Chief Executive's Office

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Doc ID:

Date: 26 September 2005

Chief Executive:
Jeffrey W Davies MALLM



Town Hall Market Street Chorley Lancashire PR7 1DP

Dear Councillor

A meeting of the Statutory Licensing Sub-Committee B is to be held in the Council Chamber, Town Hall, Chorley on Friday, 7th October, 2005 commencing at 10.00 am.

AGENDA

1. Declarations of Any Interests

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

2. <u>Licensing Act 2003 (Premises and Club Premises Certificates) Regulations 2003</u>
- <u>Application to vary premises Licence in respect of The Queens, 52 Chapel</u>
Street, Chorley (Pages 1 - 58)

Report of Director of Legal Services (enclosed)

Attached for Members information is the Hearing Procedure

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

Continued....

Yours sincerely



Chief Executive

Distribution

- 1. Agenda and reports to all Members of the Statutory Licensing Sub-Committee B (Councillor Iddon (Chair), Councillors A Gee, Mrs Walsh for attendance.
- 2. Agenda and reports to Councillor E Smith Reserve Member to be present at the start of the meeting.
- 3. Agenda and reports to Director of Legal Services and Licensing Manager for attendance.
- 4. Agenda and reports to Deputy Leader (Councillor Edgerley) and Leader of Conservative Group (Councillor P Goldsworthy) for information.
- 5. Agenda to all remaining Chief Officers for information.
- 6. Agenda to all remaining Members of the Council for information.

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

CHORLEY BOROUGH COUNCIL

LICENSING ACT 2003

SUB-COMMITTEE

GENERAL PROCEDURE POINTS FOR HEARINGS

INTRODUCTION

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

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

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

HEARING PROCEDURE

PREMISES/CLUB PREMISES LICENCE APPLICATIONS

- 1. CHAIR OF SUB-COMMITTEE:
 - opens meeting
 - introduces Members and Officers
 - confirms details of all parties in attendance
 - outlines procedure to be followed
- 2. LICENSING OFFICER OUTLINES APPLICATION AND RELEVANT REPRESENTATIONS
- 3. QUESTIONS TO LICENSING OFFICER FOR CLARIFICATION FROM:
 - Sub-Committee
 - Applicant
- 4. APPLICANT OR REPRESENTATIVE OUTLINES APPLICATION
- 5. QUESTIONS TO APPLICANT FROM:
 - Sub-Committee
 - Interested Representative
- 6. LANCASHIRE POLICE REPRESENTATIONS
- 7. QUESTIONS TO LANCASHIRE POLICE FROM:
 - Sub-Committee
 - Applicant
- 8. LANCASHIRE FIRE & RESCUE REPRESENTATIONS
- 9. QUESTIONS TO LANCASHIRE FIRE & RESCUE FROM:
 - Sub-Committee
 - Applicant
- 10. ENVIRONMENTAL HEALTH (ENVIRONMENT) REPRESENTATIONS
- 11. QUESTIONS TO ENVIRONMENTAL HEALTH FROM:
 - Sub-Committee
 - Applicant
- 12. ENVIRONMENTAL HEALTH (HEALTH & SAFETY) REPRESENTATIONS

13. QUESTIONS TO ENVIRONMENTAL HEALTH FROM:

- Sub-Committee
- Applicant

14. PLANNING SERVICES REPRESENTATIONS

15. QUESTIONS TO PLANNING SERVICES FROM:

- Sub-Committee
- Applicant

16. SOCIAL SERVICES REPRESENTATIONS

17. QUESTIONS TO SOCIAL SERVICES FROM:

- Sub-Committee
- Applicant

18. TRADING STANDARD REPRESENTATIONS

19. QUESTIONS TO TRADING STANDARDS FROM:

- Sub-Committee
- Applicant

20. INTERESTED PARTIES REPRESENTATIONS

21. QUESTIONS TO INTERESTED PARTIES FROM:

- Sub-Committee
- Applicant

22. INTERESTED PARTIES INVITED TO BRIEFLY SUMMARISE

23. RESPONSIBLE AUTHORITIES INVITED TO BRIEFLY SUMMARISE

24. APPLICANT (OR REPRESENTATIVE) INVITED TO SUM UP

25. DECISION MAKING

All parties retire whilst Sub-Committee makes decision.

26. NOTICE OF DECISION

Parties re-admitted and Chair announces decision and reasons.



Report of	Meeting	Date
Director of Legal Services	Statutory Licensing Sub-Committee	7 October 2005

APPLICATION TO VARY PREMISES LICENCE IN RESPECT OF **QUEENS 52 CHAPEL STREET CHORLEY**

PURPOSE OF REPORT

For members to determine an application for the vary a premises licence.

CORPORATE PRIORITIES

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

RISK ISSUES

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

Strategy	Information	
Reputation	Regulatory/Legal	✓
Financial	Operational	
People	Other	

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

CURRENT PREMISES LICENCE

The premises licence was converted under the grandfather provisions. The current 5 licensable activities are as follows:

Supply of alcohol by retail on and off the premises

Monday – Saturday 11.00 - 23.00Sunday and Good Friday 12.00 - 22.30

12.00 - 15.00 and 1900 - 22.30 Christmas Day

New Years Eve hours to be converted as existing

Licensing Act 1964 embedded conditions and restrictions converted.



Continued....

THE APPLICATION

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

7. Regulated Entertainment

i) Films -Indoors

10.00 – 01.30 Monday – Saturday 10.00 – 00.30 Sunday

Video entertainment on TV screens and amusement machines

Non-Standard timings

When opening hours are extended on New Years Eve. Timings to be extended accordingly, as in section M plus 30 minutes.

ii) Indoor sporting events

10.00 – 01.30 Monday – Saturday 10.00 – 00.30 Sunday

To permit pub games that attract an audience either by advertisement or spontaneous

Non-Standard timings

When opening hours are extended on New Years Eve. Timings to be extended accordingly, as in section M plus 30 minutes.

iii) Live Music - Indoors

12.00 - 00.00 Monday - Sunday

Live acoustics/ amplified music voice.

Non-Standard timings

When opening hours are extended on New Years Eve. Timings to be extended accordingly, as in section M plus 30 minutes.

iv) Recorded Music - Indoors and Outdoors

10.00 – 01.30 Monday – Saturday 10.00 - 00.30 Sunday

Recorded music, including jukebox and karaoke, with or without a dj during normal business or as part of functions, and including audience participation.

Outdoor music will be restricted to the hours of daylight i.e.6pm winter, 10pm Summer.

Non-Standard timings

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When opening hours are extended on New Years Eve. Timings to be extended accordingly, as in section M plus 30 minutes.

v) Performance of dance - Indoors

10.00 – 01.30 Monday – Saturday 10.00 – 00.30 Sunday

To have dance performance with stipulated hours

Non-Standard timings

When opening hours are extended on New Years Eve. Timings to be extended accordingly, as in section M plus 30 minutes.

v) Anything of a similar description to that falling within e,f,or g -Indoors

10.00 – 01.30 Monday – Saturday 10.00 – 00.30 Sunday

Quizzes, comedian's specialty acts

Compares for quiz and similar events, comedians and similar performances, in any case using voice amplification.

