

Licensing Act 2003 Sub-Committee

Wednesday, 2nd November 2022, 2.00 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 for the review of a Premises Licence, The Imperial 59 Union Street, Chorley,**

(Pages 5 - 40)

Report of the Director of Planning and Development attached.

Gary Hall
Chief Executive

Electronic agendas sent to Members of the Licensing Act 2003 Sub-Committee Councillor Matthew Lynch (Chair), Councillor Margaret France (Vice-Chair) and Councillor Margaret France and Alan Platt.

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**LICENSING ACT 2003 SUB-COMMITTEE
HEARING PROCEDURE
REVIEW OF CLUB PREMISES CERTIFICATE / PREMISES LICENCE**

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/Other Persons
- The Licence Holder

5. THE APPLICANT FOR THE REVIEW AND/OR LEGAL REPRESENTATIVE MAKES REPRESENTATIONS REGARDING THEIR APPLICATION

6. QUESTIONS TO THE APPLICANT FOR THE REVIEW AND/OR LEGAL REPRESENTATIVE FROM:

- Sub-Committee
- Responsible Authorities/Other Persons
- The Licence Holder

6. REPRESENTATIONS FROM RESPONSIBLE AUTHORITIES

7. QUESTIONS TO RESPONSIBLE AUTHORITIES FROM:

- Sub-Committee
- The Applicant and/or Legal Representative
- Other Persons
- The Licence Holder

8. REPRESENTATIONS FROM OTHER PERSONS

9. QUESTIONS TO OTHER PERSONS FROM:

- Sub-Committee
- The Applicant and/or Legal Representative
- Responsible Authorities
- The Licence Holder

10. REPRESENTATION FROM LICENCE HOLDER**11. QUESTIONS TO LICENCE HOLDER FROM:**

- Sub-Committee
- The Applicant and/or Legal Representative
- Responsible Authorities/Other Persons

12. APPLICANT INVITED TO BRIEFLY SUMMARISE (IF THEY WISH)**13. RESPONSIBLE AUTHORITIES INVITED TO BRIEFLY SUMMARISE (IF THEY WISH)****14. OTHER PERSONS INVITED TO BRIEFLY SUMMARISE (IF THEY WISH)****15. LICENCE HOLDER INVITED TO SUM UP (IF THEY WISH)****16. DECISION MAKING**

All parties retire whilst Sub-Committee makes decision

17. NOTICE OF DECISION

Parties re-admitted and Chair announces decision and reasons



Report of	Meeting	Date
Director of Planning and Development	Licensing Act 2003 Sub Committee	02 nd November 2022

Confidential report	Yes	No
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Premises Details

Premises Name:	The Imperial	Address:	59 Union Street, Chorley, PR7 1AB
Premises Holder:	Trust Inns limited	DPS:	No current DPS on premises licence Mr Phillip Marrow until (09.09.22)

Reason for referral

- To advise members that an application for the review of a premises licence in respect of the premises detailed above has been received.
- To request that members give due consideration to the application and any relevant representations and take such steps as are considered appropriate for the promotion of the licensing objectives.

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.
- Any relevant representations

Background

8. The premises have been licensed in the name of the current premises licence holders name since the licence was transferred in 2005 under the grandfather rights when the Licensing Act 2003 was introduced. The premises licence was granted to the current licence holder and there has been regular variation applications submitted for a Change of Designated Premises Supervisor. Currently there is no designated premises supervisor on the premises licence A copy of the current licence appended at [Appendix 1](#).
9. The premises is located in the main city centre on Union Street and on the corner of Fellery Street which is opposite the Flat Iron carpark. The building is a two-storey traditional end semidetached building. It is next door to a building which houses a café which does not reflect on the night-time economy. At the side of the licensed premises on Fellery Street are mainly residential family type houses. A location map of the premises is appended at [Appendix 2](#).

Application for review of a premises licence

10. On 09th September 2022, an application for the review of a premises licence was received from PC 6884 Stephen Connolly, for an on behalf of the Chief Constable of Lancashire. The Officer is concerned with the Prevention of Public Nuisance and Public Safety objectives being undermined at the premises. A copy of the application is appended at [Appendix 3](#)
11. The grounds for the review are as follows:

The Imperial is a licensed premises situated on Union Street within Chorley Town Centre and is currently permitted to open until 02:30hrs daily, with the sale by retail of alcohol until 02:00hrs daily.

The premises licence is held by Trust Inn Ltd, and the current tenant is Christopher TICKLE.

Below is a summary of events which Lancashire Constabulary have recorded for the premises: - On 30th March 2022 we received from Chorley Borough Council an application to vary the DPS to Darren TICKLE, the brother of Christopher TICKLE. This application was objected to by PS 4159 BYRNE based upon the Crime & Disorder and Public Safety licensing objectives.

On 13th May 2022 we received from Chorley Borough Council an application to vary the DPS to Brendan FERGUSON. This was not objected to and the premises opened for trade. Later that evening Sgt 4065 Harrison advised us that he had been given information that upon reopening the premises attracted a number of people that had been banned by the Chorley Pub Watch.

On Saturday 14th May 2022 at 0305hrs, Lancashire Constabulary received a 999 report regarding a male headbutting a female inside the premises causing injury and bleeding to the female. This incident was recorded under incident reference LC20220514-0164.

On the 20th May 2022 we received from Chorley Borough Council notification that FERGUSON had resigned as DPS of the premises with immediate effect as of 19th May 2022.

On the 27th May 2022 we received from Chorley Borough Council another application to vary the DPS to Lee HOLDEN.

On 1st June 2022 at 11:55hrs I attended the premises in company with Lancashire Constabulary Licensing Officer Simon JAMES and Chorley Borough Council Licensing officer Usman GAZRA with a view to completing a DPS interview with HOLDEN. Following a

conversation with HOLDEN on the telephone where he admitted to only submitting the application as a "FAVOUR FOR A MATE" and already worked full time elsewhere and struggled to attend the Imperial. Given this admission from HOLDEN I made representations on behalf of Lancashire Constabulary as I believed that he was unable to uphold the Licensing Objectives.

