

## Chief Executive's Office

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Date: 14 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 B is to be held in the Council Chamber, Town Hall, Chorley on Monday, 24th 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 (Premises and Club Premises Certificates) Regulations 2003 - Application to vary premises license in respect of The Red Lion, 68-70 New Street, Mawdesley (Pages 1 - 62)**

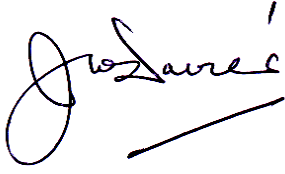
Report of Director of Legal Services (enclosed)

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 Mrs D Dickinson and Walker for attendance.
2. Agenda and reports to Councillor David Dickinson (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 and reports to all remaining Chief Officers for information.
6. Agenda to all remaining Members of the Council for information.

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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 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	24 October 2005

## APPLICATION TO VARY PREMISES LICENCE IN RESPECT OF THE RED LION 68-70 NEW STREET MAWDESLEY

### 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 or 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

Recorded music is also converted

Current conditions/restrictions are those embedded conditions under the Licensing Act 1964.

Continued....



**THE APPLICATION**

6. 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) Live Music Indoors(E)

12.00 - 23.00 Monday – Sunday

Occasionally live singers with backing music perform at the premises. Usually limited to Bank Holidays.

Will end at 23.00 except Christmas and New Year

Non Standard timings

Christmas Eve, Boxing Day and New Years Eve 00.30

ii) Recorded Music Indoors(F)

12.00 -23.00 Monday – Sunday

Recorded music, including jukebox and Karaoke with or without DJ as per hours sought.

Non Standard Timings

Christmas Eve, Boxing Day, New Years Eve and Saturdays preceding a Bank Holiday 12.00 – 02.00

iii) Anything of a similar description to that falling within E,F or G Indoors (H)

12.00 – 23.00 Monday - Sunday

Comperes for quiz and similar performances in any case using voice amplification.

8. Supply of Alcohol – On or Off the Premises (M)

11.00 - 01.00 Monday – Sunday

Non Standard Timings

Christmas Eve, Boxing Day, New Years Eve and Saturdays Preceding Bank Holidays  
11.00 – 02.00

9. Hours premises are open to the Public

11.00 – 01.00 Monday – Sunday

Christmas Eve, Boxing Day, New Years Eve and Saturdays Preceding Bank Holidays  
11.00 – 02.00



## 10. 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:

## (a) PREVENTION OF CRIME AND DISORDER

The DPS will continue the Prevention of Crime and Disorder Policy and will actively work with the police and local authority on any initiatives in this respect. The DPS applies a policy of seeking proof of age where any customer appears to be under the age of 21. A policy of refusing to serve customers who appear to be inebriated will continue to be enforced. The company will refuse to sell alcohol to any individual who appears to be intending to consume alcohol in a public area. The company voluntarily agrees to display when reasonably required by the local authority crime prevention notices. The company will only engage in drinks promotions where it is satisfied that such promotions do not conflict with the licensing objectives. Such promotions are however unlikely as alcohol is not served other than as an ancillary to a table meal or whilst a customer awaits a takeaway food order. To ensure that members of the public and police officers on duty can be sure that alcohol is only being served in accordance with the authorised hours signage will be implemented that will display the hours during which alcohol can be served. Where the DPS or company's employees suspect that a criminal offence is being planned, committed or has been committed a report to the police will be made by telephone.

The company voluntarily subscribes to the Portman Group code of practice. No drugs will be allowed on the premises and if a situation ever arises where the DPS or staff believe drugs are on the premises the police will be notified and the offender will be permanently barred from the premises.

## (b) PUBLIC SAFETY

Public safety will be assured by a series of measures aimed at such.

The DPS will fully co-operate with police where known criminals are concerned. The premises will not allow onto the premises any known offender or any person known to be barred from other licensed premises.

The DPS will ensure that a safe number of consumers are in the premises at any one time.

Means of escape are clearly displayed throughout the premises. The Lancashire Fire and Rescue fire safety record book is available in the premises and all staff have a working knowledge of it and its advice forms part of this operating schedule. Where appropriate its advice's are adopted in this schedule.

A general risk assessment will be conducted on not less than a 2 yearly basis.

Entrances, exits (including emergency exits) and aisles will be kept free from obstruction.

A first aid kit will be kept on the premises and fully stocked. The contents of the first aid box will be reviewed annually.

No obvious fire risks will be maintained on the premises. Smoking is carefully monitored within the premises, ash trays are supplied and emptied regularly. Highly flammable materials will not be allowed on to the premises.

Measures will be taken to ensure the safe evacuation of disabled persons in the event

of an emergency evacuation.

(c) PREVENTION OF PUBLIC NUISANCE

Customers will be reminded by way of notices around the building that courtesy to local residents is expected and anyone failing to obey this request will not be served alcohol in future and in appropriate cases will be barred from the premises.

Drinking of alcohol will not be permitted outside the premises except in the beer gardens where consumption will be carefully monitored and anyone causing or threatening to cause a nuisance will not be served further and in appropriate circumstances will be asked to leave the premises.

Music will be played only by way of background music and therefore will not be heard by residents but should any resident complain steps will be taken to minimise noise. Music will cease at midnight at the latest. Where further noise reduction is deemed necessary such will be implemented in consultation with the local authority.