Non-Standard timings

When opening hours are extended on New Years Eve. Timings to be extended accordingly, as in section M plus 30 minutes.

vi) Provision of facilities for making music – Indoors

10.00 – 01.30 Monday – Saturday 10.00 – 00.30 Sunday

Specified area and microphone with amplifier

Used as and when required between stated hours. Levels to be monitored after midnight.

Non-Standard timings

When opening hours are extended on New Years Eve. Timings to be extended accordingly, as in section M plus 30 minutes.

vii) Provision of facilities for dancing – Indoors and Outdoors

10.00 – 01.30 Monday – Saturday 10.00 – 00.30 Sunday

Dancing available as and when required.

Outdoor facilities will be restricted to the hours of daylight only. I.E. 6pm Winter, 10pm Summer.

Non-Standard timings

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When opening hours are extended on New Years Eve. Timings to be extended accordingly, as in section M plus 30 minutes.

8. Late night refreshment Indoors

23.30 – 02.00 Monday - Saturday 23.30 - 01.00 Saturday

Provision of hot drinks and snacks available particularly during the wind down period.

Non-Standard timings

When opening hours are extended on New Years Eve. Timings to be extended accordingly, as in section M plus 30 minutes.

9. Supply of alcohol both on and off the premises

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10.00 – 01.00 Monday – Saturday
10.00 – 00.00 Sunday
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New Years Eve 10.00 hours 31/12 to 10.00 hours the following day. (01.01) Christmas eve/boxing day until 01.00 hours with 30 minutes wind down.

Non-Standard timings

When opening hours are extended on New Years Eve. Timings to be extended accordingly, as in section M plus 30 minutes.

10. Hours Premises are open to the public

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10.00 – 02.00 Monday – Saturday
10.00 - 01.00 Sunday
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As in section M with a 60-minute wind down period.

11. ADDITIONAL STEPS TO BE TAKEN TO PROMOTE LICENSING OBJECTIVES

The applicant has indicated that following additional steps will be taken to promote the licensing objectives:

i) General

I have read and agree with the terms and recommendations of your local licensing policy in preparing this application

ii) Prevention of crime and disorder

This is a community local public house with a regular clientele base

A 60-minute 'wind down' period will allow a staggered departure from the premises of the customers, reducing noise and other conducive problems.

Zero tolerance on drugs.

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iii) Public Safety

Health and Safety poster , fire procedure posters , accident record book , first aid kit, fire alarm, gas and electricity safety certificates , fire extinguisher maintenance certificate, signs with reference to street ban on glasses/bottles, workplace and fire risk assessment are all in place.

Fire alarm, emergency lighting audits are carried out . Plastic glasses are available for use in beer garden

iv) The Prevention of public nuisance

Staff vigilance at closing times.

All music levels to be reduced from midnight to a lower level and slower tempo.

Windows to be closed as required to reduce noise levels.

Exit notices with reference to noise levels upon leaving the premises are in place.

Music zoned from behind the bar to control levels.

Back doors to be kept closed and checked regularly when music is on.

v) The protection of children from harm

Display prominent signage regarding supervision of children at all times. Soft drinks and snacks available at all times.

All recognised proof of age cards accepted e.g. passport, portman group, photo driving licence.

House rules regarding children i.e. supervision and times permitted on premises to be responsibility of DPS and will be displayed at entrance.

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

Where occasioned a Strippagram is required at managements discretion and with no children allowed.

13. Conditions/ Restrictions to be removed on variation.

None

14. Relevant Representations – Responsible Authorities

There is a representation from the Police to the application to vary. The objection is relevant to the following licensing objectives - Prevention of Public Nuisance

Prevention of Crime and Disorder

Protection of Children from Harm

15. Relevant Representations – Interested Parties.

None.

16. Policy Considerations.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

CRIME AND DISORDER

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

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

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

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

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

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

- crime prevention measures
- physical security features installed in the premises, (this may include CCTV both inside and outside the premises, where alcohol is stored in relation to off licences, the use of toughened drinking glasses).
- weapon detection and search facilities.
- procedures for risk assessing promotions and events such as 'happy hours', drinks promotions, for the potential to cause crime and disorder, and the plans to minimising such risks.

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- adoption of best practice guidance in relation to safer clubbing guide
- measures to prevent the use or supply of illegal drugs including search and entry policies
- employment of licensed door supervisors
- participation in other appropriate schemes e.g. pub watch scheme
- measures to be taken for the prevention of violence or disorder.

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

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

LICENSING HOURS

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

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

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

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

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

- the nature of the area where the premises are located (e.g. commercial, residential)
- arrangements to ensure adequate availability of taxis and private hire vehicles, public transport.
- whether appropriate car parking is readily accessible to premises and whether the use/parking of vehicles would cause a demonstrable adverse impact on the amenity of residents.
- whether the licensable activities are likely to cause adverse impact especially on local residents and whether appropriate measures will be put in place to prevent any adverse impact
- in relation to the grant of a new premises licence whether the premises will give rise to a negative cumulative impact on one or more of the licensing objectives

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- o In assessing the impact of the activity proposed the Licensing Authority may consider a number of factors inter alia,
- the type and scale of activity, the number and nature of clientele likely to attend
- the levels of noise from the premises, which may be acceptable later in the evening
- the proposed hours of operation
- the levels of public transport accessibility for customers and the likely means of public or private transport that will be used, access to private hire/taxis
- the means of access to the premises e.g. whether on principal pedestrian routes
- the level of car parking demand on surrounding residential streets and its effect on local residents, and movement of traffic
- the cumulative impact of licensed premises in an area and scope for mitigation
- frequency of the activity.

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

PROTECTION OF CHILDREN FROM HARM

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

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

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

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

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

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• such other conditions or restrictions as may be necessary to achieve the licensing objectives.

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

- Passport
- Photo Card Driving licence issued in the European Union
- Proof of Age Scheme Card (i.e. Portman Group)and schemes which carry the Proof of Age Standard Scheme logo
- Citizen Card supported by the Home Office
- Official ID Card issued by HM Forces or a European Union Country bearing a photograph and date of birth of the holder.

