

LICENSING SUB-COMMITTEE

HELD: 4 MARCH 2016

Start: 10.30am

Finish: 11.00am

PRESENT: Councillor Delaney (Chairman)

Councillors: Kay

Officers: Principal Solicitor (Mrs K Lovelady)
Senior Licensing Officer (Ms M Murray)
Principal Member Services Officer (Mrs S Griffiths)

In attendance: Lancashire Constabulary (PS 1506 Sergeant Bushell)

33. APOLOGIES

Apologies for absence were received on behalf of Councillor Devine.

34. MEMBERSHIP OF THE COMMITTEE

There were no changes to Membership of the Committee.

35. URGENT BUSINESS, IF ANY, INTRODUCED BY THE CHAIRMAN

There were no items of urgent business.

36. DECLARATIONS OF PARTY WHIP

There were no declarations of a Party Whip.

37. DECLARATIONS OF INTEREST

There were no declarations of interest.

38. MINUTES

RESOLVED That the minutes of the meeting held on 27 November 2015 be noted.

39. LICENSING HEARING PROCEDURE

The Chairman outlined the Licensing Procedure.

40. APPLICATION TO VARY A PREMISES LICENCE TO SPECIFY AN INDIVIDUAL DESIGNATED PREMISES SUPERVISOR FOR A PREMISES LICENCE IN RESPECT OF REDROCK STEAK HOUSE, 140 STATION ROAD, HESKETH BANK.

Consideration was given to the report of the Director of Leisure and Wellbeing as circulated and contained on pages 343 - 353 of the Book of Reports in respect of an application to vary a premises licence to specify an individual Designated Premises Supervisor in respect of Red Rock Steak House, 140 Station Road, Hesketh Bank.

In considering this matter the Sub-Committee had regard to its Licensing Policy and the guidance issued under S.182 of the Licensing Act. It considered the relevant Licensing Objectives which on this occasion was 'the prevention of Crime and Disorder.

The applicant was invited to the meeting but did not attend.

On hearing evidence from the Lancashire Constabulary the Sub-Committee:-

- RESOLVED A. That the application to vary a premises licence in respect of Red Rock Steak House, 140 Station Road, Hesketh Bank be refused due to the high risk that the Crime and Prevention objective would be undermined for the following reasons:-
- i) the Committee accept the evidence from the Police that the applicant has already been convicted of offences of selling goods bearing false trademarks. The Committee believes that this demonstrates a propensity for wrong doing combined with a high level of dishonesty.
 - ii) the Committee accept that formal prosecution has not taken place in relation to the substitution of alcohol at the premises and that the applicant is innocent until proven guilty, the Committee accept the Police's evidence that Lancashire Trading Standards have sufficient evidence to warrant pursuing a prosecution.
 - iii) the Committee considers that the applicant's failure to engage with the Responsible Authorities raises serious concern over his ability to properly run the premises in accordance with the relevant legislation.
 - iv) the applicant failed to attend the hearing and therefore the committee was unable to consider any substantiating evidence in support his application.