(d) PROTECTION OF CHILDREN FORM HARM

Staff training is at the forefront of the establishment's policy concerning children. Staff will be subjected to continuous in-house training. Children will not be supplied with alcohol or cigarettes. The cigarette machine is placed in an area where it can be monitored by staff to ensure that children are not purchasing cigarettes. Children will not be permitted into the bar area.

Staff will not be employed who have convictions for supplying alcohol to children. Staff who sell alcohol to children will be subject to instant dismissal.

Signs will make it clear that it is company policy not to serve anyone who appears to be under the age of 21 without identification as set out in Chorley Borough's "Statement of Licensing Policy" at pages 10 and 11 being produced.

Bullying, shouting, physical violence, sexism and racism towards children will not be permitted and reference will be made to the police where appropriate.

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

None

12. Conditions/ Restrictions to be removed on variation.

None

13. Relevant Representations – Responsible Authorities

None Received

14. Relevant Representations – Interested Parties.

There are nine relevant representations received from interested parties. The objections are relevant to the following Licensing Objectives –  
Prevention of Public Nuisance  
Prevention of Crime and Disorder  
Public Safety

Copies of the representations are in full to the attached report in Appendix 2

15. 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.

## 16. 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**

17. Application form and relevant representation.

ROSEMARY LYON  
DIRECTOR OF LEGAL SERVICES

There are no background papers to this report.

<b>Report Author</b>	<b>Ext</b>	<b>Date</b>	<b>Doc ID</b>
H Bee	5665	11 October 2005	LEGREP/90631AJS

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[REDACTED]  
Mawdesley  
Ormskirk  
Lancs

Tel. [REDACTED]

Chorley Borough Council  
Town Hall  
Chorley  
PR7 1DP

25<sup>th</sup> August 2005

Licensing Variation Red Lion Mawdesley

Dear Sir,

I am writing to object to the application by Stella Thompson to convert the existing licence in respect of the Red Lion Public House 68-70 New Street, Mawdesley.

We have lived close to Red Lion for thirty years and feel that the present opening hours are more than suitable and anything else would be inappropriate and detrimental to the neighbourhood. We have experienced noise and nuisance from alcohol related incidents near the premises and to extend this to the early hours would be intolerable in what is essentially a residential area. There have in the recent past been incidents of violence where police have been involved and another occasion when a young man was seriously injured.

We are not against the principle of people having a drink and enjoying themselves but fail to see any benefit for this community in longer drinking hours.

Yours faithfully

[REDACTED]

28 August 2005

[REDACTED]  
Mawdesley  
Ormskirk  
L40 2QP

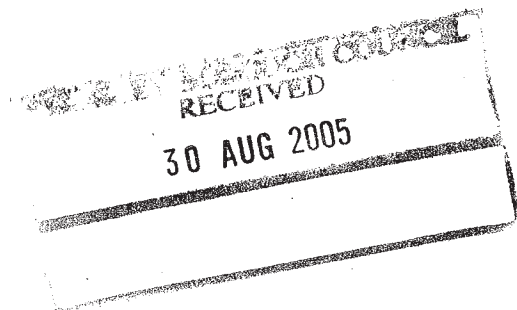
Dear Sir/Madam

We are writing to object to the proposal for extended hours licensing of The Red Lion, Mawdesley. Our property is directly next to the establishment with the car park to the rear. We accept that we live next to a public house and therefore accept the noise from the customers leaving the Red Lion after last orders at 11pm and on special occasions when the hours are extended. We would however object to the disturbance continuing after this time every day.

We would not rest easy knowing that the customers of the Red Lion would be drinking substantially more and leaving alot later and therefore causing more of a disturbance late at night.

Yours faithfully

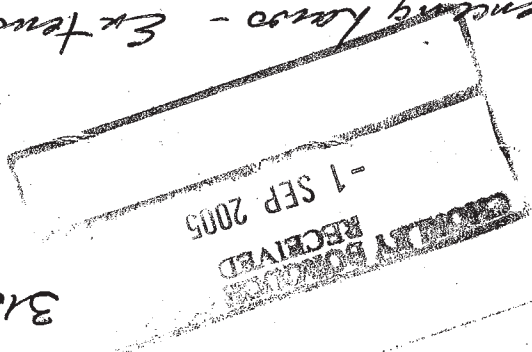
[REDACTED]



language, in particular in the street outside  
 The staff leads to indecent and obscene  
 displayed in front of the premises.  
 called to deal with ready behavior and violence  
 number of occurrences when the Police have been  
 the current permitted hours. There have been a  
 being commented especially by young people well after  
 of is frequently seen that individuals are  
 from the premises to the annoyance of local residents.  
 a Restrained Order in respect of noise emanating  
 I believe that this public house is still under  
 address effect  
 benefit to the community. In fact it would have an  
 residential village and in no way would this be a  
 The public house is in the centre of a quiet  
 New Street, Mandalee.

are object strongly to the extension of  
 the permitted hours in respect of the Red Lion Hotel,  
 New Street, Mandalee.

licensing laws - Extension of  
 permitted hours - objection re the  
 Red Lion Hotel, Mandalee.