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

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

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

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

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

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

CHILDREN AND CINEMAS

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

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

CHILDREN AND PUBLIC ENTERTAINMENT

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

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

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

PREVENTION OF PUBLIC NUISANCE

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

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

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

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

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

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

- the location of the premises (in particular proximity to residential and other noise sensitive premises, e.g. hospitals, nursing homes, hospices and places of worship)
- the type of activities, the number and nature of clientele likely to attend at the time of the application
- the proposed hours of operation
- levels of public transport accessibility for customers either arriving or leaving the premises (including taxis and private hire)
- means of access to premises (whether on principal pedestrian routes)
- the level of car parking demand on any surrounding residential streets and its effect on local residents
- the cumulative impact on licensed premises in an area
- the scope for mitigating an impact i.e. CCTV, door supervisors
- the frequency of an activity
- the design and layout of the premises
- measures taken or proposed to be taken to prevent noise or vibration escaping from the premises e.g. sound proofing, air conditioning and sound limitation devices
- measures taken to prevent unreasonable disturbance by customers/staff arriving and leaving the premises, goods deliveries etc
- measures taken to lessen the impact of parking in the vicinity
- control of operating hours for all or parts of the premises (e.g. gardens, last admission times and 'wind down' periods)
- measures to be taken to prevent drunkenness on the premises
- measures to ensure collection and disposal of litter and waste outside their premises

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

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

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

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

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

Agenda Page 20 Agenda Item 2

17. Human Rights Act Implications

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

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

ASSOCIATED PAPERS

18 Application form and relevant representation.

ROSEMARY LYON
DIRECTOR OF LEGAL SERVICES

There are no background papers to this report.

Report Author	Ext	Date	Doc ID
H.Bee	5665	20/09/05	LEGREP/90412AJS

Planning Department Chorley Borough Council Town Hall Market Street Chorley PR7 1DP



Dear Sir/Madam

Re: Extension of opening/entertaining/serving licence for The Queens, 52 Chapel Street, Chorley, PR7 1BS.

I would like to register my opposition to the above premises who have recently applied for an extension to their entertainment/serving hours.

I would like to object on the following points:

- The proposed hours are until 1am on a weekday and as there are a number of residents in the street including myself who have to get up early to go to work this will cause a disturbance to our sleep when people are leaving the premises both in cars and on foot. I have experienced being woke up on many occasions when the pub is closing and the band are loading up their van and talking loudly in the car park and the sound of cars being started, radio's on loud, people on foot shouting up the street etc.
- Increase in people hanging around the street in the early hours of the morning.
- The residents have seen on several occasions, bad behaviour from people leaving the pub worst from drink fighting in the street and urinating on our walls. To extend the hours would only bring more trouble later in the evening and early morning.
- Most residents who pay to park their car in the street have found that on occasions when the pub have entertainment on that we are unable to park due to cars/van parking in the street so they can go to the pub. We have also experience damage to our cars being made by people walking past them.
- Excessive noise and bad language late at night disturbing young children who are trying to sleep.

Last year the residents of the street went through this same process and sent in letters and petition etc (Sept 2004). When it went to a meeting the manager of The Queens promised the police that the improvements to the property (new windows to cut down noise etc) which had been set out in 2003 as part of his licence would be carried out

before Christmas 2004 and these improvements have still not been made. The pub had the tables in the car park again over the summer with music playing outside which the manager was told by the police not to do at the meeting in 2004. His promises broken time and time again.

I strongly feel that if you grant the manager of The Queens an extension in their licence that it will affect the quality of life that I and my fellow residents in Victoria Street will have. A question I would like to ask you to consider – If you lived in a street near a pub would you want it to stay open until 1.00am on a weeknight if you had young children and you had to get up at 6-6.30 am to go to work? I would like to ask you to please consider the residents of Victoria Street when making you decision. I trust that you will make the right decision.

Yours faithfully,

Lancashire Constabulary

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

Tel: 01257 246215

Fax: 01257 246217

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

15 August 2005

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

Dear Sir

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

<u>Premises</u> Queens, 52 Chapel Street, Chorley

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

In respect of Sections B,C,F,G,H,I,J, the police feel the terminal times are excessive for the location of the premises and feel midnight all week for these licensable activities would be more acceptable. In respect of Section E - Live Music the police also feel this is unacceptable and would recommend a terminal time for live music of 23.00 hrs. This is due to the close proximity of residential premises, bearing in mind a previous application to extend the PEL till midnight was rejected by the Licensing Committie on a previous occasion. In respect of Section L and M it is felt that a terminal hour of midnight would be reasonable with 1 hr extra as in Section O.

The police feel that the current times would seriously impact on the public nuisence, and crime prevention objectives with noise and people leaving the premises and making way home through residentail areas.

The police also note there is no CCTV in operation at the premises and would want a system installed to assist with the crime prevention objective.

Yours faithfully

-3 AUG 2005

(Part A) Application for an existing licence to be converted to a premises licence under the Licensing Act 2003 and (Part B) application to vary the premises licence simultaneously

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 DYNAMIC PUB CO LTD				
*				 च
apply to convert an existing licence to Licensing Act 2003 for the premises de	a premises escribed in F	licence Part A1	e under Sched below	ule 8 to the
Part A1 – Premises Details				
Postal address of premises or, if none QUEENS 52 CHAPEL STREET CHORLEY	, ordnance s	urvey	map reference	or description
			•	
Post town LANCS			Post code	PR7
				,
Telephone number of premises (if any)	01782 545	5510		
Non-domestic rateable value of premises	£19900			
Part A2 - Applicant Details				
Please state the capacity in which you are	anniving to c	onvert	Vour existing lie	conco
and disputing in which you are			your existing in	ence
a) An individual or individuals	Plea	se tick		
		. كا	please comple	ete section (A)
•				
and a minited company			please comple	ete section (B)
ii. as a partnership 			please comple	te section (B)
iii. as an unincorporated associatio			please comple	te section (B)
iv. other (for example a statutory co	orporation)		please comple	te section (B)
c) a recognised club			please comple	te section (B)

d)	a char	rity							please com	plete section ((B)
e)	the pro	oprieto	r of an	education	nal estat	olishm	nent		please comp	plete section ((B)
f) ·	a heal	th serv	vice bod	yk					please com	plete section ((B)
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an						please comp	plete section ((B)		
h)	independent hospital the chief officer of police of a police force in England and Wales				in		please comp	plete section ((B)		
(A) I	INDIVIE)UAL /	APPLIC	CANTS (fi	ill in as	appli	cable)				
Mr		Mrs		Miss		N	/Is 🗌	exa	er Title (for mple, Rev)		7
Suri	name	_	_				First na	ames			A A A A A A A A A A A A A A A A A A A
I am	า 18 yea	ars old	or ove	∍r					☐ Plea	ase tick yes	
add:	rent po ress if o n premi ress	differe	nt								
Pos	t Town								Postcode		
Day	time co	ntact	telepho	one numl	ber						
1	ail addı ional)	ress									
SEC	OND IN	1DIVID	UAL A	PPLICAN	NT (IF A	PPLI	CABLE)				
Mr		Mrs		Miss		M	is 🗌		er Title (for mple, Rev)		
Surr	name						First na	ames			
I am	18 yea	rs old	or ove	r					☐ Plea	se tick yes	
addr	rent pos ress if c n premis ress	differer	nt								
Post	t Town								Postcode		
Dayt	ime co	ntact t	elepho	one numb	er						
F-m	ail addr	ess (o	ptiona	I)							

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In case of a partnership or other joint nature (other than a body corporate), please give the name and address of each party concerned.

