

Chief Executive's Office

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Date: 10 October 2005

Chorley
Borough Council

Town Hall
Market Street
Chorley
Lancashire
PR7 1DP

Chief Executive:
Jeffrey W Davies MA LLM

Dear Councillor

A meeting of the Statutory Licensing Sub-Committee A is to be held in the Council Chamber, Town Hall, Chorley on Tuesday, 18th 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. **Licensing Act 2003 9Premises and Club premises Certificate) Regulations 2003 - Application to vary premises license in respect of St Josephs Parish Centre, Harpers Lane, Chorley (Pages 1 - 40)**

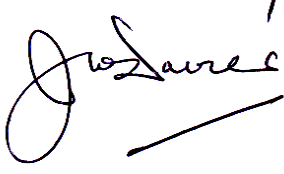
Report of Director of Legal Services (enclosed)

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 A (Councillor R Snape (Chair), Councillors M Lees and Mrs Walsh) for attendance.
2. Agenda and reports to Councillor Bedford (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

ان معلومات کا ترجمہ آپ کی اپنی زبان میں بھی کیا جاسکتا ہے۔ یہ خدمت استعمال کرنے کیلئے براہ مہربانی اس نمبر پر ٹیلیفون

01257 515823

کیجئے:

CHORLEY BOROUGH COUNCIL**LICENSING ACT 2003****SUB-COMMITTEE****GENERAL PROCEDURE POINTS FOR HEARINGS****INTRODUCTION**

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

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

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

HEARING PROCEDURE

PREMISES/CLUB PREMISES LICENCE APPLICATIONS

1. CHAIR OF SUB-COMMITTEE:

- opens meeting
- introduces Members and Officers
- confirms details of all parties in attendance
- outlines procedure to be followed

2. 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	18 October 2005

APPLICATION TO VARY PREMISES LICENCE IN RESPECT OF ST JOSEPHS PARISH CENTRE, HARPERS LANE, CHORLEY

PURPOSE OF REPORT

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

CORPORATE PRIORITIES

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

RISK ISSUES

- 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	

- 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 licensable activities are as follows:

supply of alcohol by retail (on and off the premises)

Monday – Saturday	11.00 – 23.00
Sunday and Good Friday	12.00 – 22.30
Christmas Day	12.00 – 15.00 and 1900 – 22.30
New Years Eve	No regulations - deregulated

Recorded music is also converted

Continued....



Current conditions are those embedded conditions under the Licensing Act 1964 and the following conditions:

Sale of intoxicating liquor

1. No intoxicating liquor shall be sold or supplied on the premises otherwise than to:
 - a) A member of the said club who has been a member for at least two days or whose nomination or application for membership was made at least two days before his/her admission or a bona fide guest of such a member admitted to the club under the rules of the said club.
 - b) Persons attending bona fide pre-booked functions, events, conferences being held at the premises. A diary of such events to be kept at the premises for inspection by the Police, Licensing Officer or Magistrates.
 - c) Members or supporters of visiting organisations, attending the premises in connection with an organised established competition or contest.
 - d) Persons attending the church events/occasions being held at the premises.
2. There shall be no off sales from the premises except to a member in person
3. There shall be rules of the club for the election of members, and a copy of such rules and any other rules shall be deposited with the clerk to the licensing justices and the chief officer of the police. Notice of any alteration in any of the rules shall be given to the clerk to the justices and the chief officer of the police within twenty-eight days.
4. A list of names and addresses of all members of the said club shall be kept on the premises and produced on demand for inspection by a constable in uniform.
5. No application shall be made under the authority of the licence for the grant of an occasional licence.

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.

6. Regulated Entertainment

i) Plays - Indoors(A)

11.00 - 00.00 Monday – Thursday
 11.00 - 01.00 Friday – Saturday
 11.00 - 00.00 Sunday

Function room occasionally used for performance of plays, pantomimes, nativity shows etc. in front of an audience. Possibility of hiring room to theatre groups etc.

ii) Live Music – Indoors (E)

11.00 - 00.00 Monday – Thursday
 11.00 - 01.00 Friday – Saturday
 11.00 - 00.00 Sunday

Live entertainers will be engaged to perform live music in the premises live bands etc.

iii) Recorded Music – Indoors (F)

11.00 - 00.00 Monday – Thursday
 11.00 - 01.00 Friday – Saturday
 11.00 - 00.00 Sunday

The playing of recorded music will take place on the premises in the form of discos at family functions etc.

iv) Performance of Dance – Indoors (G)