Licensing Dept.  
 Dear Sir,

30th August 2005

Mandalee  
 Signature

the premises, for which the licensee or staff appear to have little or no regard. - providing as they do, outside seating.

Living as we do, well within the area where this takes place, we feel that the extension of the present Permitted Hours would be a disaster and have a totally detrimental effect.

We therefore request that the application for an extension of the current Permitted Hours, in respect of the Red Lion Hotel, New Street, Manoddeley, be refused.

Yours sincerely,





[REDACTED]  
 Mawdesley  
 M. Ormskirk  
 Lancs  
 [REDACTED]

Aug '29<sup>th</sup> '05

1/9/05

Dear Sirs,

As we live directly opposite the ~~Red Lion~~ we object to the increase in licencing hours for the following reasons.

- 1) The windows and doors of the pub are left wide open whilst loud music is being played. We realize that this puts them in breach of their music licence, but the licensee refuses to close them.
- 2) We are often bombarded with obscene language from drinkers occupying the outside tables during daylight hours. After closing time drinkers can congregate on the front talking and shouting till the early hours.
- 3) During the last two years there have been two acts of violence fuelled by drink. One person was hospitalized after one incident and in the other police were called to quell a riot which started in the Red Lion and spilled out into the street and neighbouring properties.
- 4) Our property has been damaged on several occasions and glasses thrown against the end of the house due to drunken behaviour of customers from the Red Lion.
- 5) As I have to get up at 5.0 am to go to work I find the noise level already unacceptable and dread the thought of it carrying on to 2 or 3 o'clock.
- 6) It should also be noted that the licensee does not live above the property so is unaffected by the noise and disturbance.

We regard that our human rights are already breached by the Red Lion and any further extension of the opening hours will only add to our misery.

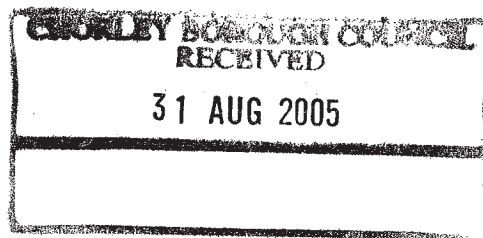
Yours faithfully



[REDACTED]  
Mawdesley  
Ormskirk  
Lancs  
[REDACTED]

29th August 05

Chorley Borough Council  
Licensing Section  
Civic Buildings  
Union Street  
Chorley  
PR7 1AL



Dear Sir,

**Red Lion, New Street, Mawdesley - Changes to the Licence**

We are residents of Mawdesley and have lived in the centre at 10 Sycamore Close since April 1973 a little more than 20 metres from the Red Lion Public House  
At no time in my first 26 years had I any cause to complain to either the landlord, police or local authorities.

However since the current incumbent took over, I or my wife, have had on numerous occasions had to complain about the noise levels being attained within my house. The noise coming from live musical acts, disc jockeys and recorded music and events involving the use of microphones at the Red Lion Pub.

In the first year of her occupancy the noise was such that we had to complain to the Police and Chorley Borough Environmental Officer. The levels of noise inside our house were measured and monitored by the Chorley Borough Environmental department and as a result specific conditions and restrictions were put on the licence.

Since that time, we have frequently had occasions to complain, directly to the pub, when the level of noise was on the increase.

As recently as Sunday 28th August 05 the level of noise from a disco was excessive lasting until well after midnight and once again the conditions of the licence to keep the noise pollution levels down were not being adhered e.g. doors and windows were not closed while music was being played.

The noise however does not stop when the music stops -- the customers have to leave. This can be up to at least one hour later.

Either racing away in their cars 'tooting' their goodbyes or on foot carrying on with their raised voice inebriated 'discussions' interspersed with foul language

On another instance I had reason to request police action.

On Christmas Eve 2003 an alcohol fuelled incident overspilled out of the Red Lion and developed into a near riot on the street, including our driveway, and involving approximately

25 persons and similar number of police. This resulted in a number of people being taken into custody.

Stella Thompson has applied to convert the current licence to a premises licence under the Licensing Act 2003.

The times requested on the application for the performance of live and recorded music is 12.00 to 23.00 hours Monday to Sunday with later finishing times on Saturdays prior to Bank Holidays, Christmas Eve, Boxing Day and New Years Eve. Therefore by the time the customers finish their evening out, my household, if lucky, may be expected to get to sleep around 0200 hours on normal days and 03.00 hours on specific days.

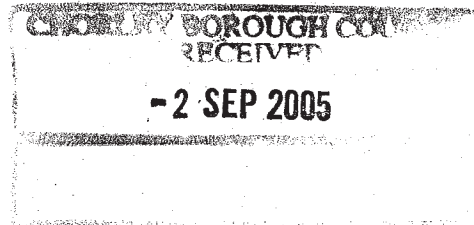
I, therefore, make representation to you that the last six years record of this public house in not complying with its conditions of its current licence there is little hope that it will comply with future conditions which will further affect our way of life and these extensions to opening hours and entertainment are not granted.

Yours Faithfully

A large black rectangular redaction box covering the signature area of the document.

