

## Licensing Act 2003 Sub-Committee

Thursday, 9th September 2021, 6.30 pm  
Council Chamber, Town Hall and YouTube

### Agenda

#### Apologies

##### 1 **Declarations of Any Interests**

Members are reminded of their responsibility to declare any pecuniary interest in respect of matters contained in this agenda.

If you have a pecuniary interest you must withdraw from the meeting. Normally you should leave the room before the business starts to be discussed. You do, however, have the same right to speak as a member of the public and may remain in the room to enable you to exercise that right and then leave immediately. In either case you must not seek to improperly influence a decision on the matter.

##### 2 **Procedure**

(Pages 3 - 4)

General procedure points and hearing procedure for the meeting.

##### 3 **Determination of Application to Vary a Premises Licence- Lord Nelson, Out Lane, Croston, PR26 9HJ**

(Pages 5 - 40)

Gary Hall  
Chief Executive

Electronic agendas sent to Members of the Licensing Act 2003 Sub-Committee .

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**LICENSING ACT 2003 SUB-COMMITTEE  
HEARING PROCEDURE  
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. **SUB-COMMITTEE TO DECIDE WHETHER TO ALLOW PERSON SPECIFIED ON REGULATION 8 NOTICE PERMISSION TO SPEAK**
  - Members should note that permission should not be unduly withheld
  
3. **LICENSING OFFICER OUTLINES THE APPLICATION AND RELEVANT REPRESENTATIONS**
  
4. **QUESTIONS TO THE LICENSING OFFICER FOR CLARIFICATION FROM:**
  - Sub-Committee
  - The Applicant and/or Legal Representative
  - Responsible Authorities
  
5. **THE APPLICANT AND/OR LEGAL REPRESENTATIVE MAKES REPRESENTATIONS REGARDING HIS/HER APPLICATION**
  
6. **QUESTIONS TO THE APPLICANT AND/OR LEGAL REPRESENTATIVE FROM:**
  - Sub-Committee
  - Responsible Authorities
  
7. **REPRESENTATIONS FROM RESPONSIBLE AUTHORITIES**
  
8. **QUESTIONS TO RESPONSIBLE AUTHORITIES FROM:**
  - Sub-Committee
  - The Applicant and/or Legal representative
  
9. **RESPONSIBLE AUTHORITIES INVITED TO BRIEFLY SUMMARISE (IF THEY WISH)**
  
10. **THE APPLICANT AND/OR LEGAL REPRESENTATIVE INVITED TO SUM UP (IF THEY WISH)**
  
11. **DECISION MAKING**

All parties retire whilst Sub-Committee makes decision
  
15. **NOTICE OF DECISION**

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Report of	Meeting	Date
Director of Planning and Development	Licensing Act 2003 Sub Committee	Thursday 9 <sup>th</sup> September 2021

<b>Confidential report</b>	Yes	No
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### Applicant details

<b>Applicant Name:</b>	Punch Taverns Limited	<b>Premises Name:</b>	Lord Nelson
<b>Address:</b>	Lord Nelson, Out Lane, Croston, Leyland, PR26 9HJ		
<b>Application:</b>	Section 34- Application to Vary a Premises Licence		

### Reason for referral

- To advise members that an application to vary the premises licence, pursuant to Section 34 of the Licensing Act 2003, has been made regarding which relevant representations have been received.
- To request that members determine the application in accordance with the provisions of the Licensing Act 2003.

### Corporate priorities

- This report relates to the following Strategic Objectives:

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

### Licensing objectives

- Members are reminded of the Licensing Objectives, as follows:
  - Prevention of Crime and Disorder
  - Public Safety
  - Prevention of Public Nuisance
  - Protection of Children from Harm
- Members are reminded that the duty of the licensing authority is to take steps necessary to promote the licensing objectives in the interests of the wider community and not those of the individual licence holder.

### Appeals

- An appeal against the decision of the Council may be made to the Magistrates' Court within 21 days of receipt of the determination notice which will be delivered to all relevant parties.

### Legal considerations

- Members must have regard to the following:
  - The Guidance issued under Section 182 of the Licensing Act 2003.
  - The Council's Statement of Licensing Policy effective from 2016.
  - The Licensing Act 2003.