On 10th June 2022, we received from Chorley Borough Council an application to vary the DPS, this time to Phillip MARROW. MARROW was spoken with on the telephone by Lancashire Constabulary Licensing Officer Simon JAMES where he claimed that he was investing money into the premises to facilitate with some renovation. Lancashire Constabulary made no representations with regard to this.

On Friday 24th June 2022 at 23:39hrs, PC 5046 HOLDER entered the premises as part of Operation Night safe, a policing operation dedicated to minimising alcohol related crime & disorder within the Night-time Economy. During the visit there was extremely loud music being played. The DPS was not present, and officers spoke with a female bar manager who confirmed that there were no door supervisors present. Upon exiting PC HOLDER commented to his colleague about how loud it was inside the premises.

On Sunday 10th July 2022 at 00:06hrs, Lancashire Constabulary received a 999 call from staff at the premises reporting that they were struggling to manage the behaviour of a customer who kept returning and causing problems. Loud music from the premises can be heard in the background of the call and the staff member of duty confirmed that there were no door supervisors employed at the premises. This was recorded as a nuisance under log reference LC-20220710-0007.

On Sunday 10th July 2022 at 00:45hrs PC 2792 NEWITT and PC 8236 BOZDOGAN visited the premises and spoke with Lisa WORTHINGTON who presented as the manager. They noted that the DPS was not present and there were no door staff on duty. WORTHINGTON advised that they will be hiring door staff along with glass collectors.

On Friday 16th July 2022 at 00:36hrs PC 2456 LILLEY and PC 139 HOLTON entered the premises as part of Operation Night safe, a policing operation dedicated to minimising alcohol related crime & disorder within the Night-time Economy. Prior to arrival loud music was heard emanating from the premises and a lone male was drinking from a pint glass by the front entrance. Officers engage with a Laura WORTHINGTON who presents to them as the manager, due to the noise she asks officers to step into the foyer to talk, she passes a comment along the lines of "CAN'T HEAR A FUCKING THING IN THERE". She advises that there are no door staff employed currently but were looking to employ them. Upon completing a walk through of the premises one of the customers become argumentative with officers demanding them for a warrant.

On Saturday 30th July 2022 at 0100hrs, Police Inspector 3762 Carr attended the premises and noted that there were no door supervisors employed by the premises. 5

On 3rd August 2022, Lancashire Constabulary received an online report of an assault which occurred at the premises on Sunday 31st July 2022 between 17:00- 18:30hrs. This was recorded as actual bodily harm and criminal damage under log reference LC-20220803-0594

On Saturday 6th August 2022 at 00:25hrs, Lancashire Constabulary received a report of an assault at the premises. The complainant names an individual that is currently banned by Chorley Pub watch and states that they were a "PART TIME BOUNCER" at the premises. This was recorded as an assault without injury under log reference LC-20220806-0033

On 16th August 2022 we received an email from Nathan HOWSON at Chorley Borough Council outlining a visit he had completed to the premises.

On Friday 18th August 2022 at 00:28hrs, Lancashire Constabulary received a report of 15 fighting outside at the premises. The complainant states that it happened inside the premises

before spilling out on to the street. This was recorded under log reference LC-20220819-0035

On Thursday 1st September 2022 at 23:07hrs, Lancashire Constabulary were made aware of a fight ongoing outside the premises. The CCTV showed a large number of persons exiting the premises before fights between parties occurred on the street. Several of those involved re-entered the premises afterwards. Officers attended the premises and engaged with a female who presented with injuries to her face, whilst speaking with her she became non-compliant with officers and assaulted them, leading to her arrest. Following further information being received a male inside the premises was arrested shortly after this. This incident has been recorded as an actual bodily harm, 2 x assaults against police officers and an affray under the log number LC-20220901-1504

On the Sunday 4th September 2022 at 02:26hrs, Lancashire Constabulary received a 999-call reporting an assault at the premises and requesting police attendance. CCTV shows several persons leaving the premises before crossing over to the FLAT IRON CAR PARK and a fight starts between three females which is eventually split up. Shortly after that two males leave the premises with one appearing so intoxicated that he is unable to physically walk unassisted. Several minutes later the fight flares up again resulting in one of the females being taken to the floor before being physically removed from the area for a short while. Upon their return this female is then physically restrained outside. Officers' arrival shortly after this, no persons make any complaint of assault however they do describe one of the females as heavily intoxicated. This incident is recorded under log LC-20220904-0190.

On Monday 5th September 2022 I contacted Bryn HAYES at Trust Inns Ltd to discuss the recent incidents and my concerns over the management of the premises. I advised him that given the fact that there had been more violence at the premises and there had been no progression from them taking action against their tenants that I had no choice other than to apply for a review of the premises licence.

Over the next few days, I maintained contact with HAYES, who advised me that on 8th September he was going onto annual leave and wouldn't be able to take any action against his tenants until his return. In the spirit of working with HAYES, I advised that I would be willing to hold off on submitting my review on the condition that the premises employs SIA registered Door Supervisors on Friday & Saturday nights to minimise any further impact on the licensing objectives. HAYES advised me on 7th September that he had a meeting planned with his tenant to discuss the running of the premises and that he must have door supervisors employed for the weekend, however, on 8th September HAYES advised me this meeting was cancelled and I received no confirmation that the premises was going to utilise Door Supervisors.