1 September 2005

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



Dear Sir Madam,

RED LION, MAWDESLEY

My wife and I wish to object to the variation to the justices' on-licence sought by Stella Thompson, licensee of the Red Lion public house located on New Street Mawdesley. We live less than 40 metres from the Red Lion, on the opposite side of the road. The grounds for our objections are as follows: -

1. Noise

- General noise, particularly during the summer when considerable numbers congregate around the tables in front of the public house. People can remain at these tables long after closing time, the hubbub of their conversations and, sometimes, arguments disturbing the peace. Extending the opening hours will, inevitably lead to this continuing later.
- Live amplified music. This is obtrusive and intrusive. It is a nuisance, particularly when we have windows open in the summer. Our bedroom faces on to New Street and is directly affected. I believe that, following complaints in the past, the public house's windows should be kept closed to minimise noise: this does not happen. The prospect of the noise continuing into the early hours of the morning is not pleasant.
- Amplified Quiz Night. We can be in bed and clearly hear the reading of questions and answers.
- The slamming of car doors and rapid acceleration away from the public house at closing time is a nuisance at present. It would be more so with extended opening hours.



## 2. Anti-social behaviour

- Extending the licensing hours will, I believe, increase the likelihood of drunkenness and resulting poor behaviour and disturbance.
- We have witnessed, over the years, a number of drink-related violent incidents spilling into the road.
- Drink-driving will be encouraged. The Red Lion is a rural public house whose clientele does not just comprise locals. Increased opportunity to drink alcohol increases the possibility of drivers driving under the influence. The lamp post in front of my house was knocked down some years ago by a drunk driver coming away from the Red Lion. Other lamp posts on New Street have also been hit in recent times.
- At a time when the nation is concerned about the binge-drinking culture (especially among the young) and its consequences, it is hypocritical to contemplate extending the opportunity to indulge in alcohol consumption.

For the reasons outlined above, I hope you will reject the licensee's application.

Yours sincerely

A solid black rectangular box redacting the signature of the sender.

EH ✓

LICENSING



Mawdesley  
Ormskirk  
Lancs



Chorley Borough Council  
Environmental Section  
Civic Buildings  
Union Street  
Chorley  
PR7 1AL

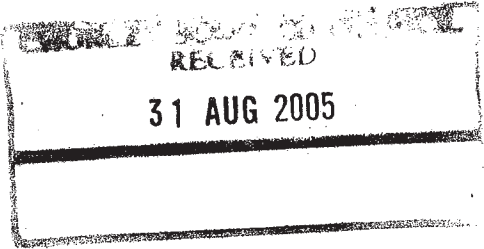
29th August 05

Dear Sir

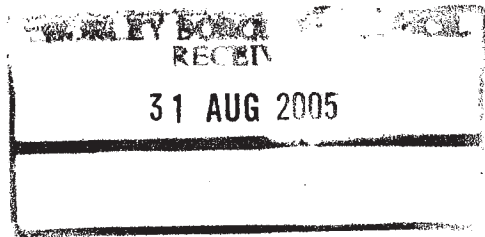
Red Lion Pub -- Noise Nuisance

I wish to report excessive noise from a disco at the Red Lion Public House, New Street, Mawdesley on Sunday the 28th August 2005 from 21.00 hours until after midnight. It was noted that during the period when recorded music was being played that the entry door and windows along the front of the building were open in contravention of the current licence stipulation.

Your Faithfully



Residents Of Sycamore Close  
Mawdesley  
Lancashire  
L40.



24<sup>TH</sup> August 2005.

Dear Sir,

We wish to raise an objection to the proposed change in licensing hours to the Red Lion pub, New Street, Mawdesley, on the grounds that:

- 1.This is a very quiet rural area, which is why many people choose to live here.
- 2.The pub is in very close proximity to a number of homes, including those in Sycamore Close.
- 3.Mawdesley is home to many retired people and those with young families.
- 4.Noise can be heard from the pub by a large number of residents and prolonging this past 2300 hrs would be very disturbing to many.
- 5.There was an incident outside this pub recently where, during a fight(alcohol-related), someone was seriously hurt.

This is an issue that many residents feel very strongly about, and would ask that you take our views into consideration when dealing with this application.

Yours Sincerely







24 August, 2005

The Licensing Unit,  
Chorley Borough Council,  
Town Hall,  
Chorley.  
PR7 1DP

Reference Application to convert the existing licence for the ~~Red Lion, 69-70, New Street, Mouldsworth~~ to a premises licence.

I wish to register my objections to certain details of this application on the grounds of

- a. Prevention of public nuisance
  - b. Prevention of crime and disorder
- a. This pub is located in the centre of the village and adjacent to many houses. With the present licensing arrangement music from the premises can occasionally be heard up to one hundred yards away. The sound insulation of the building is clearly inadequate to contain the music at the volume level at which it is generated.
- Under the application recorded music will be allowed to continue until 2.00am on about ten nights in one year. I consider this to be an unnecessary aggravation of a situation which already causes some distress.
- b. There have been two occasions within the last two years when serious fighting has occurred late at night close to the pub necessitating police intervention. There can be little doubt that these were alcohol related. I believe that if the premises are allowed to remain open until 1.00am more alcohol will be consumed and incidents of this nature will be more likely.



1-9-05

MAWDESLEY

RECEIVED

-5 SEP 2005

Dear Sir

It has come to my notice  
 the Red Lion has applied for an  
 extension until 01-00 hours each day  
 and extra hours on special days.  
 As I live next door I feel that  
 this is not very convenient as it is  
 sometimes noisy enough until after  
 11 p.m. And as for the extra hours  
 on Christmas Eve, to mention not good  
 taking home into Christmas Day, it  
 should not be allowed.