**History of the premises**

8. The premises has been licensed since its conversion from a Justice’s Licence at the coming into force of the Licensing Act in 2005. This original premises licence lapsed on the death of the premises licence holder in 2012, with a further premises licence being granted following this.
9. The premises licence has been transferred and varied to specify a new DPS a number of times since then until the most recent iteration of the licence being granted in 2015. A copy of the existing premises licence is appended at Appendix 1.
10. The premises itself is surrounded by residential properties in close proximity on all sides. To the south west is another licensed premises. The premises has a substantial beer garden to the front and a large car park to the rear. A site plan of the premises is attached at Appendix 2 with the beer garden area shaded in green and the car park in yellow.
11. Since the re-opening following Covid restrictions, the Council has received a number of complaints regarding noise at the premises. These complaints relate to the use of the beer garden on Sunday afternoons for live music. A number of joint visits between Police, Environmental Health and Licensing were carried out as a result of these complaints which ultimately resulted in the application to be determined.

**The application**

12. On 22.07.21, an application to vary the premises licence was received and a copy of the application is appended at Appendix 3. The application was advertised in accordance with the regulations.
13. The application seeks the following changes to be authorised:
  - The removal of Condition 6.ii- *Noise from the premises shall not exceed ambient background noise at the boundary*
  - The removal of Condition 6.ii.a- *Where noise from the premises exceeds ambient background noise at the boundary of the premises, steps shall be taken to reduce the volume accordingly.*
  - The addition of the following Condition: *Any entertainment held within the external area of the premises shall only take place between the months of April and September (inclusive) and shall cease at 9pm on any day.*
  - The addition of the following Condition: *Any event held within the external area shall be documented by a risk assessment regarding preventing any noise disturbance to any nearby properties. Such risk assessment shall be held at the premises for not less than 6 months and shall be produced to a responsible authority on request.*

**Representations**

14. On 30.07.21, a representation was received from Mrs Anne Peet of 51 Town Road, Croston. A copy of the representation is appended at Appendix 4 and relates to the Prevention of Public Nuisance objective.

**Implications of report**

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

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

**Comments of the Statutory Finance Officer**

16. No comments.

**Comments of the Monitoring Officer**

17. The licensing objectives to be promoted and guidances to which the licensing authority must have regard are set out in the body of the report, as is the right of the premises licence holder to appeal against a refusal of the application. The premises licence holder may also appeal the modification of any conditions. The person who made relevant representations may appeal to the magistrates' court within 21 days against the grant of the variation, or the modification of the conditions or contend that the conditions should have been modified differently. The options open to the licensing authority when determining the application are set out below.

**Conclusions**

18. The decision should be based on the individual merits of the application and the representation. In accordance with Regulation 26 of the Licensing Act 2003 (Hearings) Regulations 2005, a decision must be made within 5 working days of the hearing.
19. In accordance with Section 35, the Authority must, having regard to the representation made, take such steps mentioned below (if any) as it considers appropriate for the promotion of the licensing objectives:
- Grant the variation in the manner it has been applied for
  - Modify the conditions of the licence,
  - Reject (refuse to grant) the whole or part of the variation.

For the purposes of the preceding paragraph, conditions are modified if any of them are altered or any new condition is added.

Jonathan Noad  
Director of Planning and Development

**Appendices**

Appendix	Description
Appendix 1	Current Premises Licence
Appendix 2	Location Plan of the premises
Appendix 3	Application to Vary the Premises Licence
Appendix 4	Representation- Mrs Anne Peet

**Background papers**

Document	Date	Place of Inspection
The Council's Statement of Licensing Policy	2016 - 2021	<a href="#">The Council's Statement of Licensing Policy</a>
Secretary of State Section 182 Guidance	April 2018	<a href="#">Secretary of State Section 182 Guidance</a>

Report Author	Ext	Date
Nathan Howson	5665	25 <sup>th</sup> August 2021

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Licensing Act 2003  
**Premises Licence** PLA0408

