

**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 Police Sergeant 1506 Anthony John Bushell

*(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**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> The Crown 46-48 Chapel Street	
<b>Post town</b> Chorley	<b>Post code (if known)</b> PR7 1BW

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Mark Wayne DAVIES
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<b>Number of premises licence or club premises certificate (if known)</b> PL(A) 0090
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**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 Sergeant 1506 Anthony Bushell Lancashire Constabulary Southern Division Licensing Unit Chorley Police Station St Thomas Road Chorley Lancashire PR7 1DR
Telephone number (if any) 01257 246227
E-mail address (optional) anthony.bushell@lancashire.pnn.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

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

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

Since the beginning of the year there have been a number of issues relating to the premises that have caused concern for the police.  
These issues are having a detrimental impact on the Crime and Disorder Objective and the Police feel the cause of these issues is the ineffective management and operation of the premises.  
The Police have evidence of violent incidents amongst customers taking place both inside and outside the premises.  
The Police have found unregistered door supervisors on a number of occasions employed at the premises.  
There is evidence that persons banned by the Chorley Pubwatch are being allowed to drink in the premises.  
There is evidence of drug use on the premises of which the management have been made aware but are still failing to address.  
It is clear that the premises is not being managed effectively and as such the Police have no confidence in the management.  
In view of this the Police would seek to remove the current management at the premises and in order to do so have no alternative but to seek full revocation of the premises licence.

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

See attached documentation

**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 29<sup>th</sup> June 2009

Capacity

**Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)**  
As Above

Post town

Post Code

Telephone number (if any)

**If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)**

#### 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.



**The Crown**

46-48 Chapel Street, Chorley, Lancashire, PR7 1BW

**Premises Licence from 14/11/08 to indefinite**

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Licence Holder(s)

Full name Mr Mark Wayne DAVIES

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Designated Premises Supervisor

Premises supervisor name Mr Mark Wayne Davies

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Permitted Activities:

- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- entertainment facilities for making music
- entertainment facilities for dancing
- entertainment of a similar description to that falling within entertainment facilities for making music or dancing
- provision of late night refreshment
- the sale by retail of alcohol

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Premises Open Hours granted

	<b>Time From</b>	<b>Time To</b>
Monday to Sunday	11:00am	2:30am

Non Standard Timings:

New Years Eve 11.00 to start of permitted hours on the following day.

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Activities - Times granted

	<b>Time From</b>	<b>Time To</b>
<b>E. Performance of live music (Indoors)</b>		
Monday to Sunday	8:00pm	1:00am

Non Standard Timings:

New Years Eve 11.00 to start of permitted hours on the following day.

**F. Playing of recorded music (Indoors)**

Monday to Sunday	11:00am	2:00am
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Non Standard Timings:



**Time From      Time To**

New Years Eve 11.00 to start of permitted hours on the following day.

**G. Performance of dance (Indoors)**

Monday to Saturday	11:00am	11:00pm
Sunday	Noon	10:30pm

Non Standard Timings:

New Years Eve 11.00 to start of permitted hours on the following day

**H. Entertainment of a similar description to that falling within E, F, or G (Indoors)**

Monday to Saturday	11:00am	11:00pm
Sunday	Noon	10:30pm

Non Standard Timings:

New Years Eve 11.00 to start of permitted hours on the following day

**I. Provision of facilities for making music (Indoors)**

Monday to Sunday	8:00pm	1:00am
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New Years Eve 11.00 to start of permitted hours on the following day

**J. Provision of facilities for dancing (Indoors)**

Monday to Sunday	8:00pm	1:00am
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Non Standard Timings:

New Years Eve 11.00 to start of permitted hours on the following day

**K. Provision of facilities for entertainment of a similar description to that falling within I or J (Indoors)**

Monday to Saturday	11:00am	11:00pm
Sunday	Noon	10:30pm

Non Standard Timings:

**L. Late night refreshment (Indoors)**

Monday to Saturday	11:00pm	11:30pm
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Non Standard Timings:

## Time From      Time To

New Years Eve 23.00 to 05.00 next day.