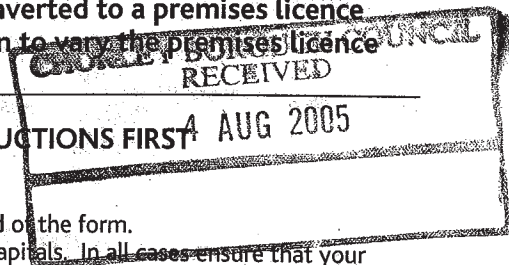
As this is a village and not a town  
 I feel these extended hours are not  
 acceptable,

yours faithfully,

[Redacted Signature]

[insert name and address of relevant licensing authority and its reference number, optional]

**(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.

STELLA THOMPSON

I/We [ ] apply to 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	
RED LION 68-70 NEW STREET MAWDESLEY	
Post town	Post code
ORMSKIRK	L40 2QP

Telephone number of premises (if any)	01704 822208
Non-domestic rateable value of premises	£ 17,300

**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 (for example, Rev)

Surname THOMASO

First names STELLA

I am 18 years old or over  Please tick Yes

Current postal address if different from premises address [Redacted]

Post Town OLSKIEK Postcode [Redacted]

Daytime contact telephone number [Redacted]

E-mail address (optional) [Redacted]

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr  Mrs  Miss  Ms  Other title (for example, Rev)

Surname [Redacted]

First names [Redacted]

I am 18 years old or over  Please tick Yes

Current postal address if different from premises address [Redacted]

Post Town [Redacted] Postcode [Redacted]

Daytime contact telephone number [Redacted]

E-mail address (optional) [Redacted]

**(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
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
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

[Empty box for number of attendees]

General description of premises (please read guidance note 1)

THE PREMISES IS A GENERAL PUBLIC HOUSE .

Please tick Y Yes

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

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 STELLA THOMPSON

Address 68-70 NEW STREET MAWDESLEY

Personal Licence number, if known, 105

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.

~~10:00 - 24:00 MON - SAT  
12:00 - 23:30 SUN & GD FRIDAY  
10:00 - 24:00 31/12 - 1/1  
12:00 - 23:30 CHRISTMAS DAY.~~

P.V.

B1 Standard 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 embedded conditions

b) The prevention of crime and disorder

u u u

c) Public safety

u u u

d) The prevention of public nuisance

u u u

e) The protection of children from harm

u u u



Please tick ✓ Yes

- I have made or enclosed payment of the fee
- I have enclosed my existing licence(s) or a certified copy of each licence
- I have enclosed a plan of the premises
- I have sent copies of this application to the chief officer of police (please read guidance note 3)
- I have enclosed the consent form completed by the proposed premises supervisor, if relevant
- I have enclosed the consent of the justices' licence holder to my application, if relevant
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE [AMOUNT], UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

**Part A4 – Signatures** (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent. (Please read guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature [REDACTED]

Date 29 JULY 2005

Capacity PROPRIETOR

For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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) <b>KEVILLS SOLICITORS</b> <b>32 ST THOMAS'S ROAD</b>	
Post town <b>CHORLEY</b>	Post code <b>PR7 1MZ</b>
Telephone number <b>01257 265711</b>	
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 STELLA THOMASIN being the proposed premises licence holder of an  
[Insert name of applicant]  
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

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

If not when 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)

BY EXTENDING PRESENT HOURS & PERMITTING REGULATED ENTERTAINMENT.

**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)

Please tick Y Yes

**Provision of regulated entertainment**

- 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 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 [Y] (please read guidance note 9)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<b>Please give further details here</b> (please read guidance note 10)		
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 11)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 12)		
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 [Y](please read guidance note 9)	Indoors		
Day	Start	Finish		Outdoors		
				Both		
Mon			Please give further details here (please read guidance note 10)			
Tue						
Wed				State any seasonal variations for boxing or wrestling entertainment (please read guidance note 11)		
Thur						
Fri						
Sat				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)		
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 [Y](please read guidance note 9)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
				Both	
Mon	12:00	23:00	Please give further details here (please read guidance note 10) OCCASIONALLY LIVE SINGERS WITH BACKING MUSIC PERFORM AT THE PREMISES. USUALLY LIMITED TO BANK HOLIDAYS. WILL END AT 23:00 EXCEPT CHRISTMAS & NEW YEAR		
Tue	u	u			
Wed	u	u	State any seasonal variations for the performance of live music (please read guidance note 11)		
Thur	u	u			
Fri	u	u			
Sat	u	u	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 12) CHRISTMAS EVE, BOXING DAY AND NEW YEAR'S EVE 00:30.		
Sun	u	u			

**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 [Y] (please read guidance note 9)	Indoors	<input checked="" type="checkbox"/>	
Day	Start	Finish		Outdoors	<input type="checkbox"/>	
Mon	12:00	23:00	Please give further details here (please read guidance note 10) RECORDED MUSIC, INC JUKEBOX & KARAOKE WITH OR WITHOUT DJ AT PER HOURS SOUGHT,	Both	<input type="checkbox"/>	
Tue	u	u				
Wed	u	y		State any seasonal variations for playing recorded music (please read guidance note 11)		
Thur	u	y				
Fri	u	y				
Sat	u	u		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) CHRISTMAS EVE, BOXING DAY, NEW YEAR'S EVE AND SATURDAYS PRECEDING A BANK HOLIDAY 12:00 - 02:00		
Sun	u	u				