Part 1 – Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

**Lord Nelson Hotel**  
 Out Lane Croston Leyland PR26 9HJ

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- Indoor Sporting Event
- Performance of Live Music
- Performance of Recorded Music
- Other entertainment
- Entertainment Facilities - Making Music
- Entertainment Facilities - Similar Description
- Late Night Refreshment
- The sale by Retail of Alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and area if applicable)	Days and times
Indoor Sporting Event	Monday to Sunday 12:00 - 00:00
Performance of Live Music (Indoors & Outdoors)	Monday to Sunday 12:00 - 00:00
Performance of Recorded Music (Indoors & Outdoors)	Monday to Sunday 12:00 - 00:00
Other entertainment (Indoors & Outdoors)	Monday to Sunday 12:00 - 00:00
Entertainment Facilities - Making Music (Indoors & Outdoors)	Monday to Sunday 12:00 - 00:00
Entertainment Facilities - Similar Description (Indoors & Outdoors)	Monday to Sunday 12:00 - 00:00

Licensing Act 2003  
**Premises Licence**

**PLA0408**

Late Night Refreshment (Indoors & Outdoors)	Monday to Sunday 23:00 - 00:00
The sale by Retail of Alcohol (Indoors) (On the premises)	Monday to Sunday 11:00 - 00:00
	An additional hour to be added to the terminal hour for supply of alcohol for New Years Eve.

<b>THE OPENING HOURS OF THE PREMISES</b>
Monday to Sunday 09:00-00:30
An additional hour to be added to the terminal hour for supply of alcohol for New Years Eve.

<b>WHERE THE LICENCE AUTHORISES THE SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES</b>
The sale by retail of alcohol for consumption ON the premises.

Part 2

<b>NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE</b>
Punch Taverns Limited Jubilee House Second Avenue Burton Upon Trent Staffs DE14 2WF Telephone number: 01283 501600

<b>REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)</b>
Punch Taverns Limited 03752645

<b>NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL</b>
Mr John Russell The Lord Nelson Out Lane Croston PR26 9HJ

<b>PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL</b>
Licence Number: PA0735 Issuing Authority: Chorley Borough Council

**ANNEXES**

## Licensing Act 2003 Premises Licence

# PLA0408

### ANNEX 1 – MANDATORY CONDITIONS

#### MANDATORY DRINKS CODE

##### Section 19:

The Premises licence holder shall ensure that no supply of alcohol is made under the premises licence - (a) at a time when there is no designated premises supervisor in respect of the premises licence; or (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended (section 19 of the Licensing Act 2003).

The Premises licence holder shall ensure that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence (section 19 of the Licensing Act 2003).

#### ALCOHOL PROMOTIONS

(1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children -

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -  
(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or  
(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in Section 159 of the Act);

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on -

(i) the outcome of a race, competition or other event or process, or  
(ii) the likelihood of anything occurring or not occurring;

(e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

#### DISPENSING ALCOHOL

The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

#### FREE TAP WATER



## Licensing Act 2003 Premises Licence

# PLA0408

The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

### AGE VERIFICATION

- (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
- (2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

### ALCOHOL MEASURES

The responsible person shall ensure that-

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
- (i) beer or cider: 1/2 pint;
  - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
  - (iii) still wine in a glass: 125 ml; and
- (b) customers are made aware of the availability of these measures.

### DOOR SUPERVISORS

The Premises licence holder shall ensure that each individual present on the premises to carry out a security activity [as defined by paragraph 2(1) (a) of the Schedule 2 to the Private Security Industry Act 2001] must be licensed by the Security Industry Authority.

## ANNEX 2 – CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

**Note** – Some conditions may apply to one or more of the objectives

### General

1. In accordance with Annex 1, Condition 6 (1), there shall be a challenge 25 age policy in place.
  - i. All challenges and outcomes will be entered into a refusal log which will be made available to a Police Officer or authorised officer of the Council upon reasonable request.

### Prevention of Crime and Disorder

2. The premises shall operate and maintain a CCTV system which shall be in use during all times that licensable activities are taking place at the premises.
  - i. The system shall cover the entrance to and exit from the premises in addition to covering areas of the premises used to store and supply licensed products.
    - a. The focus of the camera(s) shall be so as to enable clear identification of persons on the premises.
    - ii. The system shall also be capable of time and date stamping recordings and retaining said recordings for a period of not less than 21 days.



Licensing Act 2003  
**Premises Licence**

**PLA0408**

- iii. The Data Controller shall make footage available to a Police Constable or Authorised Officer, where such request is made in accordance with and which satisfies the Data Protection Act 1998.
- iv. The premises licence holder or representative there of shall inform the Licensing Unit of any malfunction within the operation of the system upon detection or as soon as is practical thereafter, in any event within a period of 96 hours of detection.
- v. If pubwatch scheme available would attend.