Name DYNAMIC PUB CO LTD	
Address THE BARNS 403 LICHFIELD ROAD FOUROAKS SUTTON COALFIELD BIRMINGHAM B74 4DH	Joseph
Registered number (where applicable)	
Description of applicant (for example, partnership, company, unincorporated associatio LTD CO	n etc.)
Telephone number (if any) 0121 308 0399	
E-mail address (optional)	
Part A3 - Operating Schedule General description of premises (please read guidance note 1)	
AN OLD PROPERTY ON THE OUTSKIRTS OF TOWN CENTRE. DETATCHED BUILDING WITH ANEIGHBOURING CHURCH/ BUS STATION AND R UNITS. BEER GARDEN AND REAR YARD FACILITIES	ETAIL
If 5,000 or more people attend the premises at any one time,	

additional authorities to conduct licensable activities, including the sale of alcohol.	arry
10.00am to 23.00 Monday to Saturday 12.00 noon to 22.30 Sunday and good Friday	
12.00 noon to 15.00 xmas day	
19.00 to 22.30 xmas day New Years Eve hours to be converted as existing.	
BEE	
Describe the conditions subject to which your existing licence(s) has/have been grant read guidance, note 2):	ed (please
a) General – all four licensing objectives (b,c,d,e)	
	.*
b) The prevention of crime and disorder	
c) Public safety	

d) The prevent	tion of public nuisance	
e) The protecti	on of children from harm	
		i.
-		
	Please tick	Voc
I have made	de or enclosed payment of the fee	
	closed my existing licence(s) or a certified copy of each licence	
	closed a plan of the premises	\boxtimes
• I have sen	nt copies of this application to the chief officer of police (please read note 3)	\boxtimes
 I have enclared relevant 	closed the consent form completed by the proposed premises supervisor, if	\boxtimes
 I have enclared relevant 	closed the consent of the justices' licence holder to my application, if	\boxtimes
 I understar be rejected 	nd that if I do not comply with the above requirements my application will	\boxtimes
STANDARD SC	NCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE CALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A MENT IN OR IN CONNECTION WITH THIS APPLICATION	
Part A4 – Signa	atures (please read guidance note 4)	
Signature of ap guidance note 5	oplicant or applicant's solicitor or other duly authorised agent. (Please re	ead
Signature	PV OLLS	
Date	31/07/05	
Conneity	CURRENT HOLDER OF A HICTIGERHAGENOF ACC.	

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (Please read guidance note 6). If signing on behalf of the applicant please state in what capacity.

Signature		
Date		
Capacity		

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 7) INN COURT 3 65 MAPPLEWELL CRESCENT WARRINGTON

Post town WARRINGTON Post code WA5 1UU

Telephone number 01925 724932

E-mail address (optional)

IF YOU WISH TO APPLY SIMULTANEOUSLY FOR A VARIATION OF THE PREMISES LICENCE IF IT IS CONVERTED FROM YOUR EXISTING LICENCE(S) UNDER SECTION 34 OR 37 OF THE LICENSING ACT 2003, NOW COMPLETE PART B OF THIS FORM.

IF YOU DO NOT WISH TO APPLY SIMULTANEOUSLY FOR A VARIATION OF THE PREMISES LICENCE IF IT IS CONVERTED FROM YOUR EXISTING LICENCE(S), YOU SHOULD LEAVE PART B BLANK.

PART B - Application to vary a premises licence under the Licensing Act 2003

I/We	DYNAMIC PUB CO LTD	
the 34/s	[Insert name of applicant] Ing the proposed premises licence holder of an existing licence to be conveterms of Schedule 8 to the Licensing Act 2003 apply to vary it under section 37 of the Licensing Act 2003 (delete as applicable) for the premises Part A above.	on
Par	t B1 - Variation	
_		Please tick
Do i	you want the proposed variation to have effect from the second appointed day?	
If no	ot when do you want the variation to take effect from Day Month	Year
Plea	ase describe briefly the nature of the proposed variation. (Please read guid	lance note
8) 1) E 2) T 3) P	extended hours to existing hours o permit regulated entertainments. Provide refreshment after 23.00 hrs. To extend current licensed areas to include any outside areas.(where applicable)	
·		
are e	ur proposed variation would mean that 5,000 or more people expected to attend the premises at any one time, please state number expected to attend	
Part	B2 - Operating Schedule	
Plea appl	se complete those parts of the operating schedule which would be subject to chication to vary were successful.	ange if this
	at licensable activities do you now intend to conduct on the premises and/or at w s do you intend to conduct them ?	hat varied
(plea	ase see section 1 of the Licensing Act 2003 and Schedule 1 to the Licensing Ac	et 2003)
Prov	vision of regulated entertainment Plea	se tick Yes
a)	plays (if ticking yes, fill in box A)	
b)	films (if ticking yes, fill in box B)	\boxtimes

c)	indoor sporting events (if ticking yes, fill in box C)	\boxtimes
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	
e)	live music (if ticking yes, fill in box E)	\boxtimes
f)	recorded music (if ticking yes, fill in box F)	\boxtimes
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)	\boxtimes
Prov	vision 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)	
Prov	vision of late night refreshment (if ticking yes, fill in box L)	\boxtimes
200000000000000000000000000000000000000	by retail of alcohol (if ticking yes, fill in box M) ease complete Part B3 on this form.	\boxtimes

A

Plays Standard days and timings (please read			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 9)	Indoors	
guidance note 8)			(produce road gardaniec note o)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gu	uidance note 1	0)
Tue					
	j				
Wed			State any seasonal variations for performing p	<u>plays</u> (please r	ead
	9		guidance note 11) None.		
Thur					
Fri			Non standard timings. Where you intend to use for the performance of plays at different times		
			the column on the left, please list (please read		
Sat				g	,
Sun					

E

Films Standard days and timings (please read			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 9)	Indoors		
guidance note 8)				Outdoors		
Day	Start	Finish		Both		
Mon	10.00	,01.30	Please give further details here (please read gu			
			/ideo entertainment on tv screens and amusement machines.	ni macinies.		
Tue	10.00	01.30				
Wed	10.00	01.30	State any seasonal variations for the exhibition of fill read guidance note 11) none	n of films (ple	of films (please	
					- T	
Thur	10.00	01.30				
Fri	10.00	01.30	Non standard timings. Where you intend to use for the exhibition of films at different times to			
			column on the left, please list (please read guid			
Sat	10.00	01.30	When opening hours are extended on New Years be extended accordingly, as in section M, plus 30		to	
			;			
Sun	10.00	00.30				