On the 7th September 2022 I also spoke with a female called ALISON who identified herself as the bar manager for the premises. She was insistent that the incident on the 4th wasn't connected with the premises and didn't seem to grasp the seriousness of customers leaving the premises and fighting on the street. Following this phone call, I received a call from Christopher TICKLE asking why I had objected to his DPS variation application which I advised him that since the application was submitted there had been incidents of violence at the premises which had caused me concerns over his management of the premises. He presented as completely unaware of the incidents and was only able to relay what ALISON had told him about no fight occurring inside the premises. On Thursday 8th September 2022, Lancashire Constabulary received a report from staff at the premises alleging that they had been inside the premises the night before off duty when two customers entered and began disputing with her about service resulting in them assaulting her. This has been recorded as an assault without injury under log reference LC-20220908-0691.

In light of the above, Lancashire Constabulary request that the sub-committee review the premises licence.

12. On 04th October 2022 PC6884 Stephen Connolly submitted a number of files containing voice recordings taken through Lancashire Police’s comms system, Body Cam footage from officers who attended the premises together with footage obtained from the town centre CCTV. These are all in relation to incidents at the premises. These are appended to the report as Appendix 4(a) – 4(n).

Advertisement of the application and relevant representations

13. The application was advertised in accordance with the regulations in that a notice was displayed at the premises, at the Council Offices and a copy of the application was published on the Council’s website for the whole 28-day consultation period.
14. In response to this consultation and on 07/10/22, Mr Nathan Howson Enforcement Team Leader (Licensing) an authorised officer of Chorley Council under the Licensing Act 2003, on behalf of Chorley Council made a representation. This representation is appended as Appendix 5 and 5a and relates to the Prevention of Prevention of Crime and Disorder 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.

Comments of the Monitoring Officer

17. The options available to the sub-committee are referred to in paragraph 19 below. The premises licence holder and any person who made relevant representations may appeal to the magistrates’ court against a decision within 21 days of notice of the decision. The duty of the sub-committee to have regard to relevant representations, national guidance issued by the Home Office under section 182 of the Licensing Act 2003 and also the Council’s adopted local policy is referred to in the body of the report.
Aspects of the Human Rights Act 1998 are engaged, including the right to a fair hearing and the protection of property.

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, beginning with the day of the hearing.
19. In accordance with Section 52, the Authority must, having regard to the application and any relevant representations, take such steps mentioned below (if any) as it considers appropriate for the promotion of the licensing objectives:
 - to modify the conditions of the licence;

- to exclude a licensable activity from the scope of the licence;
- to remove the designated premises supervisor;
- to suspend the licence for a period not exceeding three months;
- to revoke the licence.

20. For the purposes of the previous paragraph, a condition of the licence is modified if any of them are altered, or omitted, or any new condition is imposed.

Jonathan Noad
 Director of Planning and Development

Appendices

The below appendices will be made accessible to members of the public upon individual request.

Appendix	Description
Appendix 1	Current premises licence
Appendix 2	Location map of the surrounding area
Appendix 3	Application for the review of a premises licence
Appendix 4a	Bodycam footage BWV Nightsafe Visit 02_07_22
Appendix 4b	Bodycam footage BWV Nightsafe Visit 10_07_22
Appendix 4c	Bodycam footage BWV Nightsafe visit 16_07_22
Appendix 4d	Bodycam footage BWV Nightsafe Visit 24_06_22
Appendix 4e	Summary Report Imperial File (1).pdf
Appendix 4f	Summary Report Imperial File.pdf
Appendix 4g	Comms voice recording Log 0007 - WAV
Appendix 4h	Comms voice recording Log 0033 WAV
Appendix 4i	Comms voice recording Log 0035 - WAV
Appendix 4j	Bodycam footage 01.09.2022 Log 1504 - BWV 1
Appendix 4k	Bodycam footage 01.09.2022 Log 1504 - BWV 2
Appendix 4l	Chorley Town centre CCTV footage 01.09.2022 Log 1504 - CCTV 1
Appendix 4m	Chorley Town centre CCTV footage 01.09.2022 Log 1504 - CCTV 2
Appendix 4n	Chorley Town centre CCTV footage 04.09.2022 Log 190 - CCTV4
Appendix 5	Relevant representation- Nathan Howson (Licensing)
Appendix 5a	Correspondence to licence holder from Nathan Howson

Background papers

Document	Date	Place of Inspection
The Council's Statement of Licensing Policy	2016 - 2021	The Council's Statement of Licensing Policy
Secretary of State Section 182 Guidance	April 2018	Secretary of State Section 182 Guidance

Report Author	Ext	Date
Usman Gazra		17/10/2022

Licensing Act 2003
Premises Licence PLA0253

Part 1 – Premises Details

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

The Imperial
 59 Union Street Chorley PR7 1AB

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- Exhibition of Film
- Indoor Sporting Event
- Performance of Live Music
- Performance of Recorded Music
- Performance of Dance
- Entertainment Facilities - Making Music
- Entertainment Facilities - Dancing
- 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
Exhibition of Film (Indoors)	Monday to Sunday 10:00 - 02:00 Non Standard Timings: Where the hours for sale of alcohol are extended hereunder, these hours are also extended.
Indoor Sporting Event (Indoors)	Monday to Sunday 10:00 - 02:00 Where the hours for sale of alcohol are extended hereunder, these hours are also extended. 10:00 02:00 Non Standard Timings:



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Performance of Live Music (Indoors)	Monday to Sunday 10:00 - 02:00
Performance of Recorded Music (Indoors)	Monday to Sunday 10:00 - 02:00 Where the hours for sale of alcohol are extended hereunder, these hours are also extended. 10:00 02:00 Non Standard Timings:
Performance of Dance (Indoors)	Monday to Sunday 10:00 - 02:00 Where the hours for sale of alcohol are extended hereunder, these hours are also extended. 10:00 02:00 Non Standard Timings:
Entertainment Facilities - Making Music (Indoors)	Monday to Sunday 10:00 - 02:00
Entertainment Facilities - Dancing (Indoors)	Monday to Sunday 10:00 - 02:00
Entertainment Facilities - Similar Description (Indoors)	Monday to Sunday 10:00 - 02:00
Late Night Refreshment (Indoors)	Monday to Sunday 23:00 - 02:00
The sale by Retail of Alcohol (Indoors) (On and off the premises)	Monday to Sunday 10:00 - 02:00 Non Standard Timings: New Years Eve - 11.00am to New Years Day until 02.00am on the 2nd January without interruption