**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 [Y] (please read guidance note 9)	Indoors	<input type="checkbox"/>	
Day	Start	Finish		Outdoors	<input type="checkbox"/>	
Mon			Please give further details here (please read guidance note 10)	Both	<input type="checkbox"/>	
Tue						
Wed				State any seasonal variations for the performance of dance (please read guidance note 11)		
Thur						
Fri						
Sat				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)		
Sun						

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing COMPERES FOR QUIZ & SIMILAR EVENTS (COMEDIANS & SIMILAR PERFORMANCES IN ANY CASE USING VOICE APPLICATION)	
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick [Y] (please read guidance note 9)	Indoors <input checked="" type="checkbox"/>
				Outdoors
Mon	12:00	23:00	Please give further details here (please read guidance note 10)	Both
Tue	"	"		
Wed	"	"		
Thur	"	"		
Fri	"	"		
Sat	"	"		
Sun	"	"		
			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 11)	
			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)	

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 8)			Please give a description of the facilities for making music you will be providing			
			Will the facilities for making music be indoors or outdoors or both – please tick [Y] (please read guidance note 9)		Indoors	
					Outdoors	
					Both	
Day	Start	Finish	Please give further details here (please read guidance note 10)			
Mon						
Tue						
Wed						
Thur						
Fri						
Sat						
Sun			State any seasonal variations for the provision of facilities for making music (please read guidance note 11)			
			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)			

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 8)			Will the facilities for dancing be indoors or outdoors or both – please tick [Y] (see guidance note 9)		Indoors	
					Outdoors	
					Both	
Day	Start	Finish	Please give further details here (please read guidance note 10)			
Mon						
Tue						
Thur						
Fri						
Sat						
Sun			State any seasonal variations for providing dancing facilities (please read guidance note 11)			
			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)			

**K**

<b>Provision of facilities for entertainment of a similar description to that falling within I or J</b> Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment facility you will be providing			
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick [Y] (please read guidance note 9)	Indoor		
				Outdoor		
Mon			Please give further details here (please read guidance note 10)	Both		
Tue						
Wed						
Thur				<b>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J</b> (please read guidance note 11)		
Fri						
Sat				<b>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list</b> (please read guidance note 12)		
Sun						

**L**

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



**M**

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption (Please tick box Y) (please read guidance note 13)	On the premises		
Day	Start	Finish		Off the premises		
Mon	11:00	01:00	State any seasonal variations for the supply of alcohol (please read guidance note 11)	Both	<input checked="" type="checkbox"/>	
Tue	u	u				
Wed	u	u				
Thur	u	u		Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 12)		
Fri	u	u				
Sat	u	u				
Sun	u	u				

CHRISTMAS EVE, BOXING DAY, NEW YEAR'S EVE AND SATURDAYS PRECEDING BANK HOLIDAYS 11:00 TILL 02:00

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

**N**

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 14)

N/A

O

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 11)
Day	Start	Finish	
Mon	11:00	01:00	Non standard timings. Where you intend to use the premises to 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 PER BOX M.
Tue	u	u	
Wed	u	u	
Thur	u	u	
Fri	u	u	
Sat	u	u	
Sun	u	u	

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)

See operating schedule attached,

b) The prevention of crime and disorder

u u u u

c) Public safety

u u u u

d) The prevention of public nuisance

u u u u

e) The protection of children from harm

u u u u

Part B3 – Premises Supervisor

Full name of proposed designated premises supervisor

STELLA THOMPSON

Address of proposed designated premises supervisor



Personal licence number of proposed designated premises supervisor, if any, and issuing authority of the personal licence, if applicable

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)
- 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 37 of the Licensing Act 2003)
- I understand that if I do not comply with the above requirements my application will be rejected

**Part B4 – Signatures** (please read guidance note 16)

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 

Date 29 JULY 2005

Capacity PROPRIETOR

Where the premises licence is jointly held signature of 2<sup>nd</sup> applicant (the proposed current premises licence holder) or 2<sup>nd</sup> applicant's solicitor or other authorised agent. (please read guidance note 18) If signing on behalf of the applicant please state in what capacity.

Signature

Date

Capacity

<p>Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 19)</p> <p><u>KEVILLS SOLICITORS</u></p> <p><u>32 ST THOMAS'S ROAD</u></p>	
<p>Post town <u>CHORLEY</u></p>	<p>Post code <u>PR7 1H2</u></p>

**Notes for Guidance**

**PART A**

1. 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 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 i.e. 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 ancillary 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 7th day of June, 2005.

*J. Butlerfield*  
Designated Officer



Justices' Licence  
Intoxicating Liquor

Licence No. 105

**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 November, 2003 for the Division of Chorley in the County of Lancashire.

