

Appendix 1

CHORLEY Borough Council



John Lechmere MCIEH
Head of Environmental Services
Civic Offices, Union Street, Chorley, Lancashire PR7 1AL

Direct Line (01257) 515725

Switchboard (01257) 515151 Ext 5725

Fax No (01257) 515754

Please ask for	Mrs S Briggs
Your Ref	
My Ref	ES/SB/36313
WP No	W:/EHLET/30172SE
Master No	EHF454
Date	25 July 2000

[REDACTED]
CHORLEY
Lancashire
[REDACTED]

Dear [REDACTED]

ENVIRONMENTAL PROTECTION ACT 1990 SECTION 79

I acknowledge receipt of your complaint concerning noise from your neighbour's property. I have not told your neighbours who has made the complaint.

Please find enclosed information about noise nuisance, the service we provide and monitoring forms which we would like you to complete to aid the investigation into your complaint.

Please complete the Noise Record Sheet in accordance with the instructions in a way which demonstrates the frequency and degree of the problem. It is important that you make accurate records so that we can make an appropriate response to your complaint.

If a Nuisance Record Sheet is not returned to me within one month of the date at the top of this letter, then I will assume that either the noise has stopped or that you do not want further help and the case will be closed.

Yours sincerely

Mrs S Briggs
Environmental Health Officer

Encs

Continued.....

LINDSAY HOYLE MP

London Office
Tel: 020 7219 3515
Fax: 020 7219 3831



Constituency Office
Tel: 01257 271555
Fax: 01257 277462

HOUSE OF COMMONS
LONDON SW1A 0AA

Our Ref: COOK001

04 October 2000

[REDACTED]
[REDACTED]
Chorley
Lancashire
[REDACTED]

Dear [REDACTED]

Re: Chorley Borough Council

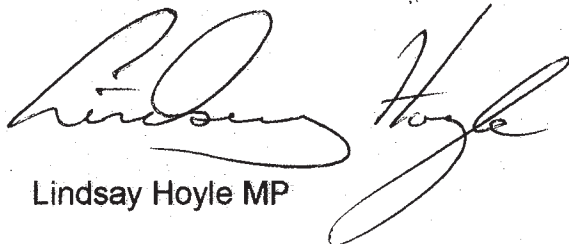
Thank you for coming to see me at my surgery on Friday 29 September, regarding the Mitre Pub.

I was sorry to hear about the noise problems you have been suffering and as discussed at the surgery, please find enclosed letters I have written to express your concerns.

As soon as I receive any information I will be in touch.

**On all reply correspondence, please quote Our Ref above and forward to:
35-39 Market Street, Chorley, Lancashire, PR7 2SW**

Yours sincerely


Lindsay Hoyle MP

Member of Parliament for Chorley

Our Ref: COOK001
Your Ref:

4 October 2000

Inspector White
Chorley Police Station
St Thomas's Road
CHORLEY
Lancashire

Dear Inspector White

Re: Noise

I have been approached by a number of residents regarding the noise from the Mitre Pub.

I have been informed that there may be drinking after hours taking place and there are concerns about the level of noise.

I would be grateful if you could provide some clarification on whether a karaoke machine in a public house has to be switched off at last orders or at the end of drinking up time and monitor the situation.

I look forward to your response.

**On all reply correspondence, please quote Our Ref above and forward to:
35-39 Market Street, Chorley, Lancashire, PR7 2SW.**

Yours sincerely

Lindsay Hoyle MP

Our Ref: COOK001

04 October 2000

Mr J Lechmere
Head of Environmental Services
Chorley Borough Council
Civic Offices
Union Street
CHORLEY
Lancashire
PR7 1AL

Dear John

Re: Mitre Public House, Weldbank Lane, Chorley

I have been approached by a number of residents regarding their concerns about the noise from the Mitre Public House.

I have been lead to believe that the council are taking some action and an abatement notice has been served. I would be interested to know further details on the situation.

I would be grateful therefore if you could provide a progress report.

**On all reply correspondence, please quote Our Ref above and forward to:
35-39 Market Street, Chorley, Lancashire, PR7 2SW**

Yours sincerely

Lindsay Hoyle MP

Our Ref: COOK001
Your Ref:

4 October 2000

Councillor J Wilson
6 Woodford Copse
CHORLEY
Lancashire

Dear Jack

Re: The Mitre Public House, Weldbank Lane, Chorley

I have been approached by [REDACTED], of [REDACTED], Chorley, regarding her concerns about the noise from the Mitre Pub.

I have been informed that the council is already taking some action on this situation. However [REDACTED] is keen to express her concerns to the local councillors.

I would be grateful if you could visit [REDACTED] and discuss the problem.

**On all reply correspondence, please quote Our Ref above and forward to:
35-39 Market Street, Chorley, Lancashire, PR7 2SW.**

Yours sincerely

Lindsay Hoyle MP

Our Ref: COOK001
Your Ref:

4 October 2000

Councillor T McGowan
83 Harrison Road
CHORLEY
Lancashire

Dear Tommy

Re: The Mitre Public House, Weldbank Lane, Chorley

I have been approached by [REDACTED] of [REDACTED], Chorley, regarding her concerns about the noise from the Mitre Pub.

I have been informed that the council is already taking some action on this situation. However [REDACTED] is keen to express her concerns to the local councillors.

I would be grateful if you could visit [REDACTED] and discuss the problem.

**On all reply correspondence, please quote Our Ref above and forward to:
35-39 Market Street, Chorley, Lancashire, PR7 2SW.**

Yours sincerely

Lindsay Hoyle MP

Our Ref: COOK001
Your Ref:

4 October 2000

Councillor R Parr
50 Montcliffe Road
CHORLEY
Lancashire

Dear Ray

Re: The Mitre Public House, Weldbank Lane, Chorley

I have been approached by [REDACTED] of [REDACTED] Chorley, regarding her concerns about the noise from the Mitre Pub.

I have been informed that the council is already taking some action on this situation. However [REDACTED] is keen to express her concerns to the local councillors.

I would be grateful if you could visit [REDACTED] and discuss the problem.

**On all reply correspondence, please quote Our Ref above and forward to:
35-39 Market Street, Chorley, Lancashire, PR7 2SW.**

Yours sincerely

Lindsay Hoyle MP

LINDSAY HOYLE MP

London Office
Tel: 020 7219 3515
Fax: 020 7219 3831



Constituency Office
Tel: 01257 271555
Fax: 01257 277462

HOUSE OF COMMONS
LONDON SW1A 0AA

Our Ref: COOK001

13 October 2000

[REDACTED]
[REDACTED]
Chorley
Lancashire
[REDACTED]

Dear [REDACTED]

Re: Mitre Public House

Please find enclosed copies of letters from Inspector White and John Lechmere regarding the Mitre Public House.