11.00 - 00.00 Monday – Thursday
 11.00 - 01.00 Friday – Saturday
 11.00 - 00.00 Sunday

v) Provision of facilities for making music – Indoors (I)

11.00 - 00.00 Monday – Thursday
 11.00 - 01.00 Friday – Saturday
 11.00 - 00.00 Sunday

Karaoke

Karaoke will be by means of amplified equipment.

vi) Provision of facilities for dancing – Indoors (J)

11.00 - 00.00 Monday – Thursday
 11.00 - 01.00 Friday – Saturday
 11.00 - 00.00 Sunday

Dance floor provided in function room to enable dancing on the premises

7. Late Night Refreshment – Indoors (L)

23.00 - 00.00 Monday – Thursday
 23.00 - 01.00 Friday – Saturday
 23.00 - 00.00 Sunday

Occasionally functions are accompanied by buffet or hot pot supper which may take place after 23.00

8. Supply of Alcohol – Both on and off the premises (M)

11.00 - 00.00 Monday - Thursday
 11.00 - 01.00 Friday - Saturday
 11.00 - 00.00 Sunday

Non Standard timings

New Years Eve de-regulated and facility may be provided beyond hours stated.

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

Prevention of crime and disorder

The premises will adopt a proof of age policy

All private bookings for use of facilities will be risk assessed by the designated premises supervisor to ensure all necessary steps are taken to prevent nuisance, crime and disorder.

The constitution provides for disciplinary action to be taken against any member/guest breaching the rules of the centre.

Public Safety

Fire Procedures will be practised on a regular basis in accordance with company health and safety policy.

Occupancy limited to 300 persons or such other as agreed by the Fire Safety officer and notified to all other responsible authorities in writing.

Gas, electrical and fire safety certificates will be issued periodically and made available for inspection on reasonable notice.

Upholstery, curtains, carpets and other decoration will be treated with a fire retardant and a written record of such treatment kept.

Prevention of public nuisance

Customers will be requested not to take alcohol in open vessels.

Notices will be prominently displayed requesting persons to leave to do so quietly

During regulated entertainment, the person in charge will conduct regular assessments of the noise emanating from the premises and take appropriate steps to minimise any noise nuisance

During regulated entertainment all doors and windows to be kept closed after 21.00 except for access, egress or in emergency

The protection of children from harm

Children will be permitted on the premises as approved in the constitution.

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

The premises have the benefit of a registration under part III of the Gaming Act 1968 allowing provision of jackpot gaming machines on premises

11. Conditions/ Restrictions to be removed on variation.

1. Removal of condition 3 re amendments to rules and clerk to the justices.
2. Removal of condition 5 re occasional licences
3. Removal of any embedded restrictions on children under 14 being present in a 'bar'

12. Relevant Representations – Responsible Authorities
None received.

13. Relevant Representations – Interested Parties.

There are two relevant representation received to the application to vary from interested parties who resides close to the premises. The objection is relevant to the following licensing objectives – Public Safety

Prevention of public Nuisance

A copy of the representation in full is attached to this report in Appendix 2.

14. 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 had 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.

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.
- 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
 - 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
- 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 guidance.

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.

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

PUBLIC SAFETY

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.

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.

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.

Paragraph 14.4 The Act requires a plan of the premises to be supplied with operating schedules showing prescribed information.

The Licensing Authority will take notice of a health and safety risk assessment submitted with an operating schedule.

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.

Paragraph 14.6 The Licensing Authority may inspect premises where it considers it appropriate on public safety grounds.

Paragraph 14.7 On receipt of relevant representations the Licensing Authority may, where it considers it necessary and/or appropriate, impose conditions to secure the public safety objective 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.

15. 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

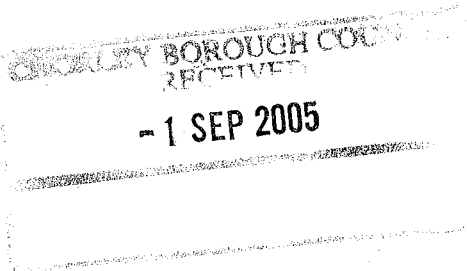
16. Application form and relevant representation.

ROSEMARY LYON
DIRECTOR OF LEGAL SERVICES

There are no background papers to this report.

Report Author	Ext	Date	Doc ID
H Bee	5665	6th October 2005	LEGREP/90618AJSA

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133, Harpers Lane
Chorley,
Lancs..
PR6 0JE

August 21st 2005

**Chorley Borough Council
Licensing Authority
Town hall
Chorley**

Dear Sir,

With reference to the application by the Archdiocesan Parish Centre Management Co.Ltd. to extend the current hours for licensing of music and alcohol at St. Joseph's Parish Centre, Harpers Lane, Chorley; we would like to lodge our objections.