### **M. The sale by retail of alcohol for consumption ON and OFF the premises**

Monday to Sunday                      11:00am              2:00am

Non Standard Timings:

New Years Eve 11.00 to start of permitted hours on the following day

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### Additional Conditions

#### **ANNEX 1 - MANDATORY CONDITIONS**

##### On and Off Licence

1 Alcohol shall not be sold or supplied except during permitted hours.

##### Where there is no childrens certificate:

1 No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:

- a) He is the child of the holder of the premises licence.
- b) He resides in the premises, but is not employed there.
- c) He is in the bar solely for the purpose of passing to or from some part of the premises that is not a bar and to or from some part of the premises where there is no other convenient means of access or egress.
- d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which holding of the licence is ancillary.

In this condition bar includes any place exclusively or mainly used for the consumption of intoxicating liquor. However, an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

##### Licensed Premises - Credit Sales

Alcohol shall not be sold or supplied unless it is paid for before or at the time when it is sold or supplied, except alcohol sold or supplied:

- (a) with and for consumption at a meal supplied at the same time, consumed with the meal and paid for together with the meal;
- (b) for consumption by a person residing in the premises or his guest and paid for together with his accommodation;
- (c) to a canteen or mess.

##### Alcohol

1 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.

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

#### Door Supervision

1 Any individual employed on the premises to carry out a security activity must be licensed by the Security Industry Authority.

#### Public Entertainment Licence Conditions

##### **The Maximum occupancy of the premises is 100 persons**

For the purpose of these special conditions and to which they relate the expressions "the Council" and/or "the Licensing Authority" means Chorley Borough Council.

#### Structural Condition

The premises, services, fixtures and fittings shall be maintained in good order and structural condition at all times.

No structural alteration shall be carried out which effects the licensed area without prior consultation of the Borough Councils Licensing Officers. This condition is without prejudice to any other function/department of the Council.

#### Means of escape

All means of escape (including external escape routes to a place of safety) as agreed by the Local Authority shall be properly maintained in a proper state, be in efficient working order, be in good repair and kept free from obstruction at all times when the premises are occupied.

The contents of the licensed area i.e., tables, chairs, plants, DJ's equipment etc. shall be so arranged or disposed as to provide for any persons therein an unobstructed escape route to a means of escape in case of emergency.

The nosings to steps, landings etc. painted white or otherwise suitably marked or constructed to make them conspicuous shall be properly maintained in that condition to the satisfaction of the Licensing Authority.

#### Electrical Installation

Should any new electrical work be required or undertaken, then the Licensing Authority should be notified. Any such work must be carried out in an approved system of wiring for public entertainment premises notably wiring that conforms to the current edition of the IEE regulations and in addition, wiring enclosed in screwed

steel conduit or metal trunking, mineral insulated copper sheathed cable or in armoured cable.

Any temporary wiring or equipment for a specific function must be under the control of a competent person who must ensure its safe erection and use including disconnection and removal after use.

Satisfactory access to the electrical intake, main control switch gear and any back up battery system for the emergency/safety lighting (where relevant) must be maintained at all times and combustibles must not be stored in the same area.

Should any visual fault occur (i.e. physical damage to cables, cords, switches, plugs and socket outlets or flickering lights or blown fuses) it should be reported immediately to a competent person who should take appropriate action to isolate and/or rectify the defect.

No electrical appliance fixed or portable shall be used within the licensed premises without that appliance meeting the following requirements: -

- (a) The appliance should conform to the relevant British Standard.
- (b) The appliance should be installed in accordance with the manufacturers instructions.
- (c) All portable appliances should be tested fully in accordance with the Portable Appliance Tests (PAT) by a suitably qualified person and certificates provided should be readily available for examination by the Licensing Authority.
- (d) All manufacturers/installers instructions or manuals regarding the installation and use of the appliance should be kept available for inspection by the licensing team.

### Emergency/Safety Lighting

#### Supervision

A competent person should be appointed to supervise the system. This person should be given sufficient authority to ensure the carrying out of any work necessary to maintain the system in correct operation. The person appointed must ensure that the emergency lighting system is switched on prior to any member of the public being allowed access to the premises and that the system is not switched off until all members of the public have vacated the premises.

#### Routine Inspections and Tests

Inspections and tests should be carried out at the following intervals: -

- (a) Daily (b) Monthly (c) Six monthly

#### Daily

An inspection should be made every day the building is used for its licensed purpose to ensure that all luminaries and illuminated signs are lit.

