

LICENSING & GAMBLING SUB-COMMITTEE HELD: Monday, 21 August 2023

Start: 10.30 am

Finish: 5.38 pm

PRESENT:

Councillor: P Burnside (Chairman)
G Owen (Vice-Chairman)

Councillors: I Eccles

In attendance: PC Steve Connolly, Lancashire Police Constabulary
PS John Lovick, Lancashire Police Constabulary
Gerald Gouriet, Barrister (Francis Taylor Building)
Darrell Butterworth, Edmund Locard Limited
Malcolm Ireland, Harrison Drury Solicitors
Kristian Torgersen, Harrison Drury Solicitors
Tom Ghannad, Gunnercooke
Martin Fessey, Lancashire Management Limited
Lee Molyneux, Alpine Club Lodge
Lee Green, Alpine Club Lodge

Officers: Kay Lovelady, Head of Legal & Democratic Services
Andrew Smith, Legal Assistant
Lyndsey Key, Environmental Health Manager
Anthony Bushell, Regulatory Support Officer - Licensing
Chloe McNally, Democratic Services Officer

1 **APOLOGIES**

There were no apologies received.

2 **MEMBERSHIP OF THE COMMITTEE**

There were no changes to the Membership of the Committee.

3 **URGENT BUSINESS**

There were no urgent items of business.

4 **DECLARATIONS OF PARTY WHIP**

There were no Declarations of Party Whip.

5 **DECLARATIONS OF INTEREST**

There were no Declarations of Interest.

6 **MINUTES**

RESOLVED: The minutes of the meeting held on 1 August 2023 be noted.

7 **LICENSING HEARING PROCEDURE**

The Legal & Democratic Services Manager briefed everyone on the hearing procedure.

8 **APPLICATION FOR THE REVIEW OF A PREMISES LICENCE IN RESPECT OF ALPINE CLUB LODGE, RAILWAY ROAD, ORMSKIRK, L39 2DN**

Consideration was given to the report of the Corporate Director of Place and Community as contained on pages 19 to 364 of the Book of Reports in respect of an application under the Licensing Act 2003 for the review of a premises licence in respect of Alpine Club Lodge, Railway Road, Ormskirk, L39 2DN.

- RESOLVED:**
- A. That Premise Licences LN5051 and LN8442 be revoked.
 - B. That Premises Licence LN8534 remain the only live licence detailing licensable activities in respect of the Premises until such time as lawfully superseded by the grant of a future application.
 - C. That the current Designated Premises Supervisor, Lee Green be removed.
 - D. That Scott Flannery does not have any involvement in the day to day running of the Premises. Scott Flannery should not enter or remain on the Premises any time licensable activities are taking place.
 - E. The Premises Licence be suspended up to and including 22 September 2023.
 - F. Door Supervisors should be employed through another Approved Contractor Status company other than the company currently employed.
 - G. The Sub-Committee expect the recommendations contained in the report/statement of Darrell Butterworth dated 17 August 2023 be implemented.
 - H. The Premise Licence LN8534 2202 be amended to show no off sales.

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That the following conditions shall be added to Premises Licence LN8534:

- I. All security staff shall wear body worn cameras whenever licensable activities are taking place and/or to the end of their contracted time.
- J. An ID scanner should be installed and used at the Premises whenever licensable activities are taking place. All customers should provide their ID for scanning before being allowed entry. Details of items scanned shall be kept for a period of 12 weeks and be made available to any Responsible Authority on request.
- K. Knife wands should be used on every customer entering the Premises after their ID has been scanned whenever licensable activities are taking place.
- L. All offensive weapons should be confiscated, and entry refused to any person(s) carrying such items. Details of the confiscated items and details of the individuals found in possession of an offensive weapon should be provided to Lancashire Constabulary as soon as possible but no later than 14 days. All seized items to be kept in the drugs safe until collection by Lancashire Constabulary.
- M. Any person being found in possession of drugs should be either refused entry or removed from the premises (as appropriate). The drugs should be seized, and the details of the customer's ID taken again and noted in a bound log. Details of the items seized, and ID of person(s) being found in possession of drugs shall be provided to Lancashire Constabulary as soon as possible but no later than 14 days. Arrangements for disposal thereafter to be agreed. All seized items to be kept in the drugs safe until collection by Lancashire Constabulary.
- N. All pre-opening checks shall be recorded each day and the details retained for 12 months and provided to any Responsible Authority on reasonable request.
- O. The Entry and Search Policy to be reviewed to include information on dress code, ID Scanning, and Metal Searches in consultation with

Lancashire Constabulary. Thereafter the DPS to ensure that the requirements of the Policy are carried out.

- P. The DPS to complete a weekly log of compliance checks ensuring compliance with all conditions on the Premises Licence. Entries should include details of any breaches and the steps taken to rectify matters identified. All entries should be signed and dated by the DPS and kept in a bound folder which should be made available to any Responsible Authority on reasonable request.
- Q. Training should be given to all staff and security personnel. This training should include: responsible alcohol retailing, good customer service, conflict management, crime scene management and protection of vulnerable persons. This training should be given to all existing and new employees and refreshed every 6 months. Details of all training should be kept in a bound folder detailing the names, date and type of training undertaken, the log should be made available to any Responsible Authority on reasonable request.
- R All security signing in logs, refusals registers and incident logs shall be completed in full and kept in bound folders and made available to all Responsible Authorities on reasonable request.
- S. A 'company' premises licence holder should nominate in writing someone who works at the premises to keep the premises licence in their custody or control.

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Chairman