- 1. The Parish Centre is in the middle of a densely populated residential area where people need their sleep in order to function properly at work.**
- 2. The Centre is not sound proofed (particularly with regard to low frequency noise) and disco music can regularly be heard until late at night by the local residents.**
- 3. The Centre does not appear to have adequate air conditioning as the emergency exits are frequently opened in hot weather causing the noise from discos to be even more of a nuisance.**
- 4. The proposals will make traffic noise more prevalent late at night.**
- 5. At the moment when discos should finish at midnight on Saturdays, music can frequently be heard later. (August 13th 12.20) If the license was until 1am then this would continue up to 1.20!**
- 6. The proposals may increase the late night usage of the centre and consequently traffic noise, from taxis and cars will increase.**
- 7. The car park is floodlit at night and youths use it to play football. There have been instances of this as late as 11-30pm. If the lights were left on even later, this could attract them even more and lead to more noise nuisance.**

We trust that these points will be taken into consideration when considering the new proposals.

**Yours faithfully
A + T Simm**

*A. Simm
J. Simm.*

2, Elm Grove,
Chorley,
Lancs..
PR6 0JE

August 21st 2005

Chorley Borough Council
Licensing Authority
Town hall
Chorley

25 AUG 2005

Dear Sir,

With reference to the application by the Archdiocesan Parish Centre Management Co. Ltd. to extend the current hours for licensing of music and alcohol at St. Joseph's Parish Centre, Harpers Lane, Chorley; we would like to lodge our objections.

1. The Parish Centre is in the middle of a densely populated residential area where people need their sleep in order to function properly at work.
2. The Centre is not sound proofed (particularly with regard to low frequency noise) and disco music can regularly be heard until late at night by the local residents.
3. The Centre does not appear to have adequate air conditioning as the emergency exits are frequently opened in hot weather causing the noise from discos to be even more of a nuisance.
4. The proposals will make traffic noise more prevalent late at night.
5. At the moment when discos should finish at midnight on Saturdays, music can frequently be heard later. (August 13th 12.20) If the license was until 1am then this would continue up to 1.20!
6. The proposals may increase the late night usage of the centre and consequently traffic noise, from taxis and cars will increase. This traffic will pass just 10 metres from our bedroom window.
7. At the moment when the noise has been so bad that we have been unable to hear our own TV (despite having double glazing) we have had to ring the club to ask them to turn down the music. The present management team understand the nuisance value to their neighbours of the loud music and have responded favourably to requests to turn down the volume but the music can still be heard and there can be no guarantee that future management teams will be as responsive.
8. The car park is floodlit at night and youths use it to play football. There have been instances of this as late as 11-30pm. If the lights were left on even later, this could attract them even more and lead to more noise nuisance.

We trust that these points will be taken into consideration when considering the new proposals.

Yours faithfully
M+ J Wright

Stamp: RECEIVED
Licensing Authority
Chorley
25 AUG 2005

Lancashire
Fire & Rescue Service

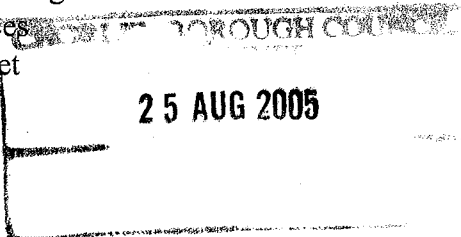


Chorley Fire Station
Weldbank Lane
Chorley
PR7 3NQ

Tel No - 01257 262919
Fax No - 01257 234363

Ms Kathryn Owen
Chorley Borough Council
Civic Offices
Union Street
Chorley

Please ask for: A D Clements
Extension: 31
Your Ref:
Our Ref: AC/DS
Date: 22 August 2005
Form Ref: 1K78 (01/03)



Dear Ms Owen

APPLICATION FOR A LICENCE

Legislation: LICENSING ACT 2003
Name of Applicant: ST JOSEPH'S PARISH CENTRE
Address of Premises: St Joseph's Parish Centre, Bolton Road, Anderton

I have inspected St Joseph's Parish Centre, Bolton Road, Anderton .

I have no observations regarding the issue of a licence.

If you would like to discuss this, or any other matter of fire safety, please call me on 01257 262919.