### Public Safety

- 3. The Premises licence holder or representative thereof shall enforce a zero tolerance policy towards the supply or use of illegal drugs on the premises.
  - i. Where it is suspected that a patron is using or supplying illegal drugs on the premises, the details shall be recorded and passed on to the Police.
    - a. Details to be passed to the Police includes, time and date of suspected activities along with a description of those involved, where possible CCTV footage should also be supplied.

### Prevention of Public Nuisance

- 4. The Premises licence holder or representative thereof will be a member of, and attend local Pub-watch meetings, where one exists and comply with the decisions of the group regarding patrons to be excluded from licensed premises within the area.
- 5. Signs are positioned at all exits requesting patrons leave the area in a quiet and orderly manner when leaving the premises.
- 6. All windows and doors will be kept closed whilst regulated entertainment is taking place except to allow for access and egress.
  - i. The premises licence holder or representative thereof will conduct an assessment of noise from the boundary of the premises whilst regulated entertainment is taking place.
    - ii. Noise from the premises shall not exceed ambient background noise at the boundary.
      - a. Where noise from the premises exceeds ambient background noise at the boundary of the premises, steps shall be taken to reduce the volume accordingly.
    - iii. Assessments shall be recorded in an incident log and made available to a Police Officer or authorised Officer of the Council upon reasonable request.

### Protection of Children From Harm

- 7. Children under the age of 18 are to be accompanied by an adult whilst licensable activities are taking place on the premises.