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details here (please read guidance note 10) To permit pub games that attract an audience either by advertisement or spontaneous.
Day	Start	Finish	
Mon	10.00	01.30	
Tue	10.00	01.30	State any seasonal variations for indoor sporting events (please read guidance note 11) none
Wed	10.00	01.30	The state of the s
Thur	10.00	01.30	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 (please read guidance note 12)
Fri	10.00	01.30	When opening hours are extended on New Years Eve. Timings to be extended accordingly, as in section M, plus 30 mins.
Sat	10.00	01.30	
Sun	10.00	00.30	

Boxing or wrestling entertainment Standard days and			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 9)	Indoors	
timings (please read guidance note 8)			please tion (please read guidance note o)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance note		
Tue					
	3			_	
Wed		-	State any seasonal variations for boxing or w	restling	- Pippor
	3		entertainment (please read guidance note 11)		₹
Thur					
Fri			Non standard timings. Where you intend to u		
			for boxing or wrestling entertainment at differ listed in the column on the left, please list (please list)		
Sat			note 12)	aco road galac	
Sun					
I	}	I			

E

Live music Standard days and timings (please read			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 9)	Indoors,	
guidance note 8)				Outdoors	
Day	Start	Finish		Both	
Mon	12.00	00.00	Please give further details here (please read guidance note 10) Live acoustics/amplified music and voice.		
Tue	12.00	00.00			
Wed	12.00	00.00	State any seasonal variations for the performance of live music (please read guidance note 11) none		
Thur	12.00	00.00			-
Fri	12.00	00.00	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 (please read guidance note 12) When opening hours are extended on New Years Eve. Timings to be extended accordingly, as in section M plus 30		
Sat	12.00	00.00			
Sun	12.00	00.00	mins.		_

F

Recorded music Standard days and timings (please read		and	Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 9)	Indoors	
	dance note 8		(prease read gardance note 5)	Outdoors	
Day	Start	Finish		Both	\boxtimes
Mor	10.00	01.30	Please give further details here (please read gu Recorded music, including jukebox and karaoke, Dj, during normal business or as part of functions	with or without	a
Tue	10.00	01.30	audience paticipation. Outdoor music will be restricted to the hours of dawinter, 10pm summer.		
We	d 10.00	01.30	State any seasonal variations for playing reco (please read guidance note 11) none	rded music	क्षांत्रचावत्र्येता १८
Thu	10.00	01.30			
Fri	10.00	01.30	Non standard timings. Where you intend to use for the playing of recorded music entertainme times to those listed in the column on the left.	nt at different	
Sat	10.00	01.30	(please read guidance note 12) When opening hours are extended on New Years be extended accordingly, as in section M.plus 30	s Eve.Timings	to
Sun	10.00	00.30	mins		_

G

Performances of dance Standard days and timings (please read guidance note 8)		ind read	Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 9)	Indoors Outdoors	
Day	Start	Finish		Both	
Mon	10.00	01.30	Please give further details here (please read gu To have dance performance within stipulated hou		0)
Tue	10.00	01.30			
	3			-	ą,
Wed	10.00	01.30	State any seasonal variations for the performation (please read guidance note 11) None	ance of dance	्रहोस् वर्षा क्रिकेट विकास
Thur	10.00	01.30			
Fri	10.00	01.30	Non standard timings. Where you intend to use for the performance of dance entertainment at those listed in the column on the left, please I	different time	es to
Sat	10.00	01.30	guidance note 12) When opening hours are extended on New Years		
			be extended accordingly, as in section M plus 30	s Lvc. i iii iii 195	١٥
Sun	10.00	00.30	mins.		

Н

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertable providing quizzes, comedians, speciality acts.	ainment you v	<u>will</u>
Day	Start	Finish	Will this entertainment take place indoors or	Indoors	\boxtimes
Mon	10.00	01.30	outdoors or both – please tick (please read guidance note 9)	Outdoors	
	-			Both	
Tue	10.00	01.30	Please give further details here (please read guidance note 10 Comperes for quiz and similar events, comedians and similar performances, in any case using voice amplification.		
Wed	10.00	01.30			
Thur	10.00	01.30	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 11)		
Fri	10.00	01.30	none		
Sat	10.00	01.30	Non standard timings. Where you intend to use for the entertainment of similar description to (e), (f) or (g) at different times to those listed in	that falling w n the column	<u>ithin</u>
			the left, please list (please read guidance note 1 When opening hours are extended on New Years		to be
Sun	10.00	00.30	extended accordingly, as in section M, plus 30 mi	ns.	

Provision of facilities for making music Standard days and timings (please read guidance note 8)			Please give a description of the facilities for mwill be providing Specified area and microphone with amplifier	aking music	you
			Will the facilities for making music be indoors or outdoors or both – please tick	Indoors	
	,		(please read guidance note 9)	Outdoors	
Day	Start 3	Finish		Both	
Mon	10.00	01.30	Please give further details here (please read guidance n		
		,	Used as and when required between stated hour Levels to be monitored after midnight.	5 .	-
Tue	10.00	01.30	·		
		-			
Wed	10.00	01.30	State any seasonal variations for the provision	n of facilities t	or
			making music (please read guidance note 11) none		
Thur	10.00	01.30	·.		
				·	
Fri	10.00	01.30	Non standard timings. Where you intend to use for provision of facilities for making music en		
			different times to those listed in the column of		
Sat	10.00	01.30	<u>list</u> (please read guidance note 12) When opening hours are extended on New Years	Eve Timinas t	o be
			extended accordingly, as in section M.	_ + 0. 7 ii iii igo t	
Sun	10.00	00.30			

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Provision of facilities for dancing Standard days and timings (please read			Will the facilities for dancing be indoors or outdoors or both – please tick (please read guidance note 9)	Indoors				
guidan	ce note 8)			L			
Day	Start	Finish		Both	\boxtimes			
Mon	10.00	01.30	Please give further details here (please read gu	uidance note 1	0)			
				Dancing available as and when required. Outdoor facilities will be restricted to the hours of daylight only. ie				
Tue	10.00	01.30	6pm winter, 10pm summer.					
e1	3							
Wed	10.00	01.30	State any seasonal variations for providing dancing facilities					
			(please read guidance note 11) none					
Thur	10.00	01.30						
	Ped tild all sale for distribute with and sale read and sale ran film and day.							
Fri	10.00	01.30	Non standard timings. Where you intend to u		<u>es</u>			
			for the provision of facilities for dancing enter different times to those listed in the column o		ase			
Sat	10.00	01.30	list (please read guidance note 12) When opening hours are extended on New Years					
			be extended accordingly, as in section M, plus 30		וט			
Sun	10.00	00.30						