The letter from the council provides a progress report and some information on possible action should the noise continue after the 25 October. It would appear therefore that in the short term unfortunately the noise may continue.

The information from the police is a little less straightforward with regard to the use of the karaoke machine on the premises.

However if you have any further comments, please do not hesitate to contact my office and I would like to be kept informed of any developments.

**On all reply correspondence, please quote Our Ref above and forward to:
35-39 Market Street, Chorley, Lancashire, PR7 2SW**

Yours sincerely

A handwritten signature in cursive script, appearing to read 'Lindsay Hoyle'.
Lindsay Hoyle MP

Member of Parliament for Chorley

CHORLEY Borough Council



John Lechmere MCIEH
Head of Environmental Services
Civic Offices, Union Street, Chorley, Lancashire PR7 1AL

Direct Line (01257) 515720

Switchboard (01257) 515151 Ext 5720

Fax No (01257) 515754

e-mail: chorley@cieh.org.uk

Please ask for Mr J Lechmere
Your Ref: COOK 001
My Ref: JL/ES/36313
WP No: EHLET/34060NB
Master No:
Date: 9 October 2000

Lindsay Hoyle MP
c/o 35-39 Market Street
CHORLEY
PR7 2SW

Dear Lindsay

MITRE HOTEL, 73 WELDBANK LANE, CHORLEY, LANCASHIRE

Thank you for your letter dated 4 October 2000. Following a complaint made by [REDACTED] of [REDACTED] Chorley in mid July this year an investigation was undertaken into alleged excessive noise from the Mitre. The result of this investigation was that [REDACTED] was experiencing a nuisance from excessive noise and consequently an abatement notice was served on 26 September 2000. The abatement notice requires Ms Ellison, the proprietor, to install an electronic automatic noise limiting device for use during the playing of live performances and amplified music.

At the time of writing this letter, Ms Ellison has indicated that she will **not** provide the equipment, preferring instead to cease engaging professional singers who have performed in the pub on Saturday nights, and believing that noise from the karaoke machine and the amateur singers can be adequately controlled through careful operation of the equipment and monitoring by staff in the pub.

Unfortunately early indications suggest that the nuisance is likely to continue from the karaoke events if a noise limiter is not used and if there is sufficient evidence that the nuisance continues after 25 October 2000, I will have no alternative but to consider prosecution for breach of the notice.

I trust this information is of interest to you.

Yours sincerely

John Lechmere
Head of Environmental Services



Certificate number 216/93
FOOD CONTROL UNIT

Lancashire Constabulary

Telephone 01256 269021 Fax 01257 246314

Your Ref: COOK001
Our Ref: PW/PW



Lindsay Hoyle M.P.
35-39 Market St.
Chorley
Lancashire
PR7 2SW

Dear Mr Hoyle

Re: Noise

Thank you for your letter regarding the Mitre Public Hse. We are aware of the problem and the premises have been visited on several occasions by the police and on all occasions there have been no offences disclosed.

Your question in relation to the Kareoke machine is as with any nuisance of this nature a difficult one to answer, the machine should be switched of at the end of the hours permitted by the PEL however the problem arises when the machine is being used by the staff for instance and not for public entertainment (after hours) this nuisance can then only be treated as any other noisy party/neighbours and is best dealt with by the Environmental Health department.

If the local residents object to the use of the Kareoke machine they should write to the Licensing dept here at the station and the Licensing council at the Town Hall so that they can make their objections at subsequent application hearings.

You can assure your resident of our continued supervision of the premises.

Yours sincerely

A handwritten signature in black ink, appearing to be 'S. J. ...', written over a white background.

Inspector

CHORLEY Borough Council



John Lechmere MCIEH
Head of Environmental Services
Civic Offices, Union Street, Chorley, Lancashire PR7 1AL

Direct Line (01257) 515725

Switchboard (01257) 515151 Ext 5725

Fax No (01257) 515754

e-mail: chorley@cieh.org.uk

Please ask for Mrs S Briggs
Your Ref
My Ref ES/SB/LM/38229
WP No U:/EHLET/35257LM
Master No
Date 1 November 2000

██████████
██████████
CHORLEY
Lancashire
██████████

Dear ██████████

THE MITRE HOTEL

Following representations from the Leader of the Council, Councillor Jack Wilson, I thought it might be useful to clarify the current position in achieving compliance with the Noise Abatement Notice.

The Abatement Notice, requiring the installation of an automatic electronic noise limiter, originally required compliance by 26 October 2000. However, following representations from Ms Ellison this has now been extended to Monday, 6 November 2000.

I have been informed that the equipment is being installed on 31 October 2000 and that there is every indication it will be operating before 6 November 2000 deadline.

The situation will be monitored following completion of the work to ensure that no further nuisance is caused from amplified music and live artists.

Yours sincerely

S Briggs
Environmental Health Officer

cc: Councillor J Wilson, 6 Woodford Copse, Chorley PR7 2ER



Certificate number 216/93
FOOD CONTROL UNIT

Our Ref: COOK001

13 November 2000

Mr J Lechmere
Head of Environmental Services
Chorley Borough Council
Civic Offices
Union Street
CHORLEY
Lancashire

Dear John

Re: The Mitre Pub

I have been approached by [REDACTED] of [REDACTED] Chorley, regarding the Mitre Pub.

I understand that [REDACTED] is disappointed with the service she has received from the council and now feels that she is unable to communicate with them. I have been lead to believe that the situation has escalated and on Saturday night [REDACTED] [REDACTED] suffered verbal abuse and an incident was reported to the police.

[REDACTED] claims that she asked the council if she could be kept informed of any developments however she has had little information. Indeed she believes that the landlady of the Mitre has been kept better informed and [REDACTED] is concerned that the pub have been given another extension to fit a noise inhibitor.

I would be grateful if you could provide clarification on the current situation and information on what steps the council can take to remedy the situation. Given the nature of this matter an early response would be appreciated.