The Licensing Justices for the said Licensing district hereby grant  
To Stella Thompson  
Of New Street, Mawdsley

(hereinafter called the licensee this Justices' Licence authorising him to sell by retail at the premises known as The Red Lion Hotel,  
Of New Street, Mawdsley

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 Enterprise Inns Plc.,  
Of Solihull, West Midlands. B90 4LE

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:-



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  
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  
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



**OPERATING SCHEDULE****INTRODUCTION.**

THIS OPERATING SCHEDULE HAS BEEN PRODUCED TO COMPLY WITH THE REQUIREMENTS OF THE LICENSING ACT 2003. IT HAS BEEN COMPILED BY INCORPORATING THE COMPANY'S EXISTING POLICIES RELATING TO THE SALE OF ALCOHOL, CONSULTATION WITH OTHER LICENSEES, CONSIDERATION OF THE PORTMAN GROUP CODE OF PRACTICE AND INCORPORATING CHORLEY BOROUGH COUNCIL'S STATEMENT OF LICENSING POLICY.

**NAME OF PREMISES:** RED LION

**ADDRESS:** 60-70 NEW STREET, MAWDESLEY

**1. LICENSABLE ACTIVITIES.**

THE PREMISES IS A RESTAURANT SELLING INTOXICATING LIQUOR OF ALL DESCRIPTIONS FOR CONSUMPTION ON OR OFF THE PREMISES.

**2. THE TIMES THE LICENSABLE ACTIVITIES WILL TAKE PLACE.**

11:00 TO 01:00 EACH DAY

**3. OTHER OPENING HOURS**

NA

**4. DESIGNATED SUPERVISOR:** STELLA THOMPSON.**5. TYPE OF SUPPLY OF ALCOHOL:** ON AND OFF LICENCE SALES.**6. STEPS TO BE TAKEN TO PROMOTE THE LICENSING OBJECTIVE:****A. PREVENTION OF CRIME AND DISORDER.**

THE DPS WILL CONTINUE THE PREVENTION OF CRIME AND DISORDER POLICY AND WILL ACTIVELY WORK WITH THE POLICE AND LOCAL AUTHORITY ON ANY INITIATIVES IN THIS RESPECT. THE DPS APPLIES A POLICY OF SEEKING PROOF OF AGE WHERE ANY CUSTOMER APPEARS TO BE UNDER THE AGE OF 21. A POLICY OF REFUSING TO SERVE CUSTOMERS WHO APPEAR TO BE INEBRIATED WILL CONTINUE TO BE ENFORCED. THE COMPANY WILL REFUSE TO SELL ALCOHOL TO ANY

INDIVIDUAL WHO APPEARS TO BE INTENDING TO CONSUME ALCOHOL IN A PUBLIC AREA. THE COMPANY VOLUNTARILY AGREES TO DISPLAY WHEN REASONABLY REQUIRED BY THE LOCAL AUTHORITY CRIME PREVENTION NOTICES. THE COMPANY WILL ONLY ENGAGE IN DRINKS PROMOTIONS WHERE IT IS SATISFIED THAT SUCH PROMOTIONS DO NOT CONFLICT WITH THE LICENSING OBJECTIVES. SUCH PROMOTIONS ARE HOWEVER UNLIKELY AS ALCOHOL IS NOT SERVED OTHER THAN AS AN ANCILLARY TO A TABLE MEAL OR WHILST A CUSTOMER AWAITS A TAKEAWAY FOOD ORDER. TO ENSURE THAT MEMBERS OF THE PUBLIC AND POLICE OFFICERS ON DUTY CAN BE SURE THAT ALCOHOL IS ONLY BEING SERVED IN ACCORDANCE WITH THE AUTHORISED HOURS SIGNAGE WILL BE IMPLEMENTED THAT WILL DISPLAY THE HOURS DURING WHICH ALCOHOL CAN BE SERVED. WHERE THE DPS OR COMPANY'S EMPLOYEES SUSPECT THAT A CRIMINAL OFFENCE IS BEING PLANNED, COMMITTED OR HAS BEEN COMMITTED A REPORT TO THE POLICE WILL BE MADE BY TELEPHONE. THE COMPANY VOLUNTARILY SUBSCRIBES TO THE PORTMAN GROUP CODE OF PRACTICE. NO DRUGS WILL BE ALLOWED ON THE PREMISES AND IF A SITUATION EVER ARISES WHERE THE DPS OR STAFF BELIEVE DRUGS ARE ON THE PREMISES THE POLICE WILL BE NOTIFIED AND THE OFFENDER WILL BE PERMANENTLY BARRED FROM THE PREMISES.

#### **B. PUBLIC SAFETY.**

PUBLIC SAFETY WILL BE ASSURED BY A SERIES OF MEASURES AIMED AT SUCH.

THE DPS WILL FULLY CO OPERATE WITH POLICE WHERE KNOWN CRIMINALS ARE CONCERNED. THE PREMISES WILL NOT ALLOW ON TO THE PREMISES ANY KNOWN OFFENDER OR ANY PERSON KNOWN TO BE BARRED FROM OTHER LICENCED PREMISES.

THE DPS WILL ENSURE THAT A SAFE NUMBER OF CONSUMERS ARE IN THE PREMISES AT ANY ONE TIME.