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 8)			Please give a description of the type of entertain you will be providing	ainment facilit	ŢĀ
Day	Start	Finish	Will the entertainment facility be indoors or	Indoors	
Mon			outdoors or both – please tick (please read guidance note 9)	Outdoors	
	4			Both	
Tue	*		Please give further details here (please read gu	uidance note 1	<u>)</u>
	`				य वि -
Wed					
Thur			State any seasonal variations for the provision entertainment of a similar description to that the state of t		
	,		(please read guidance note 11)	aning within	01 1
Fri					
Sat			Non standard timings. Where you intend to use for the provision of facilities for entertainment description to that falling within i or j at different listed in the column on the left, please list (please 12)	<u>t of a similar</u> ent times to th	nose
Sun					

Late night refreshment Standard days and timings (please read		and	Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 9)	Indoors	
guidance note 8)			produce that (produce road guidantee note by	Outdoors	
Day	Start	Finish		Both	
Mon	23.30	02.00	Please give further details here (please read go Provision of hot drinks and snacks available parti wind down period.		
Tue	23.30	02.00		,	
·Wed	23.30	02.00	State any seasonal variations for the provision refreshment (please read guidance note 11) none	n of late night	distriction of the state of the
Thur	23.30	02.00			
Fri	23.30	02.00	Non standard timings. Where you intend to u for the provision of late night refreshment at those listed in the column on the left, please I	different times	, to
Sat	23.30	02.00	guidance note 12) When opening hours are extended on New Years be extended accordingly, as in section M/O.		
Sun	23.30	01.00			

M

Supply of alcohol Standard days and timings (please read		and	Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 13)	On the premises	
	ce note 8		galdance note 10)	Off the premises	
Day	Start	Finish		Both	
Mon	10.00	01.00	State any seasonal variations for the supply o	f alcohol (plea	ase
			read guidance note 11) none		
Tue	10.00	01.00			
	-4				
Wed	10.00	01.00		75 	
	'5			e un man	4
Thur	10.00	01.00	Non-standard timings. Where you intend to u		
			for the supply of alcohol at different times to t column on the left, please list (please read guid		
Fri	10.00	01.00	New years eve10.00hrs 31.12 to 10.00hrs the follochristmas eve /boxing day until 01.00hrs. with 30	owing day.(01.	01)
			omistinas eve /boxing day dritti o r.ooms. with so	iiiiis wiila aow	/11
Sat	10.00	01.00			
Sun	10.00	00.00			

IN ALL CASES PLEASE COMPLETE BOXES N, O, P and Q below

Ν

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 14) Where occassioned a strippagram is required at managements discretion and with no children allowed.							

0

Hours premises are open to the public Standard days and timings (please read guidance note 8)		blic and read	State any seasonal variations (please read guidance note 11) none
Day	Start	Finish	
Mon	10.00	02.00	
Tue	10.00	02.00	
Wed	10.00	02.00	·-
			Non standard timings. Where you intend to use the premises to
Thur	10.00	02.00	be open to the public at different times from those listed in the column on the left, please list (please read guidance note 12) AS IN SECTION M WITH A 60 MINUTE WIND DOWN PERIOD.
Fri	10.00	02.00	:
Sat	10.00	02.00	
Sun	10.00	01.00	

P

Please identify any of the conditions, terms or restrictions currently imposed on the converted licence which you believe could be removed as a consequence of the proposed variation you are seeking

Q Please describe any additional steps that you intend to take in order to promote the four licensing objectives if the proposed variation is granted:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 15)

I have read and agree with the terms and recommendations of your local licensing policy in preparing this application.

b) The prevention of crime and disorder

This is a community local public house with a regular clientele base.

A 60 minute 'wind down' period will allow a staggered departure from the premises of the customers, reducing noise and other conducive problems.

Zero tolerence on drugs.

c) Public safety

Health and safety poster, fire procedures posters, accident record book, first aid kit, fire alarm, gas and electricity safety certificates, fire extinguisher maintenance certificate, signs with reference to a street ban on bottles/glasses, workplace and fire risk assessment, are all in place.

Fire alarm/emergency lighting audits are carried out.

Plastic glasses are available for use in beer garden.

d) The prevention of public nuisance

Staff vigilance at closing times. All music levels to be reduced from midnight to a lower level and slower tempo.

Windows to be closed as required to reduce noise levels.

Exit notices with reference to noise levels upon leaving the premises, are in place.

Music zoned from behind the bar to control levels.

back doors to be kept closed and checked reguarily when music is on.

e) The protection of children from harm

Display prominent signage regarding supervision of children at all times. Soft drinks and snacks available at all times.

All recognised proof of age cards accepted eg passport, portman group, photo driving licence. House rules regarding children ie supervision and times permitted on premises to be responsibility of DPS and will be displayed at entrance.

Part B3 - Premises Supervisor

	name of proposed designated premises supervisor am stringfellow	
<u> </u>	7	
	ess of proposed designated premises supervisor	- -
QUE		÷ Å
	HAPEL STREET RLEY	
PR7		
Pers	onal licence number of proposed designated premises supervisor, if any, and	
issui	ing authority of the personal licence, if applicable	
APPL	LIED FOR	
	Please tick	Yes
•	I enclose the consent form completed by the proposed premises supervisor	
	I will give a copy of Part B3 of this application to the chief officer of police (section 37 of the Licensing Act 2003)	\boxtimes
	I have sent copies of this application to vary (except Part B3) to responsible authorities and others where applicable (section 34 of the Licensing Act 2003)	
	I understand that I must now advertise my application to vary (section 34 of the Licensing Act 2003)	\boxtimes
•	I understand that if I do not comply with the above requirements my application will	\boxtimes

Part B4 – Signatures (please read guidance note 16)

be rejected

Signature of applicant (the proposed current premises licence holder) or applicant's solicitor or other duly authorised agent. (See guidance note 17) If signing on behalf of the applicant please state in what capacity.

Signature	PP (SIS)	
Date	31/07/05	

Capacity	EURRENT HOLDER OF A JUSTICES' LICENCE DE 201-

Where the premises licence is jointly held signature of 2nd applicant (the proposed current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note18) If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 19)
INNCOURT
65 MAPPLEWELL CRESCENT
WARRINGTON

TEL:- 01925 724932

Post town WARRINGTON

Post code WA5 1UU

Notes for Guidance

PART A

- Describe the premises. For example the type of premises, its general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you provide a place for consumption of these off-supplies you must include a description of where the place is and its proximity to the premises.
- 2. Where the conditions to which your existing licence(s) is granted do not relate solely to any one of the four licensing objectives, please describe such conditions in the general box.
- 3. The law requires you to send a mandatory copy of this application to the chief officer of police for that area at the same time as sending to the relevant licensing authority.
- 4. The application form must be signed.
- 5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 6. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
- 7. This is the address we shall use to correspond with you about this application.

PART B

This application cannot be used to vary the licence to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act.

- 8. Please give timings in 24 hour clock and only give details for days of the week when you intend the premises to be used for the activity.
- 9. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
- 10. Please 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.
- 11. For example (but not exclusively), where the activity will occur on additional days during the summer.
- 12. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- 13. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
- 14. Please give information about anything to occur at the premises or ancilliary to the use of the premises which may give rise to concern in respect of children, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gambling machines.
- 15. Please list here steps you will take to promote all four licensing objectives together.
- 16. The application form must be signed.
- 17. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 18. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
- 19. This is the address which we shall use to correspond with you about this application.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE ORIGINAL JUSTICES LICENCE CURRENTLY IN MY POSSESSION.