**On all reply correspondence, please quote Our Ref above and forward to:
35-39 Market Street, Chorley, Lancashire, PR7 2SW**

Yours sincerely

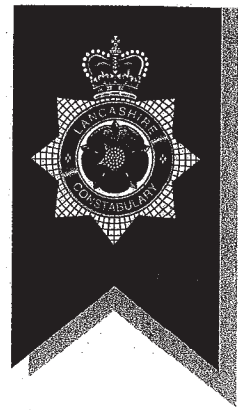
Lindsay Hoyle MP

Lancashire Constabulary

St Thomas's Road, Chorley, Lancashire, PR7 1DR
Telephone 01257 269021 Fax 01257 246314

22 December 2000

Your Ref:
Our Ref: PW/LW



[REDACTED]
Chorley
Lancs

Dear [REDACTED]

Thank you for your letter dated 26th November 2000. I apologise for not replying sooner, but as am sure you will appreciate, this is a very busy time of year. I can assure you that this issue is being dealt with both by myself and my officers. I have spoken to PC 1350 Redshaw who has told me of the actions she has taken against Ms Ellison and I have also pointed out the police dissatisfaction with the way she runs her establishment and warned her regarding specific incidents. Please contact PC Redshaw if you have any further problems with Ms Ellison and be assured that we take the supervision of licensed premises very seriously in Chorley.

I must point out that the issues of noise are in the remit of the Environmental Health Office and the police service will deal with the issues relating to harassment and contravention of licensing law. The karaoke in particular should be switched off at 11 pm. If it continues to be used after this time another person who may wish to contact is Mr Jim Melody, who is the Council Public Entertainment Licensing Officer, he can be contacted via the Town Hall and he is aware of the problems. He specifically deals with issues in relation to entertainment, music etc on licensed premises and certainly you should discuss with him objecting to the renewal of the Public Entertainment Licence for The Mitre.

If I or my officers can be of any further assistance please let me know and I hope the situation improves.

Yours sincerely

Inspector
P White

CHORLEY Borough Council



Richard Townson LL.B (Hons)

Borough Solicitor

Town Hall, Chorley, Lancashire PR7 1DP. DX 18411 CHORLEY

Direct Line (01257) 515164

Switchboard (01257) 515151 Ext 5164

E-mail cbc.llac@virgin.net

Fax No (01257) 515197

Please ask for Kath Rawcliffe

Your Ref: MIH/SFC/

My Ref: KR

WP No

Date

18TH January 2001

[REDACTED]
CHORLEY
[REDACTED]

Dear [REDACTED]

Re: The Mitre, Weldbank Lane, Chorley

I thank you for your letter of the 3rd January, relating to the above premises, the contents of which I have noted.

I have forward copies of your letter to the Environmental Health and Building Control Sections for comments, and will write to you again in due course.

Yours faithfully

Kath Rawcliffe

Licensing officer.

LINDSAY HOYLE MP



London Office
Tel: 020 7219 3515
Fax: 020 7219 3831

Constituency Office
Tel: 01257 271555
Fax: 01257 277462

HOUSE OF COMMONS

LONDON SW1A 0AA

Our Ref: COOK005
Your Ref:

27 January 2003


Chorley
Lancashire


Re: Mitre Pub

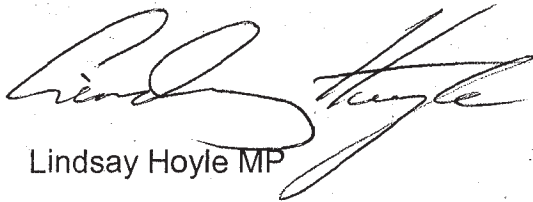
Thank you for coming to my surgery on Friday 24 January, regarding the Mitre Pub.

I am sorry to hear that the problems with the Mitre Pub have started up again and as discussed I enclose a copy of a letter I have sent to the Council.

When I receive a reply I will be in touch and in the meantime, please keep me informed of any developments.

**On all reply correspondence, please quote our ref and forward to 35-39
Market Street, Chorley, Lancashire, PR7 2SW**

Yours sincerely


Lindsay Hoyle MP

Member of Parliament for Chorley

Our Ref: COOK005
Your Ref:

27 January 2003

Mr J Lechmere
Head of Environmental Services
Chorley Borough Council
Civic Offices
Union Street
Chorley
Lancashire
PR7 1AL

Dear John

Re: Mitre Pub

I am writing on behalf of a constituent [REDACTED], of [REDACTED], Chorley, regarding the Mitre Pub.

[REDACTED] lives next door to the pub and recently she has been disturbed by the amount of noise coming through the wall. I wonder therefore if you could arrange for noise monitoring equipment to be placed in [REDACTED]'s house and I look forward to your response.

**On all reply correspondence, please quote our ref and forward to 35-39
Market Street, Chorley, Lancashire, PR7 2SW**

Yours sincerely

Lindsay Hoyle MP

Appendix 2



Petition of Objection to the Application of Public and Private Licenses for The Mitre.

We wish to object to the recent application for extended licensing hours (10:00- 00:00 Sun-Thurs and 10:00 – 01:00 Fri-Sat) and Public Entertainments License by D. Miller Trading Limited in respect of The Mitre, 73 Weldbank Lane, Chorley.

If this application is granted, we feel it would have a negative impact on our neighbourhood:

- existing parking problems would escalate increasing the dangers of crossing the busy main road,
- noise generated from car horns and slamming doors will continue over a longer period of time,
- the nature of entertainment requested in the application is better suited to a town centre venue rather than a residential estate,
- due to the location of the benches outside the Mitre, our privacy is already affected. They also generate noise and litter.

Whilst D. Miller Trading Limited is providing alcohol and entertainment to those who wish to enjoy a night out, it should not be at the expense of those of us who prefer peace and quiet within our own homes.

Signature

Name (Printed)


Address

--	--	--

Signature

Name (Printed)

Address

Signature	Name (Printed)	Address
		

Handwritten notes:
R.
F
one.

Handwritten notes:
R.
F

Lancashire Constabulary

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

Tel: 01257 246215

Fax: 01257 246217

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

05 August 2005

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



Dear Sir

Stevens 21/9/05

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

Premises MITRE, WELDBANK LANE, CHORLEY

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

1. The Police are concerned regarding F, K, and M on the form. We feel that the latest time for any amplified entertainment should be no later than 0000 hrs to prevent crime and disorder, the prevention of public nuisance and the protection of children from harm. Entertainment allowed an extra hour at New Year AND OTHER 12 AGREED SPECIAL OCCASIONS, recorded music could generally continue until 0100 but between 0000 and 0100 as background music ONLY at a reduced volume, this would have to be stipulated.
2. We feel for the local area the LATEST sale of alcohol should be 0000, with a suggested 1 hr drinking up time, later at New Year.

Yours faithfully

Police Sergeant 1506

(Licensing)

Rec 12/8/05
Nbee

Chorley
Lancashire

Dear Sir or Madam,

I am writing in response to the notice of application of Premises Licence and Personal Licence by D. Miller Trading Ltd in respect of The Mitre, 73 Weldbank Lane, Chorley, dated 26th July 2005.

