

**MINUTES OF A MEETING OF THE
LICENSING COMMITTEE
HELD AT NELSON TOWN HALL
ON 13TH JANUARY 2020**

PRESENT –

Councillor S. Wicks – Chairman (in the Chair)

Councillors

G. Adam
M. Aslam
R. E. Carroll
C. Carter
L. Crossley
B. Newman (*Substitute for M. Adams*)
K. Shore
Y. Tennant

Officers in attendance:

A. Smith *Licensing Officer*
E. Barker *Solicitor (Burnley Borough Council)*
S. Waterworth *Committee Administrator*

(Apologies for absence were received from Councillor M. Adams and N. McCollum).



11. DECLARATIONS OF INTEREST

Members were reminded of the legal requirements concerning the declaration of interests.

12. MINUTES

RESOLVED

That the Minutes of the meeting held on 17th September, 2019 be approved as a correct record and signed by the Chairman.

13. EXCLUSION OF PUBLIC AND PRESS

RESOLVED

That in pursuance of the power contained in Section 100(A)(4) of the Local Government Act 1972 (as amended) the public and press be excluded from the meeting during consideration of the next item of business on the grounds that if a member of the public and press were present during consideration of the item, there would be disclosure to them of exempt information relating to the financial or business affairs of a particular person.

14. APPLICATION FOR THE REVIEW OF A PREMISES LICENCE UNDER THE LICENSING ACT 2003 FOR LEEDS ROAD CONVENIENCE STORE – 145-147 LEEDS ROAD NELSON

The Planning, Economic Development and Regulatory Services Manager submitted a report which asked members to consider a review of an application made by Lancashire County Councils Trading Standards Service in relation to breaches of the prevention of crime and disorder, public safety and the prevention of public nuisance licensing objectives.

Members and all relevant parties had received a copy of the report which included a copy of the application for review. Details of the breaches to the conditions attached to the premises licence were set out in the report.

The Committee considered all of the evidence produced in relation to issues relating to the prevention of crime and disorder, public safety and the prevention of public nuisance licensing objectives and the impact on the licensing objectives.

RESOLVED

That having listened to the representations the licence be revoked.

REASON

In the interests of crime and disorder, public safety and the prevention of public nuisance.

15. APPLICATION FOR THE REVIEW OF A PREMISES LICENCE UNDER THE LICENSING ACT 2003 FOR HEADLINE NEWS – 71-73 NORTH VALLEY ROAD, COLNE

The Planning, Economic Development and Regulatory Services Manager submitted a report which asked members to consider a review of an application made by Lancashire County Councils Trading Standards Service in relation to breaches of the protection of children from harm licensing objectives.

Members and all relevant parties had received a copy of the report which included a copy of the application for review. Details of the breaches to the conditions attached to the premises licence were set out in the report.

The Committee considered all of the evidence produced in relation to issues relating to the protection of children from harm licensing objective.

RESOLVED

That having listened to the representations:-

- (1) The DPS be removed
- (2) The conditions of the licence be modified as follows:-

- **The Prevention of Crime and Disorder:**

- The premises shall install and maintain a comprehensive digital, colour, CCTV system;
- All public areas of the licensed premises, including all public entry and exit points, and the street environment will be covered, enabling facial identification of every person entering in any light condition;
- The CCTV cameras shall continually record while the premises are open to the public and recordings shall be kept available and unedited for a minimum of 28 days with the date and time stamping;
- A staff member who is conversant with the operation of the CCTV system shall be present on the premises at all times when they are open to the public and must be able to produce / download / burn CCTV images upon request by a Police Officer or an Authorised Officer of the licensing authority;
- Any footage must be in a format that can be played back on a standard personal computer or standard DVD player.

- **The Protection of Children from Harm:**

- The premises shall display prominent signage at any point of sale, at the entrance to the premises and in all areas where alcohol is located indicating that it is an offence to buy, or attempt to buy, alcohol for a person under the age of 18;
- The Challenge 25 scheme must be operated to ensure that any person who appears to be under the age of 25 shall provide documented proof that he / she is over 18 years of age. Proof of age shall only comprise a Passport, photo card driving licence, an HM Forces warrant card, or a card bearing the PASS hologram;
- Challenge 25 posters will be displayed at any point of sale, at the entrance to the premises and in all areas where alcohol is located;
- A refusal log shall be kept at the premises to record all refused sales of alcohol for the reasons that the person(s) is / are, or appear(s) to be, under 18 years of age;
- The log shall record the date and time of the refusal and the name of the member of staff who refused the sale;
- The log will be available on request by the Police or an Authorised Officer of Pendle Borough Council;
- The log shall be checked on a regular basis by the Designated Premises Supervisor to ensure that it is being used by staff and each check shall be recorded in the log;
- There shall be a policy for the premises agreed with the Police and Pendle Borough Council, regarding the procedure for the handling of fraudulent identification used to attempt to purchase alcohol;
- In addition to any other training, the premises licence holder shall ensure that all staff are trained to prevent underage sales, are aware of and prevent proxy sales, maintain the refusals log, enter sales correctly on the tills so the prompts show as appropriate, and that they monitor staff to ensure their training is put into practice;
- Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 6 monthly intervals;
- The training records shall be made available for inspection upon request by a Police Officer or an Authorised Officer of Pendle Borough Council;
- At all times when children are allowed on the premises, information shall be displayed, at the point of sale, on what to do if there is a cause for concern regarding a child's

welfare. This shall include reporting to the Police via 101, the NSPCC on 0808 800 5000 (free 24-hour service) or dialling 999 in the event of an immediate threat.

REASON

In the interests of the protection of children from harm.

16. APPLICATION FOR THE REVIEW OF A PREMISES LICENCE UNDER THE LICENSING ACT 2003 FOR KNOTTS LANE SHOP, COTTON WORKS MILL, UNIT 1, KNOTTS LANE, COLNE

The Planning, Economic Development and Regulatory Services Manager submitted a report which asked members to consider a review of an application made by Lancashire County Councils Trading Standards Service in relation to breaches of the protection of children from harm licensing objective.

Members and all relevant parties had received a copy of the report which included a copy of the application for review. Details of the breaches to the conditions attached to the premises licence were set out in the report.

The Committee considered all of the evidence produced in relation to issues relating to the protection of children from harm licensing objective.

RESOLVED

That having listened to the representations the licence be revoked.

REASON

In the interests of the protection of children from harm.

Chairman: _____

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