

Samantha Faud, the applicant's solicitor attended the meeting accompanied by John McDonald and Kris Torgersen. The hearing was also attended by Wajed Iqbal (Pendle Borough Council Licensing) who had made representations and Michael Duck (Pendle Borough Council Environmental Health) who attended on behalf of William Lewis who had also made representations.

RESOLVED

That, having listened to the representations made with regard to the new premises licence application under the Licensing Act 2003 in respect of Beesknees, 1 Church Street, Colne, the application be granted subject to the following –

- (1) The removal of films, indoor sporting events and performances of dance.
- (2) The amendment of hours as put forward by the applicant, being: -
 - (a) Sale of Alcohol Monday to Sunday 10.00-03.00
 - (b) Late Night Refreshment Monday to Sunday 10.00-03.00
 - (c) Recorded Music Monday to Sunday 10.00-03.00
 - (d) Live Music Sunday to Thursday 10.00-23.00
Friday and Saturday 10.00-01.00
 - (e) Opening Hours Monday to Sunday 10.00-03.30
- (3) The conditions consistent with the operating schedule (as amended by the applicant's submissions) and also the additional conditions as put forward by the applicant (see Appendix A to this decision). Those conditions being amended/added to accordingly by the Committee as per the following (Committee amendments/additions in bold): -
 - (a) Signs to be displayed on the entrance/exit doors reminding customers to leave the premises quietly and to respect the needs of the local residents.
 - (b) All windows and doors to be kept closed except for the entrance/exit door when live music is being played.
 - (c) A sign to be displayed in the smoking area **and at the front of the premises** reminding customers to have regard to the local residents.
 - (d) No speaker shall be used in the beer garden or any outdoor space.
 - (e) The management of the premises will ensure that the area immediately outside the entrance to the premises is kept clean, tidy and free from litter. At the end of each trading session, an inspection will be carried out of the external areas and of the area in the immediate vicinity of the premises and any necessary remedial action will be taken.
 - (f) On any occasion that live music is carried on at the premises, assessments of the noise emanating from the premises will be undertaken **every 2 hours**. The noise assessments will be taken from outside 6 Church Street, Colne. Wherever said assessments indicate that noise is likely to cause nuisance to any local residents, remedial action will be taken. Said assessments will be documented and produced to an authorised officer upon request.
 - (g) Prior to any occasion on which licensable activities are to be carried on at the premises on a Friday and Saturday, a risk assessment will be carried out to determine whether door supervisors are required. An appropriate number of door supervisors will be utilised in accordance with said risk assessment. As a minimum two door supervisors will be employed at the premises on Friday and Saturday from 22.00 until close.
 - (h) Door supervisors to sign in a proper bound book to include their full name, badge number, expiry dates, start times of shift and finish times.

- (i) The door staff to have an incident book to complete to record any incidents such as fights and ejections from the premises.
- (j) The door staff log book and the incident book are to be kept for a minimum of 6 months and kept in safe storage by the premises licence holders/management of the premises.
- (k) A CCTV system shall be installed at the premises and will meet the following criteria:
 - i. The system will display on any recording the time and date of said recording;
 - ii. The system will be recording whenever the premises is open to the public;
 - iii. Any recordings will be retained for a minimum of 28 days after they are made and will be produced to an authorised officer upon request, so long as said request is in accordance with the principles of the Data Protection Act or any subsequent or alternative legislation;
 - iv. As a minimum, the CCTV will capture a “head and shoulders” image of any person who enters the premises through a public entrance.
- (l) Appropriate signage alerting customers to the use of CCTV shall be displayed in a conspicuous position at the premises.
- (m) A competent person trained in the use of and operation of the CCTV will be in attendance at the premises at all times that licensable activities are taking place. Said person will be able to fully operate the CCTV system and be able to download data in a recognised format when requested.
- (n) A “Challenge 25” Policy shall be adopted and enforced at the premises whereby any person who appears to be under the age of 25 shall be required to provide identification to prove that they are over the age of 18 before they are permitted to purchase alcohol. The only forms of acceptable identification will be:
 - i. A Passport;
 - ii. A UK Photocard Driving Licence;
 - iii. Official ID card issued by HM Forces or EU bearing a photograph and the date of birth of the holder;
 - iv. Any other form of identification agreed with a representative of the Police Licensing Unit.
- (o) All staff who are involved in the sale of alcohol will be trained in relation to the “Challenge 25” policy upon the commencement of their employment, following which they will undertake refresher training at least once every twelve months. Said training will be documented and will be made available to an authorised officer upon request.
- (p) Active member of the Colne Pubwatch scheme and to ensure any banned persons are not let into the premises during the ban period.
- (q) **Staff will monitor the smoking area/yard on a regular basis for noise.**
- (r) **There will be no seating provided in the smoking area/yard.**

REASON

- (a) ***It is considered that the alteration of the agreed conditions and the addition of further conditions serve to promote all four licensing objectives.***
- (b) ***Consideration has been given to all the powers available to the licensing authority under section 35 of the Act and concludes that modification of the conditions on the licence is both necessary and proportionate in the circumstances.***

CHAIRMAN _____