I wish to express my objection to the change in the proposed extension to the current licensing hours and the regulated entertainment throughout opening hours. I reside at 71 Weldbank Lane which is attached to The Mitre, therefore I am directly affected by the way in which this business is run. In previous years I have experienced problems with noise pollution and harassment resulting from an Entertainment Licence being granted. This will be on record with Environmental Health and the Police. I have enclosed copies of all the correspondence I have received in these instances in Appendix 1. Having experienced these negative impacts I feel that any form of amplified entertainment in The Mitre would interfere with my ability to live in my home.

I would ask that you take into consideration the following issues which I feel would escalate if the licence hours are increased:-

- currently there are two benches cited outside The Mitre, one of which is placed underneath my bedroom window. I have enclosed photographs to illustrate the close proximity to my property in Appendix 2. These encourage customers to drink outside on the pavement which results in increased noise and litter.
- cars are parked outside houses as well as the bus stop area. This frequently causes difficulties when bringing heavy shopping or young children across the busy road. However, this would be alleviated if the car park was utilised.
- as The Mitre closes, many customers use taxis and private cars to leave. This creates more noise, especially when horns are sounded.
- on two separate occasions, when returning home in the evening, I have been unable to leave the car I was brought home in. This was as a result of the vehicle being mistaken for a taxi by a drunken male. In these instances, communication was impossible and the individuals concerned became agitated when refused access into the car.

As you can appreciate, all these factors affect me until around midnight; however, if the licence is extended I will be forced to endure this level of intrusion as late as 2am on Friday and Saturday and 1am midweek.

As a single female pensioner, I am concerned that this application will infringe on my quality of life, my human rights and render my home uninhabitable. My understanding of the Licensing Bill and the protection of my human rights as quoted by The Under-Secretary of State for Culture, Media and Sport, Kim Howells is that;

“The Licensing Bill would allow people to have a good night out and enjoy themselves, while making sure that those that wish to stay in for a peaceful evening can do so.”

If this proposal is granted I cannot conceive that I will be able to enjoy any peaceful nights within my home.

I therefore submit my representation.

Yours Faithfully

[Redacted Signature]

[Redacted Address]

LINDSAY HOYLE MP

London Office
Tel: 020 7219 3515
Fax: 020 7219 3831



Constituency Office
Tel: 01257 271555
Fax: 01257 277462

HOUSE OF COMMONS

LONDON SW1A 0AA

Our Ref: COOK002
Your Ref:

12 August 2005

Mr Bee
Licencing Department
Legal Services
Town Hall
Market Street
Chorley
Lancashire

Dear Mr Bee

Re: Mitre Pub

I understand that the Mitre Pub has applied for an extended and entertainment licence and there have been no objections.

I am concerned that over the years there have been a number of problems with the Mitre Pub and it would seem that these issues have not been taken into consideration.

I would be interested to know the council position on this matter and I look forward to your response.

**On all reply correspondence, please quote our ref and forward to 3539
Market Street, Chorley, Lancashire, PR7 2SW**

Yours sincerely

A handwritten signature in black ink, appearing to read 'Lindsay Hoyle'.

Lindsay Hoyle MP

Member of Parliament for Chorley

GAMING ACT 1968, s.34

PERMIT for the use of Machines for Gaming by way of Amusement with Prizes

THE LICENSING JUSTICES for the Licensing District of Chorley

in the County of Lancashire within which licensing district the undermentioned premises are situated HEREBY GRANT to DEREK STANLEY HENDERSON of 73 WADBANK LANE, CHORLEY this [renewal of the] PERMIT for the use of machines for gaming under s. 34 of the Gaming Act 1968 on the premises known as THE MITRE, 73 WADBANK LANE, CHORLEY of which premises the above mentioned holds a justices' on-licence.

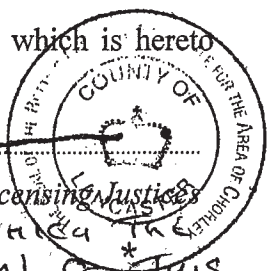
[THIS PERMIT is issued subject to the condition that the number of machines which may be made available on the premises for gaming shall be limited to TWO *] THIS PERMIT shall be in force from the 6th day of July, 2005 and, subject to paragraphs 18 to 20 of Schedule 9 to the said Act, shall cease to be in force at the end of the 5th day of July, 2008.

Receipt of the fee of £32.00 is acknowledged.

DATED this 6th day of July, 2005

[GIVEN under the official [seal] [stamp] of the Licensing Justices, which is hereto affixed under their authority by me**

[Signature] Clerk to the Licensing Justices



THAT ANY MACHINE IN RESPECT OF WHICH THE CONDITION MENTIONED IN SECTION 34(SA) OF THIS ACT ARE OBSERVED IS LOCATED IN A BAR.

NOTE: This permit is NOT TRANSFERABLE and shall cease to have effect if the holder of the permit ceases to be the holder of the justices' on-licence in respect of the premises to which it relates (save as provided by para. 20 of Schedule 9 to the Act in the event of the death of the holder).

IT IS IMPORTANT THAT YOU READ THE NOTES ON THE REVERSE OF THIS FORM.

RUSSELL & RUSSELL SOLICITORS

Not less than three years from the date of the permit

**Where there is no official seal or stamp the permit must be signed by the majority of the licensing justices present when the permit is granted

7-13 WOOD ST. BOLTON

1 Certify this to be a true copy. Awhittaker - Solicitor

NOTES

1. Under para. 11 of the 9th Schedule to the Act of 1968, if a condition has been imposed on the grant (or renewal) of this permit the applicant may appeal to the Crown Court, and notice of any such appeal must be given to the clerk to the licensing justices.

2. If any condition imposed under the said subsection is contravened the holder of the permit will be guilty of an offence (see 1968 Act, s.38(6)).

3. Where a game is played by means of a machine, being a game which is made playable by the insertion into the machine of one or more coins or tokens, the conditions set out in s. 34 of the Act of 1968 must be complied with. These conditions are reproduced below.

Gaming Act 1968

Sect.34 -

(2) The charge for playing a game once by means of the machine shall be one or more coins or tokens inserted in the machine of an amount not exceeding (or, if more than one, not in the aggregate exceeding) 30p.

(3) Except as provided by subsections (4) and (9) of this section, in respect of any one game played by means of the machine no player or person claiming under a player shall receive, or shall be entitled to receive, any article, benefit or advantage other than one (and only one) of the following, that is to say -

- (a) a money prize not exceeding £5.00 or a token which is, or two or more tokens which in the aggregate are, exchangeable only for such a money prize;
- (b) a non-monetary prize or prizes of a value or aggregate value not exceeding £8.00 or a token exchangeable only for such a non-monetary prize or such non-monetary prizes;
- (c) a money prize not exceeding £5.00 together with a non-monetary prize of a value which does not exceed £8.00 less the amount of the money prize, or a token exchangeable only for such a combination of a money prize and a non-monetary prize;
- (d) one or more tokens which can be used for playing one or more further games by means of the machine and, in so far as they are not so used, can be exchanged for a non-monetary prize or non-monetary prizes at the appropriate rate.