MEANS OF ESCAPE ARE CLEARLY DISPLAYED THROUGHOUT THE PREMISES. THE LANCASHIRE FIRE AND RESCUE FIRE SAFETY RECORD BOOK IS AVAILABLE IN THE PREMISES AND ALL STAFF HAVE A WORKING KNOWLEDGE OF IT AND IT'S ADVICE FORMS PART OF THIS OPERATING SCHEDULE. WHERE APPROPRIATE ITS ADVICES ARE ADOPTED IN THIS SHEDULE.

A GENERAL RISK ASSESSMENT WILL BE CONDUCTED ON NOT LESS THAN A 2 YEARLY BASIS.

ENTRANCES, EXITS (INCLUDING EMERGENCY EXITS) AND AISLES WILL BE KEPT FREE FROM OBSTRUCTION.

A FIRST AID KIT WILL BE KEPT ON THE PREMISES AND FULLY STOCKED. THE CONTENTS OF THE FIRST AID BOX WILL BE REVIEWED ANNUALLY.

NO OBVIOUS FIRE RISKS WILL BE MAINTAINED ON THE PREMISES. SMOKING IS CAREFULLY MONITORED WITHIN THE PREMISES, ASH TRAYS ARE SUPPLIED AND EMPTIED REGULARLY. HIGHLY FLAMMABLE MATERIALS WILL NOT BE ALLOWED ON TO THE PREMISES.

MEASURES WILL BE TAKEN TO ENSURE THE SAFE EVACUATION OF DISABLED PERSONS IN THE EVENT OF AN EMERGENCY EVACUATION.

### **C. PREVENTION OF PUBLIC NUISANCE**

CUSTOMERS WILL BE REMINDED BY WAY OF NOTICES AROUND THE BUILDING THAT COURTESY TO LOCAL RESIDENTS IS EXPECTED AND ANYONE FAILING TO OBEY THIS REQUEST WILL NOT BE SERVED ALCOHOL IN FUTURE AND IN APPROPRIATE CASES WILL BE BARRED FROM THE PREMISES.

DRINKING OF ALCOHOL WILL NOT BE PERMITTED OUTSIDE THE PREMISES EXCEPT IN THE BEER GARDENS WHERE CONSUMPTION WILL BE CAREFULLY MONITORED AND ANYONE CAUSING OR THREATENING TO CAUSE A NUISANCE WILL NOT BE SERVED FURTHER AND IN APPROPRIATE CIRCUMSTANCES WILL BE ASKED TO LEAVE THE PREMISES.

MUSIC WILL BE PLAYED ONLY BY WAY OF BACKGROUND MUSIC AND THEREFORE WILL NOT BE HEARD BY RESIDENTS BUT SHOULD ANY RESIDENT COMPLAIN STEPS WILL BE TAKEN TO MINIMISE NOISE. MUSIC WILL CEASE AT MIDNIGHT AT THE LATEST. WHERE FURTHER NOISE REDUCTION IS DEEMED NECESSARY SUCH WILL BE IMPLEMENTED IN CONSULTATION WITH THE LOCAL AUTHORITY.

### **D. PROTECTION OF CHILDREN FROM HARM.**

STAFF TRAINING IS AT THE FOREFRONT OF THE ESTABLISHMENT'S POLICY CONCERNING CHILDREN. STAFF WILL BE SUBJECTED TO CONTINUOUS IN-HOUSE TRAINING. CHILDREN WILL NOT BE SUPPLIED WITH ALCOHOL OR CIGARETTES. THE CIGARETTE MACHINE IS PLACED IN AN AREA WHERE IT CAN BE MONITORED BY STAFF TO ENSURE THAT CHILDREN ARE NOT PURCHASING CIGARETTES. CHILDREN WILL NOT BE PERMITTED INTO THE BAR AREA.

STAFF WILL NOT BE EMPLOYED WHO HAVE CONVICTIONS FOR SUPPLYING ALCHOL TO CHILDREN. STAFF WHO SELL ALCHOHOL TO CHILDREN WILL BE SUBJECT TO INSTANT DISMISSAL.

SIGNS WILL MAKE IT CLEAR THAT IT IS COMPANY POLICY NOT TO SERVE ANYONE WHO APPEARS TO BE UNDER THE AGE OF 21 WITHOUT IDENTIFICATIONAS SET OUT IN CHORLEY BOROUGH'S "STATEMENT OF LICENSING POLICY" AT PAGES 10 AND 11 BEING PRODUCED.

BULLYING, SHOUTING, PHYSICAL VIOLENCE, SEXISM AND RACISM TOWARDS CHILDREN WILL NOT BE PERMITTED AND REFERENCE WILL BE MADE TO THE POLICE WHERE APPROPRIATE.

Consent of individual to being specified as premises supervisor

I MRS STELLA THOMPSON  
[full name of prospective premises supervisor]

of



[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

Premises Licence,  
[type of application]

by

MRS STELLA THOMPSON  
[name of applicant]

relating to a premises licence \_\_\_\_\_  
[number of existing licence, if any]

for

RED LION  
68-70 NEW STREET  
MAWDESLEY  
ORMSKIRK L40 2QP  
[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

MRS STELLA THOMPSON  
[name of applicant]

concerning the supply of alcohol at

RED LION  
68-70 NEW STREET  
MAWDESLEY  
ORMSKIRK L40 2QP

[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

[insert personal licence number, if any]

Personal licence issuing authority

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (please print)

MRS STELLA THOMPSON

Date

26/07/2005.