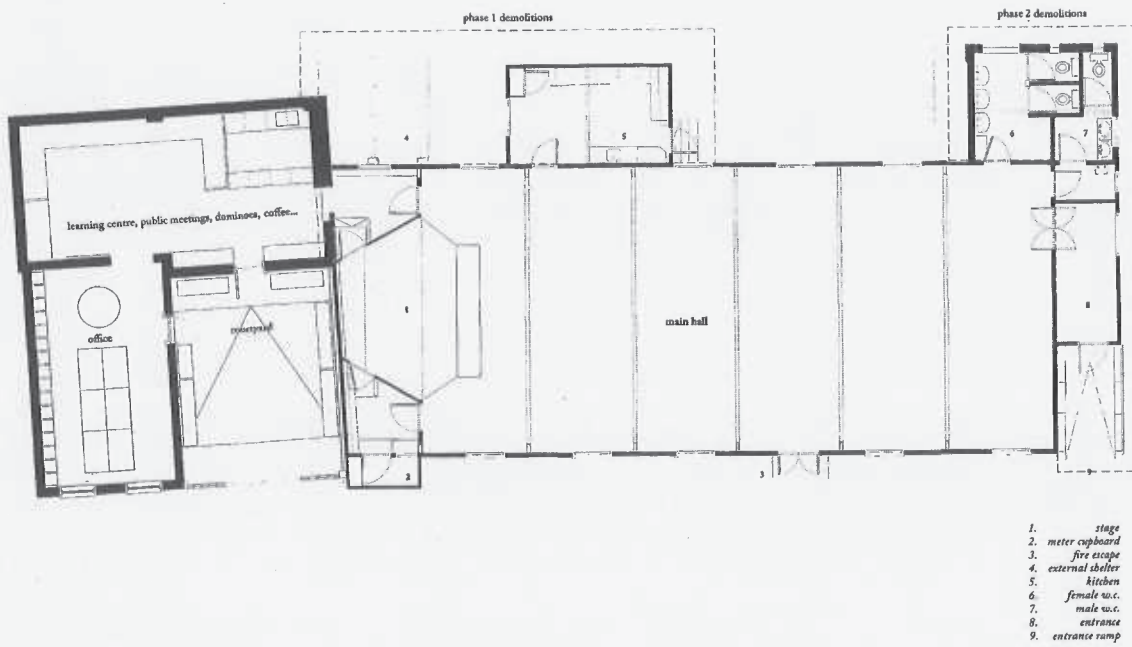
1. Save this form to your computer by clicking to file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/chorley/apply-1> to upload this file and continue with your application

3. Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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

croston community centre



existing plan and demolitions, 1:100 at A3



APPENDIX 2

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 6:54 PM on 12 Feb 2014 from Mrs Wendy Afonso.

Application Summary

Address: Croston Community Centre Castle Walks Croston Leyland
PR26 9RH

Proposal: Premises Licence No Alcohol

Case Officer: Mrs Jayne Day

[Click for further information](#)

Customer Details

Name: Mrs Wendy Afonso

Email: wendyafonso@gmail.com

Address: Castle Bungalow, 2 Castle Walks, Croston, Leyland PR26
9RH

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons comment: **for** - Multiple Licensing Objectives

Comments: 6:54 PM on 12 Feb 2014 The only means of access to the Community Centre (CC) is along Castle Walks which is a private road. I have a right to drive along it to my home (the CC does not have the right). My right is regularly breached by people attending the CC who park vehicles/leave bicycles/congregate on Castle Walks and block my driveway. The CC has no car parking facilities. It is 4.5 metres from the boundary of my land to the CC and 11 metres from my house. The CC is constructed from timber and is effectively a large shed with no soundproofing. Being directly in front of it, my home absorbs noise from it. From inside my house I hear music, voices, people running across the floor and even tables and chairs being moved. When I moved into my home the CC was named the Over 60's club and used only a couple of times a week. There has been an increase and variation in use and consequently noise. I do not consider the building to be fit for purpose. Other far more suitable buildings are available in Croston. I am concerned about the fire hazard which a wooden building close to my home presents (I understand there was a fire in the CC in the not too distant past). A fire in a wooden building would spread quickly and extensively and this would place my home at risk. If that occurred I would have no means of escape. a fire engine would not fit down Castle Walks and there is every

likelihood that it would not be able to park on the main road at the end of Castle Walks. People stand outside the CC smoking which increases the fire risk. I am concerned about the potential for accidents. There have been several near misses where I have been driving along Castle Walks and a child has run out of the CC and into my path. People stand in front of my house and in the CC looking into my house so that I am often forced to draw my curtains to obtain privacy. I believe that my right to a private and family life is breached by this. I am able to supply evidence to support my objections.

APPENDIX 3

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 3:17 PM on 16 Feb 2014 from Mr Martin DALTON.

Application Summary

Address: Croston Community Centre Castle Walks Croston Leyland PR26 9RH

Proposal: Premises Licence No Alcohol

Case Officer: Mrs Jayne Day

[Click for further information](#)

Customer Details

Name: Mr Martin DALTON

Email: castlehomes.nw@btinternet.com

Address: 3 Castle Walks, Croston, Leyland PR26 9RH

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment:

- Multiple Licensing Objectives
- Public Safety
- The Prevention of Crime and Disorder
- The Prevention of Public Nuisance

Comments: 3:17 PM on 16 Feb 2014 I have lived opposite the Community Centre since January 2000 when it was owned by the British Legion and used on a weekly basis by Croston St Michael's Scout Group and on a fortnightly basis by Croston Over 60's Club. My family have always supported the community in Croston. Whilst I support the Community, I do not believe that the building is fit for the proposed purpose the trustees now wish it to be used for. Since the change in use of the building in 2006 residents of Castle Walks have had to deal with increased traffic and frequent unsociable behaviour by a small minority of the users of the building. We have had an invasion of privacy when the doors and windows of the building are open, users standing outside the building to smoke and having our right of vehicular access to our home blocked on numerous occasions. The application for a licence for the performance of live music and recorded music, both indoors and out does not take into account the fact that the building is constructed from timber and has no robust soundproofing. It was not intended to be used for live entertainment or discos in this manner less than 5 metres away from properties in a primarily residential area. This building clearly does not comply with current, or even recent Building Regulations and as such a proper regard for public safety has not been considered. There has already been a fire in the

building. in the past which caused considerable damage. The building is in poor condition, it has no right of vehicular access onto Castle Walks and no parking facilities. Whilst some of these issues are not directly planning issues, approval of the scheme will make the Council responsible for any safety breaches. There are clearly other buildings in the village that already provide for such activities, i.e. Croston Old School Community Resource Centre and Croston Sports and Social Club. These community facilities already have the correct infrastructure in place.