(4) The condition specified in subsection (3) of this section shall not be taken to be contravened by reason only that a player, after inserting in the machine an amount permitted in accordance with subsection (2) of this section and playing a game successfully, is afforded by the automatic action of the machine an opportunity to play one or more further games without inserting any further coin or token in the machine, if in respect of all those games -

- (a) he does not receive, and is not entitled to receive, any article other than a money prize or money prizes of an amount or aggregate amount not exceeding £5.00, and
- (b) he does not receive, and is not entitled to receive, any other benefit or advantage apart from the opportunity to play the further game or games.

(5) In the case of a travelling showmen's pleasure fair the opportunity to win prizes by means of amusements which constitute gaming (whether by the use of machines to which this Part of this Act applies or otherwise) shall not constitute the only, or the only substantial, inducement to persons to attend the fair.

The noise can be
frankly when people are going
home at closing time now + this
is an increase in people are
drinking longer. We have had
vehicles damaged, things thrown at
our windows all late at night
when the pubs have just closed.

Dear Sir,
I am writing to express
my concern about the noise
applying for extended opening hours
and a public entertainment licence

13 AUG 2005

A few years ago we had reviews done from this pub when there had to be live entertainment at the landlord at the time we not very understanding of the pub. I do not live directly across from the Mike but a few houses further down. I was not to turn on T.V. up quite a lot to combat the noise. Nothing any deep until the early hours was not easy. We don't all get to be in on Sunday's one of us have to work. The all happened under another landlord but

when the resident landlord was asked if he was going to apply for an extended licence he said no, then a few days later a small notice appeared in the window to say he was going to apply. This kind of underhanded behaviour doesn't give me any confidence what so ever about him complying strictly to the law.

Yours faithfully



*all points
26/9*

Notice of hearing of representations in respect of an application for an existing licence to be converted to a premises licence under the Licensing Act 2003 and (Part B) application to vary the premises licence simultaneously

To Russell and Russell

Of
[applicant]

The Chorley Borough Council being the licensing authority, on the 27th July 2005 received an application to convert and vary the Justices Licence from Russell and Russell on behalf of The Mitre Weldbank Lane Chorley

The Council have received representations from the Police and interested parties on the likely effect of the Grant to Vary the Premises Licence on the promotion of the Licensing Objectives.

The Council now GIVES YOU NOTICE that representations will be considered at a hearing to be held at Chorley Borough Council Town Hall

On 11th October 2005 at 10am following which the Council will issue a Notice of Determination of the Application.

[The documents which accompany this notice are the relevant representations which have been made, as defined in Section 35(5) of the Act.] – To Follow

The particular points on which the Council considers that it will want clarification at the hearing from the applicant are as follows:

- Licensing objectives:- The prevention of Public Nuisance
- The Prevention of Crime and Disorder
- Protection of Children from Harm
- Public Safety

For the applicant to describe any additional steps that he/she intends to make in promoting the above licensing objective

For the objector to describe the likely effect of the grant of the premises licence on promoting the above licensing objective

You should complete the enclosed form and return it to:

Mr H. Bee, The Licensing Manager, Licensing Department, Civic Buildings, Union Street, Chorley, Lancs. PR7 1AL.

within five (5) working days before the day or the first day on which the hearing is to be held.

Date _____ Signed _____

Designation _____
the officer appointed for this purpose

LICENSING ACT 2003

Notes:

Right of attendance assistance and representation

- 15 Subject to regulations 14(2) and 25, a party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified.

Representations and supporting information

- 16 At the hearing a party shall be entitled to-
- (a) in response to a point upon which the authority has given notice to a party that it will want clarification under regulation 7(1)(d), give further information in support of their application, representations or notice (as applicable),
 - (b) if given permission by the authority, question any other party; and
 - (c) address the authority.

Failure of parties to attend the hearing

- 20 -
- (1) If a party has informed the authority that he does not intend to attend or be represented at a hearing, the hearing may proceed in his absence.
 - (2) If a party who has not so indicated fails to attend or be represented at a hearing the authority may -
 - (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
 - (b) hold the hearing in the party's absence
 - (3) Where the authority holds the hearing in the absence of a party, the authority shall consider at the hearing the application, representations or notice made by that party.
 - (4) Where the authority adjourns the hearing to a specified date it must forthwith notify the parties of the date, time and place to which the hearing has been adjourned.

Procedure at hearing

- 21 Subject to the provisions of the Regulations, the authority shall determine the procedure to be followed at the hearing.
- 22 At the beginning of the hearing, the authority shall explain to the parties the procedure which it proposes to follow at the hearing and shall consider any request made by a party under regulation 8(2) for permission for another person to appear at the hearing, such permission shall not be unreasonably withheld.
- 23 A hearing shall take the form of a discussion led by the authority and cross-examination shall not be permitted unless the authority considers that cross-examination is required for it to consider the representations, application or notice as the case may require.
- 24 The authority must allow the parties an equal maximum period of time in which to exercise their rights provided for a regulation 16.
- 25 The authority may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may —
- (a) refuse to permit that person to return, or
 - (c) permit him to return only on such conditions as the authority may specify,

but such a person may, before the end of the hearing, submit to the authority in writing any information which they would have been entitled to give orally had they not been required to leave.

Lancashire Constabulary

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

Tel: 01257 246215

Fax: 01257 246217

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

2nd August 2005

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



Dear Sir

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

Premises MITRE, WELDBANK LANE, CHORLEY

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

Yours faithfully

Police Constable 290

(Licensing)

29/7/05

Russell & Russell
S O L I C I T O R S

Established 1887
Churchill House
Wood Street
Bolton BL1 1EE

Our Ref : ADW.411316.EH
Your Ref :
Please Ask For : Mr Whittaker
Date : 29 July 2005

Tel: 01204 399299
Fax: 01204 389223
DX: 24146 Bolton 1

Dear Miss Halworth

**Re: The Mitre Public House, Weldbank Lane, Chorley
Application for Premises Licence**

We write further to your recent telephone conversation with our Mr Whittaker on the 28th July 2005 when we discussed our client's application to convert the existing Justices On-Licence into a Premises Licence together with a simultaneous variation.

Please find enclosed an amended page 4 of our application confirming that the licensable activities currently authorised by our clients existing licence are for the sale of retail of alcohol for consumption on and off the premises only.

We would be grateful if you would place this document together with your file of papers for your consideration in due course.