THE OPENING HOURS OF THE PREMISES
<p>Monday to Sunday 10:00-02:30</p> <p>Non Standard Timings: New Years Eve:10.00 to New Years Day - terminal hour as proposed. The premises will close 30 minutes after the end of non standard timings identified in Box M above.</p>

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

Part 2

Licensing Act 2003
Premises Licence

PLA0253

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Trust Inns Limited
Blenheim House Foxhole Road Chorley PR7 1NY
Email address: licensing@trustinns.co.uk
Mobile phone number: Bryn Hayes (Area Manager) [REDACTED]
Telephone number: [REDACTED]

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

Trust Inns Limited 03011034

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Phillip Marrow
[REDACTED]
Email address: [REDACTED]
Mobile phone number: [REDACTED]

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence Number: PA1344 Issuing Authority: Chorley Borough Council

ANNEXES

ANNEX 1 – MANDATORY CONDITIONS

MANDATORY DRINKS CODE

No supply of alcohol may be 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.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

ALCOHOL PROMOTIONS

(1) The responsible person must 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.



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(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 in a manner which carries a significant risk of undermining a licensing objective ;

(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 in a manner which carries a significant risk of undermining a licensing objective;

(d) 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

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

FREE TAP WATER

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

AGE VERIFICATION

- (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) 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 either;
 - (a) a holographic mark, or .
 - (b) an ultraviolet feature. .

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) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.



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EXHIBITION OF FILMS

- 1a) The Premises licence holder shall ensure that the admission of children to the exhibition of any film shall be restricted in accordance with section 20 of the Licensing Act 2003 (the Act)
- 1b) Unless section 20(3) (b) of the Act applies, admission of children to the exhibition of any film must be restricted in accordance with any recommendation made by the film classification board specified in this licence
- 1c) Where section 20(3) (b) of the Act applies, admission of children to the exhibition of any film must be restricted in accordance with any recommendation made by the licensing authority
- 1d) Where no film classification board is specified in this licence admission of children to the exhibition of any film shall be restricted in accordance with any recommendation made by the licensing authority.
- 1e) For the purposes of this condition:-
"children" means persons aged under 18; and
"film classification board" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984
(authority to determine suitability of video works for classification)

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.

SCHEDULE Mandatory Licensing Condition

MINIMUM DRINKS PRICING

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1-
(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(a); .
(b) "permitted price" is the price found by applying the formula $P = D + (D \times V)$

where-

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and



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(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994(b).

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

ANNEX 2 – CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

- 1) Any person exercising a security activity as defined in the Private Security Industry Act 2001 will be employed at the premises at the discretion of the designated premises supervisor/holder of the Premises Licence.
- 2) Any person exercising a security activity as defined above will clearly display his name badge at all times whilst on duty.
- 3) No customers apparently carrying open bottles upon entry shall be admitted to the premises at any times the premises are open to the public.
- 4) CCTV will be fitted at the premises, with facilities to record images and store them for 31 days.
- 5) Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose. The maximum occupancy of the building (including staff and performers) will be restricted to 120 persons.
- 6) To comply with the reasonable requirements of the fire officer from time to time.
- 7) To comply with the reasonable requirements of the building control officer.
- 8) Where appropriate, prominent, clear and legible notices shall be displayed at all exits requesting the public respect the needs of local residents and to leave the premises and area quietly.
- 9) Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.
- 10) The restrictions set out in the Licensing Act 2003 will apply.
- 11) Children under the age of 18 shall not be permitted to enter the premises after 21.00

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

- 1) All windows and internal lobby door to be kept closed during entertainment except in the event of an



Licensing Act 2003
Premises Licence

PLA0253

emergency.

2) Any amplified sound must be connected to a noise limiter or cut out device of a type and with settings approved by Environment Services and to be used at all times during public entertainment. Officers from the Environmental Services Unit reserve the right to check the settings on the noise limiter at any reasonable time.

3) The licensee shall ensure that the noise limiting or cut out device is not tampered with, by-passed or adjusted in any manner without the consent of the Environmental Services Unit.

4) The licensee shall ensure that the noise limiter or cut out device is working at all times and will not hold public entertainment in the event that the noise limiter or cut out device ceases to work. Environmental Services should be notified of any fault as soon as is reasonably practicable.

5) Environmental Services should be notified within 24 hours of any amendment or adaptation to the entertainment equipment (i.e. amplifiers and speakers) or noise limiter/cut out device in place at the time the licence is granted.

6) In the event that the licensee surrenders the tenancy, the licensee shall notify the Council in writing within 24 hours of doing so.

7) All recorded music to be at a background level only from 23.00 onwards

ANNEX 4 – PLANS



Licensing Act 2003
Premises Licence PLA0253

Summary of Licence

Premises Details

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

The Imperial
 59 Union Street Chorley PR7 1AB

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- Exhibition of Film
- Indoor Sporting Event
- Performance of Live Music
- Performance of Recorded Music
- Performance of Dance
- Entertainment Facilities - Making Music
- Entertainment Facilities - Dancing
- Entertainment Facilities - Similar Desc
- 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
Exhibition of Film (Indoors)	Monday to Sunday 10:00 - 02:00 Non Standard Timings: Where the hours for sale of alcohol are extended hereunder, these hours are also extended.
Indoor Sporting Event (Indoors)	Monday to Sunday 10:00 - 02:00 Where the hours for sale of alcohol are extended hereunder, these hours are also extended. 10:00 02:00