Yours sincerely

[Handwritten Signature] 144

for Chief Fire Officer

c.c. Mr P Hopkinson, St Joseph's Parish Centre, Bolton Road, Anderton.
Lancashire Constabulary, Chorley.
File



Awarded for excellence



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

2nd August 2005

24th Aug

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



Dear Sir

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

Premises ST. JOSEPHS PARISH CENTRE, HARPERS LANE, CHORLEY

There are no police representations to be made in respect of this application:-

Yours faithfully

Police Constable 290

(Licensing)

LICENSING CONSULTANCY SERVICES

5 Pine Grove
Ormskirk
Lancashire
L39 2YS

Tel: 07801 356700
Fax: 01695 575557

The Licensing Manager
Licensing Unit
Chorley Borough Council
Town Hall
Chorley
Lancashire
PR7 1DP

- 3 AUG 2005

Dear Sir/Madam

**RE: LICENSING ACT 2003 –
ST JOSEPH'S PARISH CENTRE, HARPERS LANE, CHORLEY**

Please find attached application for the **CONVERSION AND VARIATION** of a justices licence to a premises licence in respect of the above licensed premises.

Kindly acknowledge receipt.

Yours faithfully

G. Sumner ABII

Licensing Consultant

Member



2005

e-mail: lcs@sumner168.freeserve.co.uk

Please read the following instructions first

Before completing this form please read the guidance notes. 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, (putting the name of the premises to which the application refers and the question you are answering). You may wish to keep a copy of the completed form for your records.

005
- 3 AUG 2005

(Part A) Application for an existing licence to be converted to a premises licence under the Licensing Act 2003

I / We [ARCHDIOCESAN PARISH CENTRES MANAGEMENT COMPANY LTD] apply to
Insert name of applicant(s)

convert an existing licence to a premises licence under Schedule 8 to the Licensing Act 2003 for the premises described in Part A1 below: -

Part A1 – Premises Details

Postal address of premises or, if none, Ordnance survey map reference or description:			
ST JOSEPH'S PARISH CENTRE			
HARPERS LANE			
Post town	CHORLEY	Postcode	PR6 0HRD

Telephone number of premises (if any)

01257 275137

Non-domestic rateable value of premises

£ 0

Part A2 - Applicant Details

Please state the capacity in which you are applying to convert your existing licence

Please tick ✓

- a) An individual or individuals please complete section (A)
- b) a person other than an individual:
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)

- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

(A) Individual Applicants (fill in as applicable)

Mr Mrs Miss Ms Other title (e.g. Rev)

Surname

First name(s)

Please tick ✓ Yes

I am 18 years old or over

Current postal address if different from premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

Second Individual Applicant (if applicable)

Mr Mrs Miss Ms Other title (e.g. Rev)

Surname

First name(s)

Please tick ✓ Yes

I am 18 years old or over

Current postal address if different from premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

(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	ARCHDIOCESAN PARISH CENTRES MANAGEMENT COMPANY LTD	
Address	ARCHDIOCESE OF LIVERPOOL CENTRE FOR EVANGELISATION CROXTETH DRIVE SEFTON PARK LIVERPOOL L17 1AA	
Registered number (where applicable)	03422332	
Description of applicant (for example, partnership, company, unincorporated association etc.)	LIMITED COMPANY	
Telephone number (if any)	0151 522 1035	FAX 0151 522 1021
E-mail address (optional)		

Part A3 - Operating Schedule

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

General description of premises (please read guidance note 1)

PARISH CENTRE AND MEMBERS CLUB COMPRISING GROUND FLOOR MAIN HALL WITH STAGE AND KITCHEN, LOUNGE, BAR AND MEETING ROOM

What existing licensable activities are authorised by your existing licence(s)?

Please tick ✓ Yes

Provision of regulated entertainment

- a) plays
- b) films
- c) indoor sporting events
- d) boxing or wrestling entertainment
- e) live music
- f) recorded music
- g) performances of dance
- h) anything of a similar description to that falling within (e), (f) or (g)

Provision of entertainment facilities for:

- i) making music
- j) dancing
- k) entertainment of a similar description to that falling within (i) or (j)

Provision of late night refreshment

Sale by retail of alcohol:-

- a) for consumption on the premises
- b) for consumption off the premises

Please state who you wish to be specified to be the premises supervisor under the new licence

Name DIANE ALEXANDRA COOKSON

Address 13 THREE NOOKS, CLAYTON BROOK, PR5 8EJ

Personal Licence number, if known _____

State any limitations on the hours during which you are permitted by your licence(s) or any additional authorities to conduct licensable activities, including the sale of alcohol.