We thank you in anticipation of your assistance.

Yours faithfully



RUSSELL AND RUSSELL

FAO: Claire Halworth
Chorley MBC

BY FAX: 01257 515197

Partners:
Geoffrey D Matthews,
Alan P Walsh, LL.B., HM Deputy Coroner,
Stephen G Crompton, LL.B., John B Kirk,
Neil Seddon, B.A., J Derrick Smethurst, B.A.,
Nicholas S Ross, LL.B., T Peter Leather, LL.B.,
Judith Bromley, B.A., Vincent M Pearl, B.A.,
*Amanda L Connor, LL.B., Jane A Penman, B.A.,
A Kate Rayner, B.A., Adam D Whittaker, B.Sc.

Members of:
*Resolution • Childrens Panel • Family Law Panel
Community Legal Service • Personal Injury Panel
Criminal Defence Service • Duty Solicitor Schemes
Regulated by the Law Society

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

Provision of regulated entertainment

Please tick Yes

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

Provision of entertainment facilities for:

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

Provision of late night refreshment

Sale by retail of alcohol

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

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

Name

DEREK STANLEY HENDERSON

Address

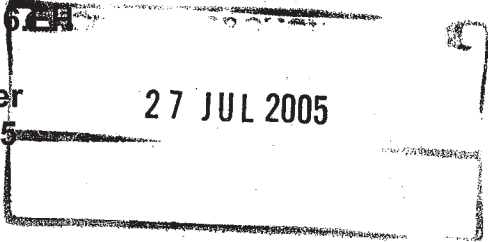
THE MITRE PUBLIC HOUSE
73 WELDBANK LANE
CHORLEY
PR7 3NN

Personal Licence number, if known,

Our Ref : ADW.411316
Your Ref :
Please Ask For : Mr Whittaker
Date : 25 July 2005

Churchill House
Wood Street
Bolton BL1 1EE

Tel: 01204 399299
Fax: 01204 389223
DX: 24146 Bolton 1



Dear Sir

Re: **Mitre Public House, Weldbank Lane,
Application for an existing Licence to be converted to a Premises Licence under
The Licensing Act 2003 and application to vary the Premises Licence
simultaneously.**

Please find enclosed an application for the above premises to convert an existing licence under the Licensing Act 2003 and to simultaneously vary the licence.

We confirm that copies of the application and all other responsible authorities have been served.

We confirm that we will send a newspaper advertisement.

Please find enclosed the following documents:

- 1) Premise Licence application
- 2) Consent Form completed
- 3) Plan of Premises drawn
- 4) Certified copy of original Justices' Licence and Gaming Permit.
- 5) Appropriate fee.

We would be grateful if you would acknowledge receipt of our application.

Yours faithfully

RUSSELL AND RUSSELL

1ST CLASS
Licensing Unit
Chorley Borough Council
Town Hall
Chorley
Lancashire
PR7 1DP

*Going to
put over
Amended
Page.*

relation to the above premises under the Licensing Act

Chief Officer of Police

newspaper advertisement.

Dr.

Partners:
Geoffrey D Matthews,
Alan P Walsh, LL.B., HM Deputy Coroner,
Stephen G Crompton, LL.B., John B Kirk,
Neil Seddon, B.A., J Derrick Smethurst, B.A.,
Nicholas S Ross, LL.B., T Peter Leather, LL.B.,
Judith Bromley, B.A., Vincent M Pearl, B.A.,
*Amanda L Connor, LL.B., Jane A Penman, B.A.,
A Kate Rayner, B.A., Adam D Whittaker, B.Sc.

Members of:
Resolution • Childrens Panel • Family Law Panel
Community Legal Service • Personal Injury Panel
Criminal Defence Service • Duty Solicitor Schemes
Regulated by the Law Society

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/We D MILLER TRADING LIMITED

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

Part A1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description THE MITRE PUBLIC HOUSE 73 WELDBANK LANE			
Post town	CHORLEY	Post code	PR7 3NN

Telephone number of premises (if any)	01257 275988
Non-domestic rateable value of premises	£7200

Part A2 - Applicant Details

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

Please tick

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

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post Town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (IF APPLICABLE)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post Town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name D MILLER TRADING LIMITED
Address HEATHER HOUSE 473 WARRINGTON ROAD CULCHETH WARRINGTON WA3 5QU
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.) LIMITED COMPANY
Telephone number (if any)
E-mail address (optional) N/A

Part A3 - Operating Schedule

General description of premises (please read guidance note 1)

PUBLIC HOUSE INCORPORATING LOUNGE BAR WITH EXTENSIVE FIXED SEATING AREAS, POOL ROOM WITH SEPARATE BAR AND EXTENSIVE BEER GARDEN. THE LICENSED AREA IS AT GROUND LEVEL WITH PRIVATE ACCOMMODATION ON THE UPPER LEVELS.

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

--

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

Provision of regulated entertainment

Please tick Yes

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

Provision of entertainment facilities for:

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

Provision of late night refreshment

Sale by retail of alcohol

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

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

Name

DEREK STANLEY HENDERSON

Address

THE MITRE PUBLIC HOUSE
73 WELDBANK LANE
CHORLEY
PR7 3NN

Personal Licence number, if known,

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

NATIONAL LICENSING HOURS APPLY TO ON AND OFF SALES:-

11:00HRS TO 23:00HRS MONDAY TO SATURDAY INCLUSIVE.

12:00HRS TO 22:30HRS SUNDAY AND GOOD FRIDAY.

12:00HRS TO 15:00HRS AND 19:00HRS TO 22:30HRS CHRISTMAS DAY.

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

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

ONLY SUCH CONDITIONS AND RESTRICTIONS AS ARE INHERENT IN THE LICENSING ACT 1964.

TWO AWP MACHINE PERMITS UNDER THE GAMING ACT 1968.

b) The prevention of crime and disorder

NO SPECIAL CONDITIONS APPLY.

c) Public safety

NO SPECIAL CONDITIONS APPLY.

d) The prevention of public nuisance

NO SPECIAL CONDITIONS APPLY.

e) The protection of children from harm

NO SPECIAL CONDITIONS APPLY.


Please tick Yes

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

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

Part A4 – Signatures (please read guidance note 4)

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

Signature	
Date	26.7.05
Capacity	SOLICITOR FOR THE APPLICANT

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

Part B2 - Operating Schedule

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

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

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

Provision of regulated entertainment

Please tick Yes

- | | |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input checked="" 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 checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" 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 checked="" type="checkbox"/> |

Provision of entertainment facilities:

- | | |
|---|-------------------------------------|
| i) making music (if ticking yes, fill in box I) | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input checked="" type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) | <input type="checkbox"/> |

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

Sale by retail of alcohol (if ticking yes, fill in box M)

Please complete Part B3 on this form.