#### Monthly

The following procedures should be undertaken: -

- (a) Each luminaire and internally illuminated exit sign should be switched to "Battery mode" by simulation of a failure of the normal electrical supply for a period of no less than 15 minutes but no more than 30 minutes. During the test period all luminaries and/or signs should be examined visual to ensure that they are working correctly.

- (b) Clean the exterior of the luminaries and signs.
- (c) Check that defects recorded in the logbook have been corrected.
- (d) Check the level of electrolyte in central battery systems.
- (e) Check that all indicator lamps are functioning.
- (f) Record all data in the logbook.

### Six Monthly

The monthly inspection should be carried out but the simulated mains supply failure time should be increased to one hour.

### Liquefied Petroleum Gas (LPG)

No portable LPG heaters should be in the premises when members of the public are present. Containers of LPG should be protected against unauthorised interference and accidental leakage. LPG cylinders, both full and empty, should be kept in safe positions in the **open air** away from other flammable materials, or where this is not reasonably practical because of **exceptional circumstances**, in an adequately ventilated storeroom.

LPG in use should be sited outside the structure and with their valves readily accessible in case of an emergency.

### Pyrotechnics

Application for the licensing authority's consent to the use of pyrotechnics and special effects should be made by the licensee in writing at least seven days before the first performance of the entertainment. The notice should give full details of the proposed use and the date and time on which a demonstration can be witnessed if required by a representative of the licensing authority.

### Seating and Gangways

When the Licensed area is used for a closely seated audience, gangways should be provided at the side, centre, front and rear wherever possible. They should be of adequate width for the number of seats served but in no circumstances should they be less than 1050mm wide. (Measurement in the case of side gangways to be taken from the foremost projection).

Where more than **two hundred** (200) persons are to be accommodated as a closely seated audience, all loose chairs used for seating should be securely battened or clipped together in blocks of at least four seats and not more than twelve seats.

There should be an unobstructed seatway of not less than 305mm in depth measured between perpendiculars between the back of one seat and the foremost portion of the seat, arm or frame behind.

No seat shall be more than 3.6m from any gangway.

No portion of any gangway should normally be more than 18m from any exit from the premises measured along the line of the gangway.

When a sports entertainment takes place the following conditions should apply: -

When **four hundred** (400) or more are to be accommodated as well as clipping, or battening the seats in blocks, the chairs or sets of chairs adjoining, front, rear, cross, sides, and centre gangways, together with those adjoining the exits should be securely fixed to the floor (or fixed in some similar manner to the satisfaction of the Licensing Authority).

There should be a clear seatway or space of at least 305mm measured between the perpendiculars from the back of one seat unit to the foremost position of the seat, arm or frame of the one behind.

The number of seats in a row shall not exceed: -

**Seven** seats where there is a gangway at one end only except that up to a maximum of **eleven** seats may be permitted if the 305mm referred to above is increased by 25mm for each additional seat over seven and

**Fourteen** seats where there is a gangway at each end, except that up to **eighteen** seats may be permitted if the 305mm seatway referred to above is increased to not less than 400mm and more than **eighteen** seats may be permitted up to **twenty two** seats with a seatway of not less than 500mm.

#### Staff Fire Procedures

At all times the public are on the premises, it shall be the specific duty of at least one responsible person to call the fire brigade in case of fire or suspected fire. Such person(s) should know the location of the nearest telephone and be familiar with the emergency method of calling the fire brigade. In addition, a further responsible person or persons should be available to ensure the safe and orderly exit of the public from the building to minimise the possibility of a panic situation.

Before the public is allowed on the premises, a competent person should carry out the following duties: -

- (a) Check that all the fire fighting equipment is in place and accessible.
- (b) Ensure that all the exit routes/doors are free from obstruction and operating effectively.
- (c) Ensure that the emergency lighting/safety lighting is switched on and operating satisfactorily.

Responsible persons mentioned above shall not be less than eighteen years of age. The licensee shall be under a duty to maintain good order, conduct and decency on the premises.

Where it is proposed to use any pyrotechnic type effects within the Licensed Area the Borough Council and the Fire Authority should be notified within seven days prior to the event-taking place.