Dated this 1st day of August, 2005.

Designated Officer

Justices'Licence Intoxicating Liquor

Licence No. 27

COUNTY OF LANCASHIRE PETTY SESSIONAL DIVISION OF CHORLEY

LICENSING ACT 1964

At the Licensing Session held at the Court House, St Thomas's Road, Chorley, on The 6th day of July, 2005 for the Division of Chorley in the County of Lancashire.

The Licensing Justices for the said Licensing district hereby grant To Graham Stringfellow Of 52 Chapel Street, Chorley

(hereinafter called the licensee this Justices' Licence authorising him to sell by retail at the premises known as The Queens Hotel, Of 52 Chapel Street, Chorley

intoxicating liquor of all descriptions for consumption (either ON or) OFF the premises.

The owner(s) of the premises in respect of which this licence is granted Are Punch Pub Co,
Of Lincoln House, Wellington Crescent, Fradley Park, Lichfield

This licence (is granted subject to the conditions endorsed hereon and) shall be in force from the date hereof until the fourth day of April, year 2007.

Given under the official stamp of the Licensing Justices which is hereto affixed under their authority by me.

Clerk to the Licensing Justices

CONDITIONS subject to which the within-mentioned licence is granted:-

PROTECTION ORDERS

Before the Magistrates' Court for the Division above mentioned sitting at the Court House, St Thomas's Road, Chorley, on the day of year

The said Court, being satisfied that

of

and

of

are/is a person(s) to whom the Licensing Justices could grant a transfer of the within written licence, hereby grant to him/her/them the same authority as that conferred by the said licence upon the holder(s) thereof until the conclusion of the second licensing session begun after the date hereof unless such licence shall be sooner transferred or removed.

Given under the official stamp of the Court, which is hereby verified by me

Clerk to the Justices

Before the Magistrates' Court for the Division above mentioned sitting at the Court House, St Thomas's Road, Chorley, on the day of year

The said Court, being satisfied that

of

and

of

are/is a person(s) to whom the Licensing Justices could grant a transfer of the within written licence, hereby grant to him/her/them the same authority as that conferred by the said licence upon the holder(s) thereof until the conclusion of the second licensing session begun after the date hereof unless such licence shall be sooner transferred or removed.

Given under the official stamp of the Court, which is hereby verified by me

Clerk to the Justices

Before the Magistrates' Court for the Division above mentioned sitting at the Court House, St Thomas's Road, Chorley, on the day of year

The said Court, being satisfied that

of

and

of

are/is a person(s) to whom the Licensing Justices could grant a transfer of the within written licence, hereby grant to him/her/them the same authority as that conferred by the said licence upon the holder(s) thereof until the conclusion of the second licensing session begun after the date hereof unless such licence shall be sooner transferred or removed.

Given under the official stamp of the Court, which is hereby verified by me

Clerk to the Justices

TRANSFERS

of the within-mentioned Justices'Licence

At the Licensing Session held at the Court House, St Thomas's Square, Chorley, on the day of year , for the Division of Chorley, in the County of Lancashire.

The Licensing Justices for the said Division grant to

of

and

of

(hereinafter called the licensee(s)) a justices' licence by way of transfer of the licence within contained in substitution for the last mentioned licensee(s), and the licence so granted shall have effect from this day until the fourth day of April, year Given under the official stamp of the Licensing Justices, which is hereto affixed under their authority by me.

Clerk to the Licensing Justices

At the Licensing Session held at the Court House, St Thomas's Road, Chorley on the day of year , for the Division of Chorley, in the County of Lancashire.

The Licensing Justices for the said Division grant to

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Clerk to the Licensing Justices

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The Licensing Justices for the said Division grant to

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and

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Clerk to the Licensing Justices

Agenda Page 53

Agenda Item 2

Of the within-mentioned Justices' Licence.

At the General	Annual L	Licensing Meeting holden at the Court House, St. Thomas's Square, Chorley on the
Day of	200	for the Division of Chorley, in the County of Lancashire.

The Licensing Justices for the said Division hereby grant justices' licence by way of renewal of the licence within contained, and the licence so granted shall be in force until the fourth day of April 200

Given under the official stamp of the Licensing Justices, which is hereto affixed under their authority by me,

Clerk to the Licensing Justices

At the General Annual Licensing Meeting holden at the Court House, St. Thomas's Square, Chorley on the for the Division of Chorley, in the County of Lancashire.

The Licensing Justices for the said Division hereby grant justices' license by way of renewal of the license within contained, and the license so granted shall be in force until the fourth day of April 20

Given under the official stamp of the Licensing Justices, which is hereto affixed under their authority by me,

Clerk to the Licensing Justices

At the General Annual Licensing Meeting holden at the Court House, St. Thomas's Square, Chorley on the for the Division of Chorley, in the County of Lancashire.

The Licensing Justices for the said Division hereby grant justices' license by way of renewal of the license within contained, and the license so granted shall be in force until the fourth day of April 20

Given under the official stamp of the Licensing Justices, which is hereto affixed under their authority by me,

Clerk to the Licensing Justices

At the General Annual Licensing Meeting holden at the Court House, St. Thomas's Square, Chorley on the for the Division of Chorley, in the County of Lancashire.

The Licensing Justices for the said Division hereby grant justices' license by way of renewal of the license within contained, and the license so granted shall be in force until the fourth day of April 20

Given under the official stamp of the Licensing Justices, which is hereto affixed under their authority by me,

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The Licensing Justices for the said Division hereby grant justices' license by way of renewal of the license within contained, and the license so granted shall be in force until the fourth day of April 20

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Given under the official stamp of the Licensing Justices, which is hereto affixed under their authority by me,

Clerk to the Licensing Justices

Form	Ωf	consent	aivon	hiv	tho	norcon	who	holds	tho	ovicting	liconco
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I/We, GRAHAM STRINGFELLOW/

[insert full name(s) of existing licence holder(s)]

being the holder of an existing licence/existing licences

JUSTICES ON LICENCE

DATED: ? 6/7/05

MAGISTRATES: CHORLEY MAGISTRATES COURT

[insert name of licence(s), the date of grant of the licence(s) and by whom the grant(s) was/were made]

hereby consent(s) to the application by

DYNAMIC PUB CO LTD

[insert full name or names of applicant]

under paragraph 2 of Schedule 8 to the Licensing Act 2003 for the grant of a new licence under paragraph 4 of that Schedule to succeed the said existing licence(s) held by me in respect of

THE QUEENS
52 CHAPEL STREET
CHORLEY
LANCASHIRE
PR7

[insert name and address of premises]

Signed

Dated 27 0 7 05

Form of consent given by the person whom the applicant wishes to be the premises supervisor

I, GRAHAM STRINGFELLOW

[insert first names and sumame of prospective premises supervisor]
hereby consents to being named as the premises supervisor in a new licence
granted under paragraph 4 of Schedule 8 to the Licensing Act 2003 to

DYNAMIC PUB CO LTD

[insert full name of applicant]

in respect of the application to convert an existing justices' licence held by the applicant / where the holder of the licence has consented to the application being made by the applicant

[delete as applicable]

for

THE QUEENS 52 CHAPEL STREET CHORLEY LANCASHIRE PR7

[insert name and address of existing licensed premises] if that application is successful.