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 9)	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 10)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 11)		
Wed					
Thur			<u>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</u> (please read guidance note 12)		
Fri					
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 9)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 10) VIDEO ENTERTAINMENT ON TV SCREENS AND AMUSEMENT MACHINES. State any seasonal variations for the exhibition of films (please read guidance note 11) Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 12) WHEN OPENING HOURS ARE EXTENDED ON CHRISTMAS EVE, BOXING DAY AND BANK HOLIDAY WEEKENDS, THESE HOURS FOLLOW THE OPENING HOURS.		
Mon	10:00	00:00			
Tue	10:00	00:00			
Wed	10:00	00:00			
Thur	10:00	00:00			
Fri	10:00	01:00			
Sat	10:00	01:00			
Sun	10:00	00:00			

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 9)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10:00	00:00	Please give further details here (please read guidance note 10) AMPLIFIED OR ACOUSTIC LIVE MUSIC PERFORMANCE, BY ONE OR MORE ARTISTES. ALL PERFORMANCES WILL BE LIMITED TO END AT 00:00HRS TO MINIMISE NUISANCE.		
Tue	10:00	00:00			
Wed	10:00	00:00	State any seasonal variations for the performance of live music (please read guidance note 11)		
Thur	10:00	00:00			
Fri	10:00	00:00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 12) NONE.		
Sat	10:00	00:00			
Sun	10:00	00:00			

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 9)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	10:00	00:00		Please give further details here (please read guidance note 10) AMPLIFIED MUSIC PLAYED BY DJ'S OR PRE-RECORDED INCLUDING JUKE BOX AND KARAOKE DURING NORMAL BUSINESS HOURS, AND INCLUDING AUDIENCE PARTICIPATION.	
Tue	10:00	00:00			
Wed	10:00	00:00	State any seasonal variations for playing recorded music (please read guidance note 11)		
Thur	10:00	00:00			
Fri	10:00	01:00	Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 12) WHEN OPENING HOURS ARE EXTENDED ON CHRISTMAS EVE, BOXING DAY AND BANK HOLIDAY WEEKENDS, THESE HOURS FOLLOW THE OPENING HOURS.		
Sat	10:00	01:00			
Sun	10:00	00:00			

G

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

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u> COMPERES FOR QUIZ AND SIMILAR EVENTS. COMEDIANS AND SIMILAR PERFORMANCES IN ANY CASE USING VOICE AMPLIFICATION.</p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both</u> – please tick (please read guidance note 9)</p>	Indoors	<input checked="" type="checkbox"/>
Mon	10:00	00:00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	10:00	00:00	<p><u>Please give further details here</u> (please read guidance note 10)</p>		
Wed	10:00	00:00			
Thur	10:00	00:00			
Fri	10:00	01:00	<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 11)</p>		
Sat	10:00	01:00			
Sun	10:00	00:00			
<p><u>Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 12) WHEN OPENING HOURS ARE EXTENDED ON CHRISTMAS EVE, BOXING DAY AND BANK HOLIDAY WEEKENDS, THESE HOURS FOLLOW THE OPENING HOURS.</p>					

Provision of facilities for making music Standard days and timings (please read guidance note 8)			<u>Please give a description of the facilities for making music you will be providing</u>			
			Will the facilities for making music be indoors or outdoors or both – please tick (please read guidance note 9)		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 10)			
Mon						
Tue			<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 11)			
Wed						
Thur			<u>Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 12)			
Fri						
Sat						
Sun						

J

Provision of facilities for dancing Standard days and timings (please read guidance note 8)			Will the facilities for dancing be indoors or outdoors or both – please tick (please read guidance note 9)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10:00	00:00	Please give further details here (please read guidance note 10) DANCING TO LIVE OR RECORDED MUSIC.	Both	<input type="checkbox"/>
Tue	10:00	00:00			
Wed	10:00	00:00	State any seasonal variations for providing dancing facilities (please read guidance note 11)		
Thur	10:00	00:00			
Fri	10:00	01:00	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 12) WHEN OPENING HOURS ARE EXTENDED ON CHRISTMAS EVE, BOXING DAY AND BANK HOLIDAY WEEKENDS, THESE HOURS FOLLOW THE OPENING HOURS.		
Sat	10:00	01:00			
Sun	10:00	00:00			

K

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

L

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 9)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 10)		
Tue			State any seasonal variations for the provision of late night refreshment (please read guidance note 11)		
Wed			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 (please read guidance note 12)		
Thur					
Fri					
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 13)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 11)		
Mon	10:00	00:00			
Tue	10:00	00:00			
Wed	10:00	00:00			
Thur	10:00	00:00			
Fri	10:00	01:00			
Sat	10:00	01:00			
Sun	10:00	00:00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 12) 10:00HRS NEW YEARS EVE TO 01:00HRS NEW YEARS DAY. 10:00HRS TO 01:00HRS ON FRIDAY, SATURDAY, SUNDAY AND MONDAY ON BANK HOLIDAY WEEKENDS, CHRISTMAS EVE AND BOXING DAY.		

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

N

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

TWO MACHINES FOR GAMING BY WAY OF AMUSEMENT WITH PRIZES FOR USE BY PERSONS OF 18 YEARS AND OVER ONLY.

O

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 11)
Day	Start	Finish	
Mon			
	09:00	00:30	
Tue			
	09:00	00:30	
Wed			
	09:00	00:30	
Thur			
	09:00	00:30	
Fri			
	09:00	01:30	
Sat			
	09:00	01:30	
Sun			
	09:00	00:30	

Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 12)
09:00HRS OPENING AND 01:30HRS CLOSING ON THE NON-STANDARD DAYS LISTED IN SECTION M.

P

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

REMOVE ALL EMBEDDED RESTRICTIONS INHERENT IN THE LICENSING ACT 1964, THE CINEMATOGRAPH (SAFETY) REGULATIONS 1955 AND THE CHILDREN AND YOUNG PERSONS ACT 1933.

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

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

THE TYPES OF REGULATED ENTERTAINMENTS PROPOSED REINSTATE AND THEN ENHANCE THE NORMAL PUB ENTERTAINMENTS THAT WERE PREVIOUSLY UNREGULATED, WITH THE BENEFIT TO ENHANCE THE LOCAL FACILITIES FOR SOCIAL ENTERTAINMENT AND REDUCE THE FOCUS ON ALCOHOL.

NO NEW STEPS HAVE BEEN IDENTIFIED IN THE RISK ASSESSMENT IN RELATION TO THE FOUR LICENSING OBJECTIVES, EXCEPT AS BELOW.