In premises where children and parents are likely to be separated, or use different floors, the council shall be notified and arrangements must be made to have the children supervised by a competent person or persons who are over the age of eighteen to ensure satisfactory evacuation of the premises in case of an emergency.

### Furniture/Decorations

No decorations which affect the existing surface spread of flame characteristics of the building shall be carried out without the Borough Council being notified so that, if necessary a reassessment of these conditions can be undertaken.

All new or replacement items of upholstered seating/furniture should satisfy as a minimum standard the "**fire tests for furniture**" BS 5852 part 1 1979 and BS 5852 part 2 1982.

All curtains and drapes within the licensed area shall be of a material which is inherently flame retardant or be treated with a durable flame retardant which complies with Type "B" performance requirements of BS 5867 part 2 1980 (Flammability requirements for curtains and drapes).

### Toilet Accommodation

The toilet accommodation provided for use by members of the public and performers must be maintained in a clean and tidy condition with an adequate and constant supply of washing/drying equipment.

If the location of the toilet accommodation is not immediately obvious to persons present in the licensed area due to it being some distance from the main activity then adequate notices indicating their location should be displayed prominently. Each door should be properly marked Male/Female as appropriate.

### Hypnotism

No exhibition, demonstration or performance of hypnotism (as defined in section 6 of the Hypnotism Act 1952) shall be given on any person at the place licensed.

### Other Matters

Should any circumstances arise that prevents compliance with these conditions of use then the use of the premises must be discontinued and the Borough Council notified immediately.

Adequate access for the fire brigade vehicles and equipment should be provided and maintained at all times.

Arrangements for the admission of disabled persons, to the premises who are totally reliant on wheelchairs for mobility shall be made and maintained to the satisfaction of the Licensing Authority.

The Borough Council must be notified before any proposed alteration to the licensed area is carried out whether of a structural or non-structural nature so that they can assess the impact, if any, the proposed changes will have on the premises suitability for the use as licensed.

Any authorised officer of the Licensing Authority or the Fire Authority may at any time enter and inspect the premises so licensed for the purpose of ensuring that the terms, restrictions and conditions on or subject to which the licence is held are being complied with.

Adequate provision should be provided within the premises for the application of first aid treatment by suitably trained staff to persons injured within the premises.

## **ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE**

### **a) General**

1) Additional steps we will take are the use of plastic glasses only. No one will be served a drink in a glass or bottle after midnight. On Friday, Saturday and Sunday between 00.00 and 02.00 there shall be registered door staff.

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

- 1) No irresponsible sales promotions of alcoholic beverages shall be offered to customers.
- 2) No customers carrying open or sealed bottles shall be admitted to the premises at any time the premises are open to the public.
- 3) A sign will be displayed on the premises indicating the standard hours during which the sale of alcohol is permitted.
- 4) Staff and doorman will make sure no one is allowed to drink too much. There will be no offers on prices.
- 5) Cameras are situated throughout the pub, and record 24 hours a day.

### **c) Public safety**

- 1) All fire doors will be effectively self-closing and shall not be held open other than by approved devices.
- 2) Notices detailing the actions to be taken in the event of fire or other emergencies, including how the fire brigade shall be summoned, are to be prominently displayed.
- 3) Plastic glasses only will be used during the extended hours.
- 4) People who appear drunk or rowdy will be asked to leave.

### **d) The prevention of public nuisance**

- 1) No regulated entertainment of any type shall take place outside the premises in any areas which are within the licence holders control after 22.00 save for any special event seven days notice of which has been given to the licensing authority and police.
- 2) When amplified musical entertainment is taking place inside the premises after 22.00 windows and doors, save for entrance and exit purpose, will be kept shut.
- 3) A sign will be located at the exit(s) requesting that customers leaving the premises do so quietly and with consideration to neighbours.
- 4) Doormen will work during the extended hours.
- 5) People who appear drunk or rowdy will not be permitted.
- 6) Doors and windows will be closed to keep noise to a minimum.

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

No one under the age of 16 will be allowed on the premises.  
Anyone who appears to be under the age of 18 and who is attempting to buy alcohol must be required to provide a proof of age before such a sale is made.



A 'Think 21' policy will be in force.

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

None.