Licensing Act 2003
Premises Licence PLA0253

	Non Standard Timings:
Performance of Live Music (Indoors)	Monday to Sunday 10:00 - 02:00
Performance of Recorded Music (Indoors)	Monday to Sunday 10:00 - 02:00 Where the hours for sale of alcohol are extended hereunder, these hours are also extended. 10:00 02:00 Non Standard Timings:
Performance of Dance (Indoors)	Monday to Sunday 10:00 - 02:00 Where the hours for sale of alcohol are extended hereunder, these hours are also extended. 10:00 02:00 Non Standard Timings:
Entertainment Facilities - Making Music (Indoors)	Monday to Sunday 10:00 - 02:00
Entertainment Facilities - Dancing (Indoors)	Monday to Sunday 10:00 - 02:00
Entertainment Facilities - Similar Description (Indoors)	Monday to Sunday 10:00 - 02:00
Late Night Refreshment (Indoors)	Monday to Sunday 23:00 - 02:00
The sale by Retail of Alcohol (Indoors) (On and off the premises)	Monday to Sunday 10:00 - 02:00 Non Standard Timings: New Years Eve - 11.00am to New Years Day until 02.00am on the 2nd January without interruption

THE OPENING HOURS OF THE PREMISES
<p>Monday to Sunday 10:00-02:30</p> <p>Non Standard Timings: New Years Eve:10.00 to New Years Day - terminal hour as proposed. The premises will close 30 minutes after the end of non standard timings identified in Box M above.</p>

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

Licensing Act 2003
Premises Licence **PLA0253**

Part 2

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Trust Inns Limited Blenheim House Foxhole Road Chorley PR7 1NY

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

Trust Inns Limited 03011034

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

Phillip Marrow

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





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Application for the review of a premises licence or club premises certificate 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 PC 6884 Stephen Connolly on behalf of the Chief Constable of Lancashire.
(Insert name of applicant)

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Imperial, Union Street	
Post town Chorley	Post code (if known) PR1 3BT

Name of premises licence holder or club holding club premises certificate (if known) Trust Inns Ltd

Number of premises licence or club premises certificate (if known) PLA0253
--

Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
 - a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

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

Surname

First names

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Lancashire Constabulary South Licensing Team Preston Police Station Lancaster Road North Preston Lancs PR1 2SA
Telephone number (if any) 01772 209785
E-mail address (optional) southlicensing@lancashire.police.uk

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please state the ground(s) for review (please read guidance note 1)

The Imperial is a licensed premises situated on Union Street within Chorley Town Centre and is currently permitted to open until 02:30hrs daily, with the sale by retail of alcohol until 02:00hrs daily.

The premises licence is held by Trust Inn Ltd, and the current tenant is Christopher TICKLE.

Below is a summary of events which Lancashire Constabulary have recorded for the premises: -

On 30th March 2022 we received from Chorley Borough Council an application to vary the DPS to Darren TICKLE, the brother of Christopher TICKLE. This application was objected to by PS 4159 BYRNE based upon the Crime & Disorder and Public Safety licensing objectives.

On 13th May 2022 we received from Chorley Borough Council an application to vary the DPS to Brendan FERGUSON. This was not objected to and the premises opened for trade. Later that evening Sgt 4065 Harrison advised us that he had been given information that upon reopening the premises attracted a number of people that had been banned by the Chorley Pub Watch.

On Saturday 14th May 2022 at 0305hrs, Lancashire Constabulary received a 999 report regarding a male headbutting a female inside the premises causing injury and bleeding to the female. This incident was recorded under incident reference LC-20220514-0164

On the 20th May 2022 we received from Chorley Borough Council notification that

FERGUSON had resigned as DPS of the premises with immediate effect as of 19th May 2022.

On the 27th May 2022 we received from Chorley Borough Council another application to vary the DPS to Lee HOLDEN.

On 1st June 2022 at 11:55hrs I attended the premises in company with Lancashire Constabulary Licensing Officer Simon JAMES and Chorley Borough Council Licensing officer Usman GAZRA with a view to completing a DPS interview with HOLDEN. Following a conversation with HOLDEN on the telephone where he admitted to only submitting the application as a "FAVOUR FOR A MATE" and already worked full time elsewhere and struggled to attend the Imperial. Given this admission from HOLDEN I made representations on behalf of Lancashire Constabulary as I believed that he was unable to uphold the Licensing Objectives.

On 10th June 2022, we received from Chorley Borough Council an application to vary the DPS, this time to Phillip MARROW. MARROW was spoken with on the telephone by Lancashire Constabulary Licensing Officer Simon JAMES where he claimed that he was investing money into the premises to facilitate with some renovation. Lancashire Constabulary made no representations with regard to this.

On Friday 24th June 2022 at 23:39hrs, PC 5046 HOLDER entered the premises as part of Operation Nightsafe, a policing operation dedicated to minimising alcohol related crime & disorder within the Night-time Economy. During the visit there were extremely loud music being played. The DPS was not present, and officers spoke with a female bar manager who confirmed that there were no door supervisors present. Upon exiting PC HOLDER commented to his colleague about how loud it was inside the premises.

On Sunday 10th July 2022 at 00:06hrs, Lancashire Constabulary received a 999 call from staff at the premises reporting that they were struggling to manage the behaviour customer who kept returning and causing problems. Loud music from the premises can be heard in the background of the call and the staff member of duty confirmed that there were no door supervisors employed at the premises. This was recorded as a nuisance under log reference LC-20220710-0007.

On Sunday 10th July 2022 at 00:45hrs PC 2792 NEWITT and PC 8236 BOZDOGAN visited the premises and spoke with Lisa WORTHINGTON who presented as the manager. They noted that the DPS was not present and there were no door staff on duty. WORTHINGTON advised that they will be hiring door staff along with glass collectors.