Anyone who seems under 25 shall be I.D.'d



Licensing Act 2003  
**Premises Licence**

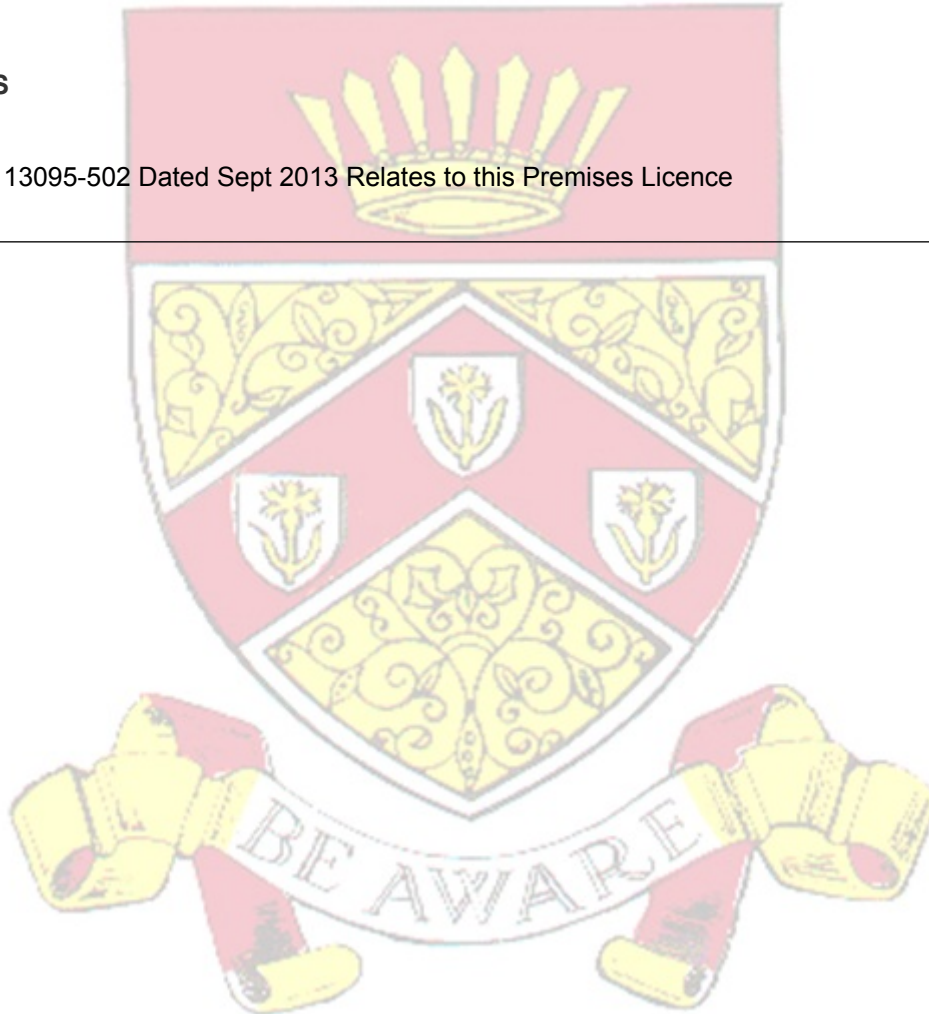
**PLA0408**

**ANNEX 3 – CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY**

N/A

**ANNEX 4 – PLANS**

Drawing No. 13095-502 Dated Sept 2013 Relates to this Premises Licence



Licensing Act 2003  
**Premises Licence** PLA0408

## Summary of Licence

### Premises Details

**POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDANCE SURVEY MAP REFERENCE OR DESCRIPTION**

**Lord Nelson Hotel**  
 Out Lane Croston Leyland PR26 9HJ

**WHERE THE LICENCE IS TIME LIMITED THE DATES**

Not applicable

**LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE**

- Indoor Sporting Event
- Performance of Live Music
- Performance of Recorded Music
- Other entertainment
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- Entertainment Facilities - Similar Desc
- Late Night Refreshment
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**THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES**

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Licensing Act 2003  
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**PLA0408**

Outdoors)	
Late Night Refreshment (Indoors & Outdoors)	Monday to Sunday 23:00 - 00:00
The sale by Retail of Alcohol (Indoors) (On the premises)	Monday to Sunday 11:00 - 00:00 An additional hour to be added to the terminal hour for supply of alcohol for New Years Eve.

**THE OPENING HOURS OF THE PREMISES**

Monday to Sunday 09:00-00:30

An additional hour to be added to the terminal hour for supply of alcohol for New Years Eve.

**WHERE THE LICENCE AUTHORISES THE SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES**

The sale by retail of alcohol for consumption ON the premises.

Part 2

**NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE**

Punch Taverns Limited Jubilee House Second Avenue Burton Upon Trent Staffs DE14 2WF

**REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)**

Punch Taverns Limited 03752645

**NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL**

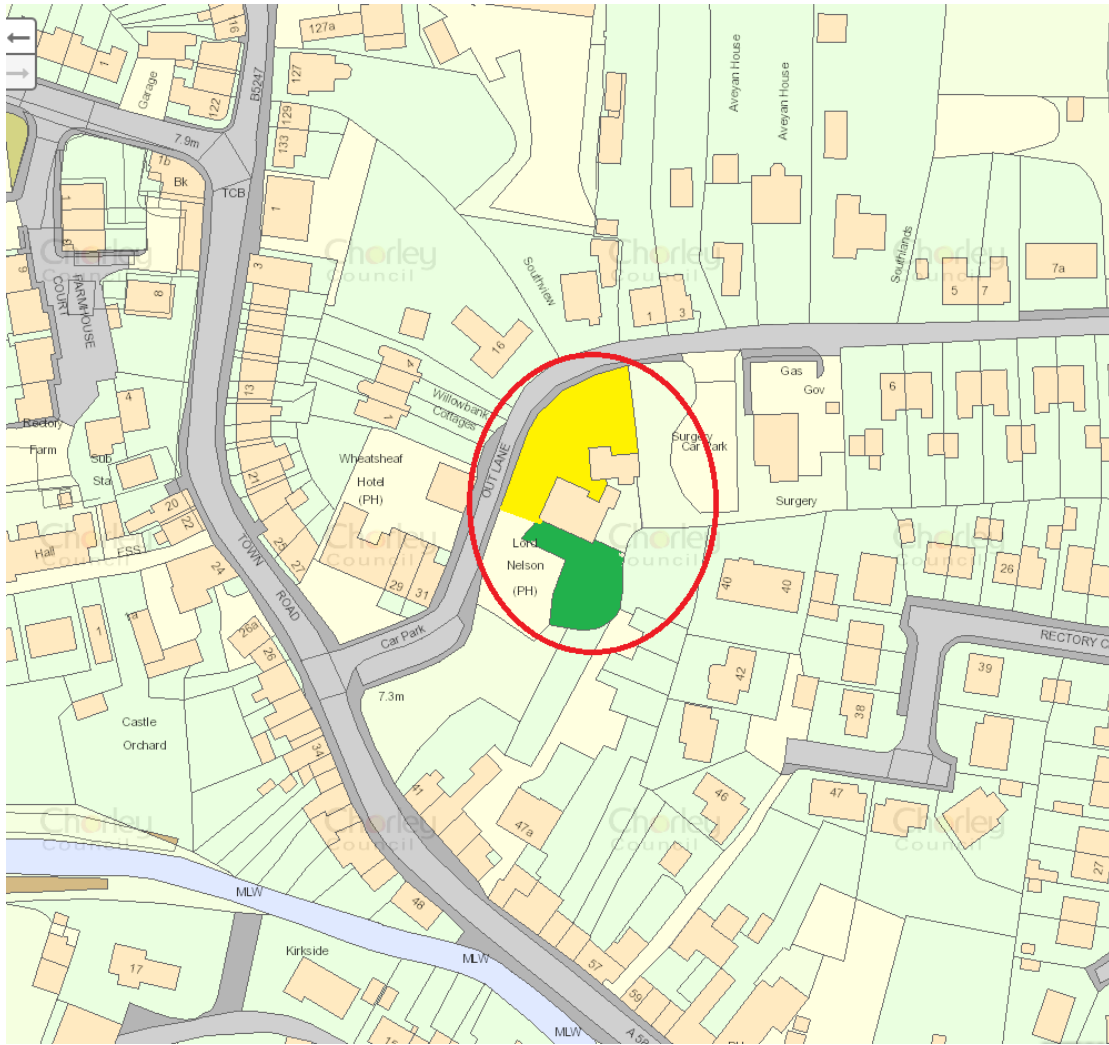
Mr John Russell

**STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED**

Restricted







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**Application to vary a premises licence under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

**I/We** Punch Taverns Limited

*(Insert name(s) of applicant)*

**being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below**

<b>Premises licence number</b> PLA0408
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**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description Lord Nelson Hotel Out Lane Croston			
Post town	Leyland	Postcode	PR26 9HJ

Telephone number at premises (if any)	n/a
Non-domestic rateable value of premises	£16,250 (Band B)

**Part 2 – Applicant details**

Daytime contact telephone number	03330 061119		
E-mail address (optional)	PunchLicensing@TLTsolicitors.com		
Current postal address if different from premises address	Jubilee House Second Avenue		
Post town	Burton Upon Trent	Postcode	DE14 2WF

**Part 3 - Variation**

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?  Yes  No

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)  Yes  No

**Please describe briefly the nature of the proposed variation** (Please see guidance note 2)

This is an application to remove the following conditions from Annex 2 – Conditions Consistent with the Operating Schedule;  
 6 ii. Noise from the premises shall not exceed ambient background noise at the boundary  
 a) Where noise from the premises exceeds ambient background noise at the boundary of the premises, steps shall be taken to reduce the volume accordingly.

To add the following conditions;

- Any entertainment held within the external area of the premises shall only take place between the months of April and September (inclusive) and shall cease at 9pm on any day.
- Any event held within the external area shall be documented by a risk assessment regarding preventing any noise disturbance to any nearby properties. Such a risk assessment shall be held at the premises for not less than 6 months and shall be produced to a responsible authority on request.

All hours, activities and remaining conditions currently permitted by the premises are to remain unchanged by this application.

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:

n/a
-----

**Part 4 Operating Schedule**

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

- | <b>Provision of regulated entertainment (Please see guidance note 3)</b>                                    | <b>Please tick all that apply</b> |
|---|-----------------------------------|
| a) plays (if ticking yes, fill in box A)  | <input type="checkbox"/>          |
| b) films (if ticking yes, fill in box B)  | <input type="checkbox"/>          |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/>          |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/>          |
| e) live music (if ticking yes, fill in box E)   | <input type="checkbox"/>          |
| f) recorded music (if ticking yes, fill in box F)   | <input type="checkbox"/>          |
| g) performances of dance (if ticking yes, fill in box G)  | <input type="checkbox"/>          |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/>          |

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

**Supply of alcohol** (if ticking yes, fill in box J)

**In all cases complete boxes K, L and M**

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>						
				Outdoors	<input type="checkbox"/>						
				Both	<input type="checkbox"/>						
Day	Start	Finish	Please give further details here (please read guidance note 5)								
Mon											
Tue											
Wed						State any seasonal variations for performing plays (please read guidance note 6)					
Thur											
Fri									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 (please read guidance note 7)		
Sat											
Sun											