HOURS RESTRICTED AS FOLLOWS:-
 SALE OF ALCOHOL BY RETAIL RESTRICTED BY LICENSING ACT 1964 PERMITTED HOURS
 MONDAY TO SATURDAY 11:00 TO 23:00
 SUNDAY AND GOOD FRIDAY 12:00 TO 22:30
 CHRISTMAS DAY 12:00 TO 15:00 AND 19:00 TO 22:30
 NEW YEARS EVE NO RESTRICTIONS - DEREGULATED.

REGULATED ENTERTAINMENT AS PRIVATE MEMBERS CLUB OR PRIVATE HIRE
 AS ABOVE HOURS

Describe the conditions subject to which your existing licence(s) has/have been granted (please read guidance note 2):

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

SEE COPY OF LICENCE

b) The prevention of crime and disorder

c) Public safety

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

I / We [insert name of applicant(s) ARCHDIOCESAN PARISH CENTRES MANAGEMENT COMPANY LTD]

being the proposed premises licence holder(s) of an existing licence to be converted under the terms of Schedule 8 to the Licensing Act 2003 apply to vary it under section 34/section 37* of the Licensing Act 2003 (*delete as applicable) for the premises described in Part A above.

Part B1 - Variation

Please tick ✓ Yes

Do you want the proposed variation to have effect from the second appointed day?

If not what date do you want the variation to take effect from

Day		Month		Year			

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend: -

Please describe briefly the nature of the proposed variation. (Please read guidance note 8)

- 1) VARIATION TO ALLOW RETAIL SALE OF ALCOHOL BETWEEN 11:00 AND 00:00 SUNDAY TO THURSDAY AND 11:00 TO 01:00 FRIDAY AND SATURDAY
- 2) VARIATION TO ALLOW REGULATED ENTERTAINMENT BETWEEN 11:00 AND 00:00 SUNDAY TO THURSDAY AND 11:00 TO 01:00 FRIDAY AND SATURDAY
- 3) VARIATION TO ALLOW LATE NIGHT REFRESHMENT BETWEEN 23:00 AND 00:00 SUNDAY TO THURSDAY AND 23:00 TO 01:00 FRIDAY AND SATURDAY

Part B2 - Operating Schedule

Please complete those parts of the operating schedule, which would be subject to change if this application to vary were successful.

What licensable activities do you now intend to conduct on the premises and/or at what varied times do you intend to conduct them?

(Please see section 1 of the Licensing Act 2003 and Schedule 1 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick ✓ Yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)

- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H)

Provision of entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M) - Please also complete Part B3 on this form

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick [✓] (please read guidance note 9)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11:00	00:00	Please give further details here (please read guidance note 10) FUNCTION ROOM OCCASIONALLY USED FOR PERFORMANCE OF PLAYS, PANTOMINES, NATIVITY SHOWS ETC IN FRONT OF AN AUDIENCE. POSSIBILITY OF HIRING ROOM TO THEATRE GROUPS ETC. State any seasonal variations for performing plays (please read guidance note 11)	Both	<input type="checkbox"/>
Tue	11:00	00:00			
Wed	11:00	00:00			
Thur	11:00	00:00			
Fri	11:00	01:00			
Sat	11:00	01:00			
Sun	11:00	00:00			

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick [✓] (please read guidance note 9)	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			Please give further details here (please read guidance note 10)		
Tue			State any seasonal variations for the exhibition of films (please read guidance note 11)		
Wed			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 12)		
Thur					
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 10)		
Day	Start	Finish			
			State any seasonal variations for indoor sporting events (please read guidance note 11)		
Tue					
			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)		
Wed					
Thur					
Fri					
Sat					
Sun					

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick [✓] (please read guidance note 9)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 10)	Both		
Tue						
Wed				State any seasonal variations for boxing or wrestling entertainment (please read guidance note 11)		
Thur						
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)			
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick [✓] (please read guidance note 9)	Indoors	✓
Day	Start	Finish		Outdoors	
Mon	11:00	00:00	Please give further details here (please read guidance note 10) LIVE ENTERTAINERS WILL BE ENGAGED TO PERFORM LIVE MUSIC IN THE PREMISES, LIVE BANDS ETC	Both	
Tue	11:00	00:00	State any seasonal variations for the performance of live music (please read guidance note 11)		
Wed	11:00	00:00			
Thur	11:00	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)		
Fri	11:00	01:00			
Sat	11:00	01:00			
Sun	11:00	00:00			