On Friday 16th July 2022 at 00:36hrs PC 2456 LILLEY and PC 139 HOLTON entered the premises as part of Operation Nightsafe, a policing operation dedicated to minimising alcohol related crime & disorder within the Night-time Economy. Prior to arrival loud music was heard emanating from the premises and a lone male was drinking from a pint glass by the front entrance. Officers engage with a Laura WORTHINGTON who presents to them as the manager, due to the noise she asks officers to step into the foyer to talk, she passes a comment along the lines of "CAN'T HEAR A FUCKING THING IN THERE". She advises that there are no door staff employed currently but were looking to employ them. Upon completing a walk through of the premises one of the customers become argumentative with officers demanding them for a warrant.

On Saturday 30th July 2022 at 0100hrs, Police Inspector 3762 Carr attended the premises and noted that there were no door supervisors employed by the premises.

On 3rd August 2022, Lancashire Constabulary received an online report of an assault which occurred at the premises on Sunday 31st July 2022 between 17:00-18:30hrs. This was recorded as actual bodily harm and criminal damage under log reference LC-20220803-0594

On Saturday 6th August 2022 at 00:25hrs, Lancashire Constabulary received a report of an assault at the premises. The complainant names an individual that is currently banned by Chorley Pub watch and states that they were a "PART TIME BOUNCER" at the premises. This was recorded as an assault without injury under log reference LC-20220806-0033

On 16th August 2022 we received an email from Nathan HOWSON at Chorley Borough Council outlining a visit he had completed to the premises.

On Friday 18th August 2022 at 00:28hrs, Lancashire Constabulary received a report of 15 fighting outside at the premises. The complainant states that it happened inside the premises before spilling out on to the street. This was recorded under log reference LC-20220819-0035

On Thursday 1st September 2022 at 23:07hrs, Lancashire Constabulary were made aware of a fight ongoing outside the premises. The CCTV showed a large number of persons exiting the premises before fights between parties occurred on the street. Several of those involve re-entered the premises afterwards. Officers attended the premises and engaged with a female who presented with injuries to her face, whilst speaking with her she became non-compliant with officers and assaulted them, leading to her arrest. Following further information being received a male inside the premises was arrested shortly after this. This incident has been recorded as an actual bodily harm, 2 x assaults against police officers and an affray under the log number LC-20220901-1504

On the Sunday 4th September 2022 at 02:26hrs, Lancashire Constabulary received a 999-call reporting an assault at the premises and requesting police attendance. CCTV shows several persons leaving the premises before crossing over to the FLAT IRON CAR PARK and a fight starts between three females which is eventually split up. Shortly after that a two males leave the premises with one appearing so intoxicated that he is unable to physically walk unassisted. Several minutes later the fight flares up again resulting in one of the females being taken to the floor before being physically removed from the area for a short while. Upon their return this female is then physically restrained outside. Officers' arrival shortly after this, no persons make any complaint of assault however they do describe one of the females as heavily intoxicated. This incident is recorded under log LC-20220904-0190.

On Monday 5th September 2022 I contacted Bryn HAYES at Trust Inns Ltd to discuss the recent incidents and my concerns over the management of the premises. I advised him that given the fact that there had been more violence at the premises and there had been no progression from them taking action against their tenants that I had no choice other than to apply for a review of the premises licence.

Over the next few days, I maintained contact with HAYES, who advised me that on 8th September he was going onto annual leave and wouldn't be able to take any action against his tenants until his return. In the spirit of working with HAYES, I advised that I would be willing to hold off on submitting my review on the condition that the premises employs SIA registered Door Supervisors on Friday & Saturday nights to minimise any further impact on the licensing objectives. HAYES advised me on 7th September that he had a meeting planned with his tenant to discuss the running of the premises and that he must have door supervisors employed for the weekend, however, on 8th September HAYES advised me this meeting was

cancelled and I received no confirmation that the premises was going to utilise Door Supervisors.

On the 7th September 2022 I also spoke with a female called ALISON who identified herself as the bar manager for the premises. She was insistent that the incident on the 4th wasn't connected with the premises and didn't seem to grasp the seriousness of customers leaving the premises and fighting on the street. Following this phone call, I received a call from Christopher TICKLE asking why I had objected to his DPS variation application which I advised him that since the application was submitted there had been incidents of violence at the premises which had caused me concerns over his management of the premises. He presented as completely unaware of the incidents and was only able to relay what ALISON had told him about no fight occurring inside the premises.

On Thursday 8th September 2022, Lancashire Constabulary received a report from staff at the premises alleging that they had been inside the premises the night before off duty when two customers entered and began disputing with her about service resulting in them assaulting her. This has been recorded as an assault without injury under log reference LC-20220908-0691.

In light of the above, Lancashire Constabulary request that the sub-committee review the premises licence.

Please provide as much information as possible to support the application
(please read guidance note 2)

- Statements from officers attending incidents
- Statement from Licensing Officer submitting application
- Police reports
- Police bodyworn camera footage
- CCTV of incidents

Please tick yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

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If you have made representations before relating to this premises please state what they were and when you made them

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- 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, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant’s solicitor or other duly authorised agent (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature 

Date 09/09/22

Capacity Licensing Officer, Lancashire Constabulary

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5) Lancashire Constabulary South Licensing Team Preston Police Station Lancaster Road North	
Post town Preston	Post Code PR1 2SA
Telephone number (if any) 01772 209785	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) SouthLicensing@lancashire.police.uk	

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

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Copy and paste the below link into explorer to view the recordings.