	\		
		-	-
Signed			

Dated 27/07/05

NOTICE IS HEREBY GIVEN THAT WE

DYNAMIC PUB COMPANY

Have applied to CHORLEY BOROUGH COUNCIL to vary a premises license for

THE QUEENS 52 CHAPEL STREET CHORLEY LANCASHIRE PR7

The proposed variations include: -

- 1) To permit the sale of alcohol Monday to Saturday 10.00hrs to 01.00hrs Sunday 10.00hrs to 00.00hrs.
- 2) To permit regulated entertainment (as specified in the application).
- 3) To permit the provision of late night refreshment after 23.00hrs.
- 4) To extend current licensed area to include outside areas.

Full details of the application and the variations sought can be inspected at the address below or at:

www.chorley.gov.uk

Any representations to the application should be in writing and lodged with the Licensing Dept:

CHORLEY BOROUGH COUNCIL TOWN HALL CHORLEY LANCASHIRE PR7 1DP

At any time up to 30 August 2005.

It is an offence for anyone knowingly or recklessly to make a false statement in connection with a license application and the maximum fine on summary conviction is £5000.

AGENT: INNCOURT 01925 724932

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE ORIGINAL JUSTICES LICENCE CURRENTLY IN MY POSSESSION.

Dated this 1st day of August, 2005.

Designated Officer

Justices'Licence Intoxicating Liquor

Licence No. 27

COUNTY OF LANCASHIRE PETTY SESSIONAL DIVISION OF CHORLEY

LICENSING ACT 1964

At the Licensing Session held at the Court House, St Thomas's Road, Chorley, on The 6th day of July, 2005 for the Division of Chorley in the County of Lancashire.

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(hereinafter called the licensee this Justices' Licence authorising him to sell by retail at the premises known as The Queens Hotel,
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intoxicating liquor of all descriptions for consumption (either ON or) OFF the premises.

The owner(s) of the premises in respect of which this licence is granted Are Punch Pub Co,
Of Lincoln House, Wellington Crescent, Fradley Park, Lichfield

This licence (is granted subject to the conditions endorsed hereon and) shall be in force from the date hereof until the fourth day of April, year 2007.

Given under the official stamp of the Licensing Justices which is hereto affixed under their authority by me.

Clerk to the Licensing Justices

CONDITIONS subject to which the within-mentioned licence is granted:-

Introduint

Mappiewell Crescent

We mission

Was a 181

InnCourt

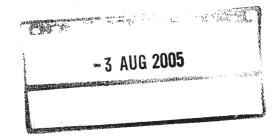
Licensing Consultants

65 Mapplewell Crescent Great Sankey Warrington Cheshire, WA5 1UU

> Tel: 01925 724932 Fax: 01925 728533

SJG/0311 July 31, 2005

CHORLEY BOROUGH COUNCIL TOWN HALL CHORLEY LANCASHIRE PR7 1DP



Dear Sir

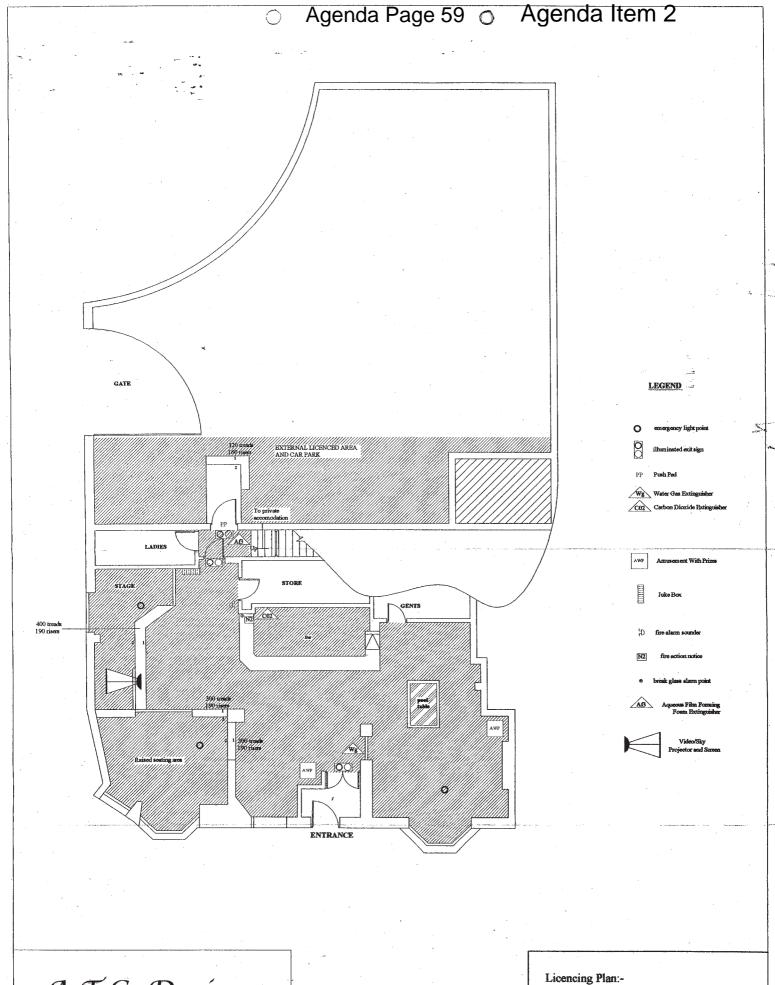
RE: PREMISES LICENCE APPLICATION

Please find attached the application form for a premises licence conversion with variation in the name of **THE QUEENS 52 CHAPEL STREET CHORLEY LANCASHIRE PR7** together with all relevant documentation, as per the Local Authority Licensing Policy.

Yours faithfully

For INNCOURT

Cc. Fire and Rescue Service
Environmental Services Unit (Environmental Concerns).
Trading Standards (Licensing Act 2003).
Environmental Services Unit (Health & Safety at Work Act).
Social Services Directorate (Quality and Review Manager).
Planning Services Unit.



A.T.G. Design Services

The Queens, 52 CHapel Street,
Chorley PR7 1BS

These plans are the copyright of ATG Design Services and should not be Plan Number Date

Plan Number The Queens/01/05 Date Scale
June 05 1:100 @ A3