WE HAVE CONSIDERED THE TERMS OF YOUR LOCAL LICENSING POLICY IN PREPARING THIS LICENSING APPLICATION.

b) The prevention of crime and disorder

SERVICE WILL BE REFUSED TO ANYONE WHO IS DRUNK, BEHAVING IN A VIOLENT OR THREATENING MANNER, OR WHO HAS BEEN CONVICTED OF BEHAVING IN A VIOLENT OR THREATENING MANNER ON LICENSED PREMISES.

MANAGEMENT WILL LIAISE REGULARLY WITH LOCAL POLICE.

ALL BAR STAFF ARE TRAINED IN BASIC LICENSING LAW, PARTICULARLY WITH REGARD TO SERVING DRUNKS AND SERVING UNDER 18'S.

AT LEAST 30 MINUTES WILL BE ALLOWED BETWEEN LAST ALCOHOL SALES AND THE CLOSURE OF THE PREMISES, THE MANAGEMENT WILL PERMIT CUSTOMERS TO FINISH THEIR DRINKS WITHIN THIS PERIOD WITH ACCESS TO THE PUBS TOILET FACILITIES.

c) Public safety

OUR RISK ASSESSMENT IDENTIFIES NO RISK OF CROWDING.

d) The prevention of public nuisance

THE BUILDING IS DOUBLE GLAZED WITH RECENTLY INSTALLED MECHANICAL VENTILATION AND AS SUCH ONLY NEGLIGIBLE LEVELS OF NOISE ESCAPE.

LIVE MUSIC WILL END AT 00:00HRS.

RECORDED MUSIC WILL END AT 01:00HRS.

ALL WINDOWS WILL REMAIN CLOSED AFTER 22:00HRS.

LATER OPERATING HOURS WILL MINIMISE NOISE FROM DEPARTING CUSTOMERS AS THEY GRADUALLY DISPERSE OVER A LONGER PERIOD OF TIME.

THE MANAGEMENT WILL MONITOR CUSTOMERS LEAVING THE PREMISES AND WHERE NECESSARY REMIND THEM OF THEIR PUBLIC RESPONSIBILITIES, NOTICES ARE DISPLAYED ASKING CUSTOMERS TO BE CONSIDERATE WHEN LEAVING THE PREMISES.

e) The protection of children from harm

THE MANAGEMENT OPERATE A POLICY THAT COMPLIES WITH THE PASS ACCREDITATION SYSTEM AND IDENTIFICATION CHECKS WILL BE MADE OF ANY CUSTOMER WHO DOES NOT APPEAR TO BE 21 YEARS OF AGE. ACCEPTABLE IDENTIFICATION BEING PASSPORTS, DRIVING LICENCE OR PROOF OF AGE CARD.

THE RESTRICTIONS SET OUT IN THE LICENSING ACT 2003 WILL APPLY.

NO UNUSUAL RISK OF HARM TO CHILDREN HAS BEEN IDENTIFIED.

Part B3 – Premises Supervisor

Full name of proposed designated premises supervisor
DEREK STANLEY HENDERSON

Address of proposed designated premises supervisor
THE MITRE PUBLIC HOUSE
73 WELDBANK LANE
CHORLEY
PR7 3NN

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

Please tick Yes

- I enclose the consent form completed by the proposed premises supervisor



- I will give a copy of Part B3 of this application to the chief officer of police (section 37 of the Licensing Act 2003)
- I have sent copies of this application to vary (except Part B3) to responsible authorities and others where applicable (section 34 of the Licensing Act 2003)
- I understand that I must now advertise my application to vary (section 34 of the Licensing Act 2003)
- I understand that if I do not comply with the above requirements my application will be rejected

Part B4 – Signatures (please read guidance note 16)

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

Signature	[REDACTED]
Date	26.7.05
Capacity	SOLICITOR FOR APPLICANT

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

Signature	
Date	
Capacity	

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

A D WHITTAKER
RUSSELL & RUSSELL SOLICITORS
CHURCHILL HOUSE
WOOD STREET

Post town	BOLTON	Post code	BL1 1EE
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Notes for Guidance

PART A

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

PART B

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

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

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

I, DEREK STANLEY HENDERSON

[insert first names and surname of prospective premises supervisor]

hereby consents to being named as the premises supervisor in a new licence granted under paragraph 4 of Schedule 8 to the Licensing Act 2003 to

D MILLER TRADING

[insert full name of applicant]

where the holder of the licence has consented to the application being made by the applicant

[delete as applicable]

for

THE MITRE PUBLIC HOUSE, 73 WELDBANK LANE, CHORLEY

[insert name and address of existing licensed premises]

if that application is successful.

Signed



Dated

11/7/05

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

I/We, DEREK STANLEY HENDERSON
.....
[insert full name(s) of existing licence holder(s)]

being the holder of an existing licence/existing licences

ON LICENCE - PUBLICANS - INTOXICATING LIQUOR OF ALL DESCRIPTIONS.
DATE OF TRANSFER - 6TH JULY 2005
GRANTED BY THE CHORLEY JUSTICES.

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

hereby consent(s) to the application by D MILLER TRADING
.....
[insert full name or names of applicant]

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

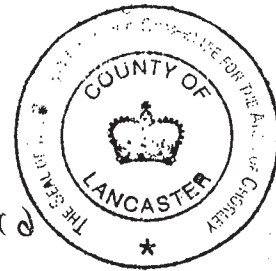
THE MITRE PUBLIC HOUSE
73 WELDBANK LANE
CHORLEY
PR7 3NN

[insert name and address of premises]

Signed 

Dated 11/7/05

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



J. Butterfield

Designated Officer.

Dated this 21st day of July 2005.

Justices' Licence
Intoxicating Liquor

Licence No.43

**COUNTY OF LANCASTER
PETTY SESSIONAL DIVISION OF CHORLEY**

LICENSING ACT 1964

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

The Licensing Justices for the said Licensing district hereby grant
To Derek Stanley Henderson

of 73 Weldbank Lane, Chorley

(hereinafter called the licensee this Justices' Licence authorising him to sell by retail at the premises known as Mitre Hotel

of 73 Weldbank Lane, Chorley

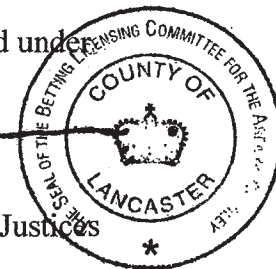
intoxicating liquor of all descriptions for consumption (either ON or) OFF the premises.

The owner(s) of the premises in respect of which this licence is granted are Darren Millar, East Grimeford Barn, Grimeford Lane, Anderton, Chorley.

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

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

[Signature]
Clerk to the Licensing Justices



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