[Index of \\cwft\Temp Storage\Licensing\Imperial\](#)

List of Appendices for evidence submitted by PC Connolly on 04/10/2022

Appendix 4(a) Bodycam footage [BWV Nightsafe Visit 02_07_22\(transcode\).mp4](#)

Appendix 4(b) Bodycam footage [BWV Nightsafe Visit 10_07_22\(transcode\).mp4](#)

Appendix 4(c) Bodycam footage [BWV Nightsafe visit 16_07_22\(transcode\).mp4](#)

Appendix 4(d) Bodycam footage [BWV Nightsafe Visit 24_06_22\(transcode\).mp4](#)

Appendix 4(e) Summary Report [Imperial File \(1\).pdf](#)

Appendix 4(f) Summary Report [Imperial File.pdf](#)

Appendix 4(g) Comms voice recording [Log 0007 - WAV\(transcode\).m4a](#)

Appendix 4(h) Comms voice recording [Log 0033 WAV\(transcode\).m4a](#)

Appendix 4(i) Comms voice recording [Log 0035 - WAV\(transcode\).m4a](#)

Appendix 4(j) Bodycam footage 01.09.2022 [Log 1504 - BWV 1.mp4](#)

Appendix 4(k) Bodycam footage 01.09.2022 [Log 1504 - BWV 2.mp4](#)

Appendix 4(l) Chorley Town centre CCTV footage 01.09.2022 [Log 1504 - CCTV 1.mp4](#)

Appendix 4(m) Chorley Town centre CCTV footage 01.09.2022 [Log 1504 - CCTV 2.mp4](#)

Appendix 4(n) Chorley Town centre CCTV footage 04.09.2022 [Log 190 - CCTV.mp4](#)

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I am Nathan Howson, Enforcement Team Leader (Licensing), an authorised officer of Chorley Council under the Licensing Act 2003. I make these representations on behalf of the Licensing Authority, acting in the capacity of a responsible authority, following an application for the review of a premises licence made by the PC 6884 Connolly on behalf of the Chief Officer of Police of Lancashire Constabulary.

This representation relates to the premises known as The Imperial, 59 Union Street, Chorley, PR7 1AB and are concerned with the following licensing objective being undermined at the premises:

- The Prevention of Crime and Disorder

On 30.03.22, an application to vary the premises licence to specify Darren TICKLE as the designated premises supervisor for the premises was made. An objection was made by Lancashire Constabulary and the application was withdrawn by Trust Inns on 12.04.22.

From 30.03.22, I am aware the premises has been under the control of Chris TICKLE and Darren TICKLE, although I was informed that there was a period where Darren was no longer involved, before coming back on board.

A number of DPS variations were subsequently made by the premises licence holder, summarised below:

Date Submitted	Proposed DPS	Outcome of application
12.05.22	Brendan Ferguson	Following conversation with licensing officers regarding his responsibility towards the premises, withdrew his consent to be designated on 19.05.22.
26.05.22	Lee Holden	Following objection from the police, the application was withdrawn by the Premises Licence Holder on 06.06.22.
09.06.22	Phillip Marrow	Granted and in force until 25.08.22
25.08.22	Christopher Tickle	Following objection from the Police, the application was withdrawn by the Premises Licence Holder on 09.09.22.

Throughout May and June 2022, I had a number of conversations with Chris Tickle and explained I was not satisfied there was adequate supervision of the premises due to the "interim" DPS who were being specified. Chris was in the process of applying for a personal licence and I received numerous assurances that he would shortly become the DPS.

Since the period the Tickle's have been the tenants at this premises, it has been clear that they have, ultimately, been in charge of the premises.

On 17.06.22 and at 2355hrs, I was undertaking night-time enforcement duties in the Town Centre and attended The Imperial in company with another Licensing Officer. During this visit, music was very loud, and it was difficult to converse without shouting in the premises. Chris Tickle was in attendance and was heavily intoxicated, stating he was not on duty that night. I advised Chris that he must submit his application for a personal licence and be specified as the designated premises

supervisor without delay. There was a female who purported to be the “bar manager” who I showed some resources for staff training and how to sell alcohol responsibly to.

On 20.07.22, I received an email from a person called Richard Brumfield who described himself as the manager of the Imperial. Richard asked me for contact details for the Pubwatch Scheme and I provided the Scheme with his details. I received a follow up email from Richard on 28.07.22 stated that he hadn't had any contact. On chasing this up, I was informed that the Pubwatch Co-ordinator had attended the premises and had been told that they didn't want anything to do with Pubwatch as the banned persons are their customers and that they sacked their last manager as they wanted to be part of Pubwatch.

On 29.07.22, I received an email from Lesley Miller, an Environmental Health Officer, regarding a noise complaint at the premises. This complaint alleged very excessive noise being played from the premises on a Tuesday evening.

On 03.08.22, I received correspondence from the manager of another licensed venue in Chorley Town Centre which alleged that The Imperial was becoming associated with significant drug use both inside and down the side of the premises.

On 16.08.22, I attended the premises with another licensing officer. During this visit, I met with Chris TICKLE and another person who identified herself as “Alison” and stated she was the bar manager. Chris confirmed at this point that Darren TICKLE was again involved in the premises.

During our conversation, I advised that the premises was becoming the source of complaints from various different sources and that I was concerned about the management of the premises. I asked why the premises hadn't become a member of Pubwatch where Alison advised that the previous bar manager was supposed to sort this out but didn't.

I advised that an incident had occurred at the premises the previous weekend where a person who is on the Pubwatch barred list had been implicated. Alison stated she was aware of this person and that he was on the barred list, but that he was “never any trouble” at the premises. I stated it didn't make sense knowingly allowing barred persons into the premises, whilst purportedly waiting admission into the Pubwatch Scheme. There were a number of conditions of the premises licence which were not being complied with which I pointed out to the management. I advised I would expect to see immediate improvement at the premises and that I would attend on the Friday to check this, or enforcement action would follow.

Following this visit and on 19.08.22, the following Friday, I again attended the premises. I identified a number of issues at the premises and, as a result, provided correspondence to the Premises Licence Holder. I produce a copy of this correspondence as Appendix 1. This correspondence gives the detail of the visit.

Following this, I am aware the Police had cause to visit the premises on a number of occasions.