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick [✓] (please read guidance note 9)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	11:00	00:00	Please give further details here (please read guidance note 10) THE PLAYING OF RECORDED MUSIC WILL TAKE PLACE ON THE PREMISES IN THE FORM OF DISCOS AT FAMILY FUNCTIONS ETC ETC		
Tue	11:00	00:00			
Wed	11:00	00:00	State any seasonal variations for playing recorded music (please read guidance note 11)		
Thur	11:00	00:00			
Fri	11:00	01:00	Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sat	11:00	01:00			
Sun	11:00	00:00			

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick [✓] (please read guidance note 9)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	11:00	00:00	Please give further details here (please read guidance note 10)		
Tue	11:00	00:00			
Wed	11:00	00:00	State any seasonal variations for the performance of dance (please read guidance note 11)		
Thur	11:00	00:00			
Fri	11:00	01:00	Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sat	11:00	01:00			
Sun	11:00	00:00			

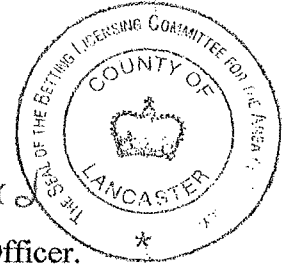
H

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 entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick [✓] (please read guidance note 9)	Indoors	
Mon				Outdoors	
				Both	
Tue			Please give further details here (please read guidance note 10)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 11)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sun					

I

Provision of facilities for making music Standard days and timings (please read guidance note 8)			Please give a description of the facilities for making music you will be providing KARAOKE		
Day	Start	Finish	Will the facilities for making music be indoors or outdoors or both – please tick [✓] (please read guidance note 9)	Indoors	<input checked="" type="checkbox"/>
Mon	11:00	00:00		Outdoors	
				Both	
Tue	11:00	00:00	Please give further details here (please read guidance note 10)		
Wed	11:00	00:00	KARAOKE WILL BE BY MEANS OF AMPLIFIED EQUIPMENT		
Thur	11:00	00:00	State any seasonal variations for the provision of facilities for making music (please read guidance note 11)		
Fri	11:00	01:00			
Sat	11:00	01:00	Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sun	11:00	00:00			

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



J. Butterfield

Designated Officer.

Dated this 21st day of July 2005.

Justices' Licence
Intoxicating Liquor

Licence No.277

**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 5th day of January 2005 for the Division of Chorley in the County of Lancashire.

The Licensing Justices for the said Licensing district hereby grant

To George Davies & Diane Alexandra Cookson

of Hollycroft, Harpers Lane, Chorley

(hereinafter called the licensee this Justices' Licence authorising him to sell by retail at the premises known as St Josephs Parish Club

of Harpers Lane, 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 The Trustees of the Roman Catholic Archdiocese of Liverpool

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.

[Signature]
Clerk to the Licensing Justices

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

1. No intoxicating liquor shall be sold or supplied on the premises otherwise than to:

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

Archdiocese of Liverpool
Proprietary Parish Centre
Forms of Consent

Schedule 2

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

I, Diane COOKSON

[insert first names and surname 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

Archdiocesan Parish Centres Management Company Limited

in respect to the application to convert an existing justices' licence held by the applicant for

ST JOSEPH'S PARISH CENTRE, CHORLEY

[insert above the name and address of the parish centre]

if that application is successful.

Signed Diane Cookson

Dated 2-3-05

Schedule 3

Form of Consent given by the person who holds the existing licence

I/we, DIANE COOKSON, ~~GEORGE DAVIES~~ GEORGE DAVIES

[inset full name(s) of existing licence holder(s)],

being the holder of an existing licence/existing licences,

JUSTICES ON LICENCE

5 JAN 2005, CHORLEY LICENSING COMMITTEE

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

hereby consent(s) to the application by ^{APCMC 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

ST JOSEPH'S PARISH CENTRE CHORLEY

[insert name of premises].

