

**MINUTES OF A MEETING OF THE LICENSING COMMITTEE
HELD ON 18TH JUNE, 2021
AT NELSON TOWN HALL**

PRESENT –

Councillor J. Purcell (Chairman – in the Chair)

Councillors:

*F. Ahmad
M. Aslam
K. McGladdery*

Officers in attendance:

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| <i>N. Watson</i> | <i>Planning, Economic Development and Regulatory Services Manager</i> |
| <i>N. Keating</i> | <i>Licensing, Planning, Environmental Lawyer</i> |
| | <i>Solicitor Advocate (Higher Rights Criminal Proceedings)</i> |
| <i>M. Ali</i> | <i>Licensing Administration Officer</i> |
| <i>L. Rowland</i> | <i>Committee Administrator</i> |

(Apologies for absence were received from Councillors E. Ansar, L. Crossley, M. Hanif, D. Harrison and D. Lord.)



1. APPOINTMENT OF VICE-CHAIRMAN

RESOLVED

That Councillor K. McGladdery be appointed as Vice-Chairman of the Committee for the municipal year 2021/22.

2. DECLARATIONS OF INTEREST

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

3. MINUTES

RESOLVED

That the Minutes of the meeting held on 25th March, 2021 be approved as a correct record and signed by the Chairman.

**4. APPLICATION TO VARY A PREMISES LICENCE –
CROSS KEYS, CHURCH STREET, BARNOLD SWICK**

The Planning, Economic Development and Regulatory Services Manager submitted a report which asked members to consider an application to vary a Premises Licence for the Cross Keys, Church Street, Barnoldswick. Representations had been made by Pendle Borough Council (Environmental Health) under the 'Public Safety' and 'Prevention of Public Nuisance' licensing objectives. Representations had also been made by Pendle Borough Council (Licensing) and Mr Jovan Manojlovic under the 'Prevention of Crime and Disorder', 'Public Safety', 'Prevention of Public Nuisance' and 'Protection of Children from Harm' licensing objectives.

The application had been submitted by Napthens Solicitors on behalf of Blind Tiger Inns Ltd.

The Members and all relevant parties had received a copy of the report which included a copy of the application and the representations received.

Samantha Faud, the applicant's solicitor, Ben Hardwick and Nick Buckle (Area Managers for the applicant) and Wajed Iqbal (Pendle Borough Council Licensing), Michael Duck (Pendle Borough Council Environmental Health) and Mr Jovan Manojlovic who had made representations, attended the hearing.

RESOLVED

That, having listened to the representations made with regard to the application to vary a Premises Licence under the Licensing Act 2003 in respect of Cross Keys, Church Street, Barnoldswick the application be granted subject to all mandatory conditions and the following conditions –

- A maximum capacity of no more than 70 customers to be allowed on the 'grassed' area of the beer garden.
- The area to be used is to be located away from the resident living adjacent to the premises and away from the residents in the flats opposite the beer garden.
- The area to be used must be agreed by Pendle Borough Council's Environmental Health and Licensing Sections along with the Premises Licence Holders. A site visit to be convened to determine the details.
- The 'grassed' area of the beer garden to be closed at 22:00hrs.
- CCTV cameras to be installed externally and to cover all areas including the 'paved' area, 'grassed' area of the beer garden, and also the 'cobbled' area which is at the side of the premises.
- CCTV images to be kept on a hard-drive and to be kept for a minimum of 28 days.
- CCTV images to be downloaded onto a USB drive/disk when requested by the police or authorised officers of Pendle Borough Council, with associated software.
- Signs to be clearly displayed on the entrance to the 'grassed' area and at the curtilage of the 'grassed' area advising customers to keep the noise to a minimum so as not to disturb nearby residents.

REASONS

Having heard the evidence at today's licensing committee hearing, the Committee felt that, together with the mandatory conditions, it appropriate to add a number of conditions put forward by Pendle Borough Council's Environmental Health and Licensing Departments as detailed in appendices 5 and 6 of the submitted report. Conditions proposed regarding the need for plastic glasses; the discontinuation of the use of the children's play area; and the requirement for a minimum of four SIA registered door supervisors on duty whenever the proposed 'grassed' area of the beer garden was used, with a minimum of two door supervisors on duty in the 'grassed' area of the beer garden had not been evidenced and therefore not imposed. The Committee also felt that 22:00hrs was an acceptable time for the closure of the 'grassed' area of the beer garden, rather than the 20:00hrs put forward as a proposed condition. The Committee is of the view that with all the above conditions added, the Premises Licence can be varied, and the four licensing objectives will be covered.

CHAIRMAN _____