On 09.09.22, I received confirmation from Trust Inns that the application to specify Christopher TICKLE as DPS was being withdrawn. From this date, there hasn't been a DPS specified at the premises and so it has remained closed.

Date: 19 August 2022
Our Ref: 22/00571/LAPLA
Doc Type: LICORR

Civic Offices
Union Street
Chorley
PR7 1AL

Trust Inns Limited
Blenheim House
Foxhole Road
Chorley
PR7 1NY

Dear Trust Inns Limited,

Re: PLA0253
The Imperial, 59 Union Street, Chorley
Licensing Act 2003

I write following a number of visits to the above premises and wish to make you aware of incidents which are occurring at the premises.

Chorley Council has received a number of reports regarding the premises, initially relating to noise nuisance. An Environmental Health officer of Chorley Council attended the premises at the beginning of the month and discussed the issues with both Darren and Chris Tickle. During this visit, the officer pointed out a condition of the premises licence which requires the premises to be fitted with a noise limiter. The Tickles confirmed that there was no such device fitted at the premises.

The Council has also received allegations of drug dealing and drug taking at the premises, with the management allegedly "turning a blind eye". To be clear, these allegations have not been substantiated, but come from reputable sources.

The Police has received a number of complaints regarding disorder, including a report of a person being assaulted at the premises by a person who is on Chorley Pubwatch's barred list. In this log, the person is described as being a "part-time bouncer" at the premises.

A colleague and I attended the premises on 16th August 2022 to discuss these issues. We were met by a person who described herself as the manager, Alison, and Chris Tickle. I've informally visited the premises before and have yet to meet the DPS, Phillip Marrow, and I understand there was another manager in place who had recently left, Rick.

Chris advised that, in relation to the noise issues, he was now following the officer's advice and was conducting check in the outside areas. He also stated that the windows were closed when entertainment was being played.

I asked why the venue had not yet become involved with Pubwatch, despite on an earlier visit informing me that they were very keen to get involved with Pubwatch and would make arrangements to join the scheme. I was informed that the previous manager, Rick, had requested the "Pubwatch paperwork" but was still waiting, despite there being no bar to joining the scheme based on paperwork. I was informed Rick had left the business 2 weeks ago, but that there had been no further advance on joining Pubwatch.



I informed Chris that the Pubwatch Co-ordinator had told me he'd attended the venue and had been told in no uncertain terms that they weren't interested in Pubwatch as they were "their customers". Chris denied this.

Chris stated that he was not aware of drug dealing/ taking at the premises and that he would find out who was doing it and bar them.

We then spoke about the incident regarding disorder at the premises. I was informed that Alison was aware of the individual and that she was aware that he was on the barred list but that he was "never any trouble" and so was allowed in the venue. I explained it was concerning that, in their words, they were awaiting admission to the scheme and were waiting for the Pubwatch applications but were knowingly allowing persons who were on the barred list access to the venue.

I then pointed out the following conditions of the premises licence:

- 2) Any amplified sound must be connected to a noise limiter or cut out device of a type and with settings approved by Environment Services and to be used at all times during public entertainment. Officers from the Environmental Services Unit reserve the right to check the settings on the noise limiter at any reasonable time.*
- 3) The licensee shall ensure that the noise limiting or cut out device is not tampered with, bypassed or adjusted in any manner without the consent of the Environmental Services Unit.*
- 4) The licensee shall ensure that the noise limiter or cut out device is working at all times and will not hold public entertainment in the event that the noise limiter or cut out device ceases to work. Environmental Services should be notified of any fault as soon as is reasonably practicable.*
- 5) Environmental Services should be notified within 24hours of any amendment or adaptation to the entertainment equipment (i.e. amplifiers and speakers) or noise limiter/cut out device in place at the time the licence is granted.*
- 7) All recorded music to be at a background level only from 23.00 onwards*

I advised that the EHO had pointed these conditions out at towards the beginning of the month and asked what progress had been made towards ensuring compliance. I was informed that there had been no progress and that the noise limiter was still not functioning. Chris showed me that there was a noise limiter on the premises but that it didn't work. I told Chris I expected this to be rectified by Friday 19th August.

Alison provided a Trust Inns "due diligence" book which was filled with various paperwork. This paperwork had clearly just been printed and placed in a folder; nothing was filled in or signed and both Chris and Alison stated they hadn't read it.

I attended the premises again today, Friday 19th, to check compliance with the noise limiter condition. Alison advised that the DJ had ordered the part and was coming later on to fit it. She messaged the DJ whilst I waited and he replied that he hadn't ordered the part and that he wouldn't be able to come in today. Chris arrived at the premises and I raised an incident of disorder which was alleged to have happened at the premises the previous evening.

Chris stated it had been a group of girls and there was nothing to it. I asked to view the CCTV. The CCTV showed that a male had exited the premises without a shirt and that an altercation had occurred directly outside of the premises, comprising of a number of people. This spilled out across the street. Some of the persons who appeared to be involved were permitted access back into the premises. As an aside, I found the CCTV to be of poor quality and the frame rate was very slow. I consider this to be far below the usual accepted standard for licensed premises in 2022.

I asked Chris about the male and he stated he had entered the premises at approximately 1700hrs and his shirt was hanging off, with only one button remaining but that he had taken his shirt off during the evening. I asked why he hadn't been refused entry or why he hadn't been ejected when his shirt had been removed. Chris couldn't answer this and didn't especially see a problem with a person not having a shirt on in the venue at approximately half midnight. Chris denied that any person who had been involved was permitted access back to the premises and stated he thought it would have been wasting police time to call the police.

I informed Chris that he must not provide regulated entertainment at the premises without the noise limiter being in place.

I'm concerned that there are a number of different issues occurring at the premises which appear to be connected with poor management.

Yours sincerely

Nathan Howson
Enforcement Team Leader (Licensing)

cc. Police Licensing Unit
Designated Premises Supervisor

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