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 5)					
Mon								
Tue								
Wed						State any seasonal variations for the exhibition of films (please read guidance note 6)		
Thur								
Fri						Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat								
Sun								

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)	
Day	Start	Finish		
Mon			State any seasonal variations for indoor sporting events (please read guidance note 6)	
Tue				
Wed				
Thur				Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 7)
Fri				
Sat				
Sun				



D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)					
Mon								
Tue								
Wed						<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Thur								
Fri						<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat								
Sun								

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 5)					
Mon								
Tue								
Wed						State any seasonal variations for the performance of live music (please read guidance note 6)		
Thur								
Fri						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 7)		
Sat								
Sun								

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 5)					
Mon								
Tue								
Wed						State any seasonal variations for the playing of recorded music (please read guidance note 6)		
Thur			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 7)					
Fri								
Sat								
Sun								

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 5)		
Tue					
Wed			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 6)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</b> (please read guidance note 7)		
Sat					
Sun					

H

<p><b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p><b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><b><u>Please give further details here</u></b> (please read guidance note 5)</p>		
Wed			<p><b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 6)</p>		
Thur			<p><b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)</p>		
Fri					
Sat					
Sun					

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 8)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 5)					
Mon								
Tue								
Wed						<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 6)		
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 7)					
Sat								
Sun								

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 6)					
Mon								
Tue								
Wed								
Thur						<b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 7)		
Fri								
Sat								
Sun								

K

**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 10).**



L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b>State any seasonal variations</b> (please read guidance note 6)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			
<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 7)			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

This is an application to remove the following conditions from Annex 2 – Conditions Consistent with the Operating Schedule;

- 6 ii. Noise from the premises shall not exceed ambient background noise at the boundary
- a) Where noise from the premises exceeds ambient background noise at the boundary of the premises, steps shall be taken to reduce the volume accordingly.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

**M** Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)**

As per current licence, save for those amendments made to the operating schedule by this application.

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

As per current licence

**c) Public safety**

As per current licence

**d) The prevention of public nuisance**

As per current licence, with the additions below;

- Any entertainment held within the external area of the premises shall only take place between the months of April and September (inclusive) and shall cease at 9pm on any day.
- Any event held within the external area shall be documented by a risk assessment regarding preventing any noise disturbance to any nearby properties. Such a risk assessment shall be held at the premises for not less than 6 months and shall be produced to a responsible authority on request.

**e) The protection of children from harm**

As per current licence

Checklist:

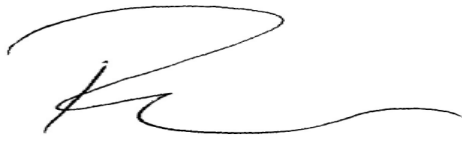
**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or (paid online)
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable (submitted online)
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**Part 5 – Signatures** (please read guidance note 12)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	 Piers Warne for TLT LLP
Date	22 <sup>nd</sup> July 2021
Capacity	Solicitor to Applicant

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent** (please read guidance note 14). **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 15)  
 Paul Uren  
 TLT LLP  
 One Redcliff Street

<b>Post town</b>	<b>Bristol</b>	<b>Post code</b>	<b>BS1 6TP</b>
<b>Telephone number (if any)</b>	<b>+44(0)3330 060213</b>		
<b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b> <b>paul.uren@TLTsolicitors.com</b>			

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## Comments for Licensing Application 21/00639/LAPLA

### Application Summary

Application Number: 21/00639/LAPLA

Address: Lord Nelson Hotel Out Lane Croston Leyland PR26 9HJ

Proposal: Premises Licence with Alcohol

Case Officer: Kerry Jenkinson

### Customer Details

Name: Mrs Anne Peet

Address: 51 Town Road, Croston, Leyland PR26 9RA

### Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

- The Prevention of Public Nuisance

Comment: 12:17 PM on 30 Jul 2021 We (the residents of 41-53 Town Road) object to the level of noise generated from the pub every Sunday whilst live music is being performed outside the premises. The volume level at times is such that it can still be clearly heard inside our property. Consequently ourselves and our neighbours are unable to use our gardens, all of which are alongside the pub.

Whilst we would find it acceptable to have occasional disruption, we find it unacceptable on a weekly basis.

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