

LICENSING SUB-COMMITTEE

HELD: 3 MARCH 2011

Start: 10.15am

Finish: 12.50pm

PRESENT: Councillor Kay (In the Chair)

Councillors: Ms. Melling
M. Pendleton

Officers: Principal Solicitor (Mr. L. Gardner)
Senior Licensing Officer (Ms. M. Murray)
Member Services Officer (Mrs. J. Brown)

In attendance: Police Sergeant 1506 A. Bushell (Lancashire Constabulary)
Mr B. K. Holland (Aaron and Partners Solicitors LLP)
Mrs. R. Birket (Designated Premises Supervisor – Wayfarer)
Mr. J. Birket (Wayferer)
Mr. B. Arnold (Objector)
Ms. R. Wess (Objector)

40. APOLOGIES

There were no apologies for absence received.

41. MEMBERSHIP OF THE COMMITTEE

There were no changes to Membership of the Committee.

42. URGENT BUSINESS

There were no items of urgent business.

43. DECLARATIONS OF INTEREST

There were no declarations of interest.

44. DECLARATION OF PARTY WHIP

There were no declarations of Party Whip.

45. MINUTES

RESOLVED: That the Minutes of the Licensing Sub – Committee held on 11 January 2011 be received as a correct record and signed by the Chairman.

46. LICENSING HEARING PROCEDURE

The Chairman referred to the above procedure.

47. APPLICATION FOR A REVIEW OF A PREMISES LICENCE IN RESPECT OF THE WAYFARER, 1-3 ALDER LANE, PARBOLD.

Consideration was given to the report of the Executive Manager Community Services as contained on pages 281 to 383 of the Book of Reports in respect of a review of the Premises Licence at the Wayfarer, 1-3 Alder Lane, Parbold.

In considering this matter the Sub – Committee had regard to its Licensing Policy and to the Guidance issued under S. 182 of the Licensing Act. It considered the relevant objectives on this occasion was the Prevention of Public Nuisance and the Prevention of Crime and Disorder.

On hearing evidence from the Premises' Designated Premises Supervisor and their legal representative, Police and objectors into consideration the Sub – Committee:-

- RESOLVED:
- A. That Regulated Live Entertainment (Band Nights) shall cease at 01.30 hours.
 - B. That date and time stamped CCTV recording be installed at the premises' so as to record all persons in any conditions entering. The images shall be retained for 28 days and copies supplied to any responsible authority within 24 hours of request. The system is to operate 24 hours of every day and to the reasonable requirements of Lancashire Constabulary. A monitor shall be placed behind the main bar which is visible to staff and patrons.
 - C. That 7 days notice in writing be given to the local Community Beat Manager of any Live Entertainment (Band Nights) at the premises and that on such occasions the Designated Premises Supervisor will personally be in control of the premises or his representative.
 - D. That on days where Live Entertainment (Band Nights) is provided sufficient staff members shall be deployed to ensure that:-
 - 1. No customers shall be admitted after 23.00 hours except those who have been using the smoking shelter.
 - 2. Other than those using the smoking shelter and intending to return to the premises, no customers shall leave with glasses or bottles.
 - 3. That in the car park area customers are reminded to leave quietly and to have consideration for local residents.
 - 4. That a door supervisor shall be positioned at the entrance/exit to the premises to ensure that clauses D1. to D3. are complied with.
 - E. That Regulated Live Entertainment (Band Nights) shall be restricted to no more than six per year and no more than one event per calendar month.

- F. That fire doors shall be kept closed except for the event of emergencies after 22.00 hours on the occasions of Regulated Live Entertainment (Band Nights).
- G. That there shall be placed in all exits from the premises in a place where they can be seen and easily read by the public notices requiring customers to leave the premises and the area quietly which includes the exit to the premises' car park.

The Committee considered that due to the problems of providing Regulated Live Entertainment (Band Nights) and controlling patrons leaving the premises that under its Licensing Policy the Committee issued a yellow card warning with regards to the provision of Regulated Live Entertainment. If a further review is received regarding problems from Regulated Live Entertainment the presumption of that review will be to revoke the right to provide Regulated Live Entertainment.

-CHAIRMAN-