Signed Diane Cookson G. Davies

Date 2-3-05

CONSTITUTION AND RULES

1. **NAME**
The name of the Centre is as stated above (The Centre).
2. **OBJECTS**
The parish is "the Church placed in the neighbourhoods of humanity... a house of welcome to all and a place of service to all". The Centre is formed to foster this mission of the Church in the local community and to provide for the spiritual and cultural welfare of all people. It achieves this by providing the members with suitable facilities for meetings and social gatherings and spiritual, pastoral, educational and community development. All members are expected to recognise and respect the values and teachings of the Catholic Church which will be reflected in the character of The Centre's activities, its use and management.
3. **PREMISES**
A Justice's On Licence is held in respect of the duly designated part of the Centre at the address stated above. The Centre and all its assets are parochial property under the trusteeship of Liverpool Roman Catholic Archdiocesan Trust (The Trustees) registered charity no 252700 and the Parish Priest as their agent may at anytime and on any occasion deny the use thereof without assigning any reason.
4. **CONSTITUTION**
The Centre shall be a Proprietary Club of which the Trustees are the proprietor. The Trustees through the Parish Priest as their agent are solely responsible for providing The Centre's facilities, for all the expenses connected therewith, for the engagement, dismissal and payment of staff and for catering and all other matters which involve the expenditure of money. All monies arising from the activities of The Centre (other than the proceeds of gaming machines where The Centre is registered under the provisions of the Gaming Act 1968 Part 3 which shall be dealt with in accordance with Rule 15 of these Rules) shall after the deduction of legitimate costs, be applied by the Parish Priest for charitable purposes within the Parish.
5. **COMMITTEE**
5.1 The Parish Priest shall be the President of The Centre and shall administer The Centre through a committee of 4 members.
5.2 The appointment of a Manager/Licensee shall be by the Parish priest.
6. **DUTIES OF THE COMMITTEE**
6.1 The Committee shall meet as often as may be required by the Parish Priest.
6.2 The Committee shall undertake such administrative duties as may be required by the Parish Priest, including the admission of members, organising social occasions for members, fund raising and the promotion of objects tending to the benefit of members.
6.3 The Committee may appoint Sub-Committees for the performance of stated duties, and shall have the power to co-opt any member of The Centre to serve on such Sub-Committees.
6.4 The minutes of such Sub-Committees must be placed before the Committee for ratification.
7. **GENERAL MEETINGS**
7.1 A General Meeting of the members may be convened by the Parish Priest, after consulting the Committee, at any time by means of a notice being given to the members at least one week in advance, such notice to state the object of the meeting.
8. **MEMBERSHIP**
8.1 Full membership is open to all people over eighteen years of age and is subject to the approval of the Parish priest.
8.2 Junior Members may be admitted between the ages of 16 and 18 but may not be served with or consume intoxicating liquor.
8.3 All full members shall be eligible to vote at general meetings.
8.4 Fully paid-up members of those clubs participating in the Association of Church Clubs Limited may also be admitted to The Centre and may be supplied with intoxicating liquor.
8.5 The habitual use of the Parish Centre by non-members is strictly forbidden and the Manager/Licensee has authority to request any non-members to leave the premises. A member of The Centre is allowed to introduce a guest (maximum number of visits four per annum) but the member must inform the Manager/Licensee of the fact and must enter the name and address of the guest together with his/her own name in a book which shall be kept in the Parish Centre for that purpose.

9. **ELECTION OF MEMBERS**
9.1 Every candidate for membership of any kind shall:
i. be nominated by two members who shall vouch for his or her fitness for membership,
ii. pay the annual subscription as set by the committee.
iii. be approved by the committee, the licensee and the Parish Priest.
9.2 Any member who shall be of the opinion that any candidate for membership would not be a desirable member shall notify the Licensee, giving the grounds of his objection.
9.3 All those who have satisfied the conditions of 9.1 above shall be members of The Centre and entitled to all the privileges of membership, and shall be deemed to have agreed to be bound by these Rules and by all bye-laws made in accordance with these Rules.
10. **PENALTIES, EXCLUSION AND RESIGNATION OF MEMBERS**
10.1 The Parish Priest and the Licensee shall each have the power to expel any member who shall offend against the Rules of The Centre, or whose conduct shall in either of their opinions unfit him or her for membership of The Centre and their decision shall be final and have no right of appeal.
10.2 A member may resign their membership at any time by letter addressed to the Licensee. A member shall, notwithstanding his or her resignation, remain liable to pay all arrears of subscriptions due to the time of their resignation and shall not be entitled to have any subscriptions already paid refunded.
10.3 On change of address a member shall notify the Licensee in writing within 14 days.
11. **SUBSCRIPTIONS**
11.1 The financial year of The Centre shall commence on 1 January in each year and any subscriptions are due on that date.
12. **ARREARS OF SUBSCRIPTIONS**
12.1 Any member whose subscription is in arrears is automatically suspended from membership until the outstanding fee is paid up in full.
12.2 The subscription of any member who, through adverse circumstances, is unable to pay the same may be waived upon recommendation of the Committee.
12.3 On written notice being given to the Licensee, the Committee may recommend that the subscription of any member who, through sickness or residence out of town, is unable to enjoy the benefits of membership.
13. **OPENING HOURS**
13.1 The Parish Centre shall be open and closed at such hours as may from time to time be determined by the Parish Priest in consultation with the Committee.
13.2 The Parish Centre may be closed during Church Services and at any other times at the discretion of the Parish Priest.
14. **PERMITTED HOURS**
14.1 The permitted hours for the supply of intoxicating liquor in the Parish Centre shall be as may from time to time be determined by the Parish Priest in accordance with the provisions of the Licensing Act 1964 and as notified to the Clerk to the Licensing Justices. (To be reviewed)
14.2 The Manager/Licensee shall be in full charge of the bar and shall on reasonable grounds have the right to refuse to serve any persons.
15. **GAMING MACHINES**
When the Parish Centre becomes registered under the provisions of the Gaming Act 1968 Part III, the gaming machines installed on the premises shall be administered by the Committee. The profits of the gaming machines will form a fund to be known as "The Gaming Machine Fund" ("The Fund") and the following rules relating to such gaming machines shall apply.
15.1 The Fund shall be applied by the Committee for the benefit of the members of The Centre (including the subsidising of The Centre's entertainment facilities and improvement to the premises at the Parish Centre for the benefit of the members).
15.2 The monies or other investments at anytime representing the Fund shall be held in a separate bank account from all other monies relating to the Parish Centre.
15.3 The accounts for the Fund will be available for inspection by the Police on reasonable request.
15.4 The Committee will arrange the maintenance of the gaming machines and pay repairs if falls due and must draw on the Fund for this purpose.
15.5 The Committee will prepare regulations relating to the use of the gaming machines and the procedure for emptying the cash boxes and will ensure that the emptying of the gaming machines is either performed in the presence of two serving committee members or by an agent authorised by the committee who is subject to a full audit procedure.

- 15.6 The Parish Priest shall determine any dispute or difference, which may arise in regard to the interpretation of these Rules or the powers of the Committee or the proceedings of the Committee.
- 16. RIGHTS OF THE PARISH PRIEST**
- 16.1 As the agent of the Trustees, the Parish Priest shall be responsible for ensuring that the ethos, reputation and objectives of the Parish Centre are maintained at all times. He shall accordingly have the right to veto any activities or proceedings of The Centre which he considers may in any way be detrimental to these purposes and may exclude from the Parish Centre any person or persons whose conduct he considers to be unfitness without any explanation being given.
- 16.2 The Parish Priest shall take the chair at all meetings of the Committee and all General Meetings of The Centre members at which he is present.
- 17. ADMISSION OF CHILDREN**
- 17.1 Children under the age of 16 years of members or visitors.
- 17.1.1. may be admitted to the Parish Centre provided that they remain at all times under the care and control of their parent or guardian.
- 17.1.2. may not use any of the facilities of The Centre (save for toilet accommodation and the provision of non-alcoholic refreshment.)
- 17.1.3. may not enter the bar (except for any necessary access to the toilet accommodation) or play the gaming machines.
- 17.2 The parent or guardian of a child visitor must be responsible for the conduct of the child while on the Parish Centre premises.
- 17.3 The conditions of any Children's Certificate under Section 135 Licensing Act 1964 as amended from time to time must be strictly complied with by all members.
- 18. USE OF PARISH CENTRE FOR PARISH AND OTHER FUNCTIONS**
- 18.1 The Parish Priest may from time to time allocate the use of the whole or part of the Parish Centre for any purpose as he thinks fit and on such occasions members and their guests may be excluded from admission.
- 18.2 The Parish Priest may permit the use of the Parish Centre or part of it by any member or other party for a private function upon such terms as he thinks fit.
- 19. GENERAL**
- 19.1 References in these Rules to 'the Parish Priest' include any person nominated by the Parish Priest to act for him in the management of The Centre and if there shall be no Parish Priest appointed at any time shall include any person appointed by the Trustees to act on their behalf in relation to The Centre and the Parish Centre.
- 19.2 Anything unprovided for in these Rules must be referred to the Parish Priest, whose decision, after consultation with the Committee is final.
- 19.3 These Rules other than Rules 2, 15, 16 and 20 may be revoked, added to or altered by the Parish Priest, after consultation with the Committee and such alteration shall be notified to the next General Meeting of the members.
- 19.4 A copy of these Rules shall be prominently exhibited in the Parish Centre.
- 20. DISSOLUTION**
- 20.1 The Centre may be dissolved by the Parish Priest at any time.
- 20.2 On the dissolution of The Centre by the Parish Priest or by the members, any property of The Centre shall be handed over to the Parish Priest to be applied by him for charitable purposes in the Parish.

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