

**MINUTES OF: LICENSING SUB-COMMITTEE
HEARING UNDER THE LICENSING ACT 2003**

DATE OF MEETING: 19th August 2019

PRESENT: Councillors Gill (Chair), Haworth and Neal

**IN ATTENDANCE: Ms A Wrench, Legal Advisor
Mrs J Wood, Hearing Administrator
Miss S Chadwick, Licensing Officer
Mr D Fuller, Applicant and Director of Ski Rossendale
Ms Thomas, Director of Ski Rossendale
Mr Stanney, Interested Party**

The Meeting started at 10.50am

1. APOLOGIES FOR ABSENCE AND NOTIFICATION OF SUBSTITUTES

There were no apologies for absence.

2. CHAIRMAN'S INTRODUCTION

The Chair welcomed all parties to the meeting and asked the members of the Sub-Committee and Council Officers to introduce themselves.

The Chair asked the Applicant and Interested Party to introduce themselves.

3. DECLARATIONS OF INTEREST

No declarations were made.

**4. APPLICATION FOR A NEW PREMISES LICENCE: THE HILL, SKI
ROSSENDALE, HASLINGDEN OLD ROAD, RAWTENSTALL, LANCASHIRE,
BB4 8RR.**

4.1 The Applicant/Director, Director and Interested Party attended the Hearing with regard to an application for the grant of a new premises licence for The Hill, Ski Rossendale, Haslingden Old Road, Rawtenstall, Rossendale, BB4 8RR.

4.2 The Chair welcomed everyone to the hearing and outlined the issues surrounding the hearing.

4.3 All parties consented to a public hearing.

4.4 The Licensing Officer advised that the applicant had confirmed that he wished to remove the playing of live music on the ground floor indoor area and the outdoor terrace from the application; therefore, this would not form part of the Licence. The Licensing Enforcement Officer proceeded to present her report.

4.5 The Applicant confirmed that live music, both from the ground floor indoor area and the outdoor terrace had been withdrawn from the application. The

Applicant proceeded to present his case. The Applicant explained that he intends to open until 9pm Monday – Thursday and until 11pm Friday and Saturday.

- 4.6 Members asked questions of the Applicant and the Licensing Officer.
- 4.7 Both parties provided clarification.
- 4.8 The Interested Party presented his case.
- 4.9 Members asked questions of the Interested Party.
- 4.10 Clarification was given.
- 4.11 The Applicant made his final statement.
- 4.12 The Interested Party did not make any further statement.
- 4.13 The Applicant/Director, Director, Interested Party and Licensing Officer left the room whilst the committee deliberated.

A comfort break was taken.

- 4.14 Clarification was sought from the Licensing Officer. The information was shared with all parties.
- 4.16 The Applicant/Director, Director, Interested Party, and Licensing Officer returned to the meeting for the announcement of the decision.

5. DECISION

- 5.1 After giving consideration to all the written and verbal representations made by the Licensing Officer, Applicant and Interested Party after giving proper consideration to the Licensing Objectives, the Sub-Committee, appointed under the Licensing Act 2003, decided to take the following action on the application for the grant of a premises licence under Section 17 of the Act.

Resolved:

That the licence be granted as follows:

The applicant has today withdrawn from the application, live music for both the indoor ground floor area and the outdoor terrace. This therefore, does not form part of the Licence.

In relation to the indoor ground floor area, the following activities are licensed as follows:

The sale of alcohol and the showing of films:

- Sunday to Thursday 11am to 9pm.
- Friday and Saturday 11am to 11pm.

In relation to the outdoor terrace area, the sale of alcohol and showing of films is not permitted.

The use of the outdoor terrace is conditioned as follows:

- Sunday to Thursday 11am – 9pm
- Friday and Saturday 11am – 10.30pm
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Clarification that films/recorded music is not permitted externally.

Non-standard timings for New Year's Eve are permitted until the hours of 2am.

Non-standard timings for Valentine Day Eve are not permitted, but shall fall within standard timings.

The Licence will be granted for the times and activities listed above, subject to the conditions in the operating schedule and the mandatory conditions which must be included. We are satisfied that these are sufficient to promote one or more of the licensing objectives, primarily that of:

- *Prevention of Crime and Disorder*
- *Public Safety*
- *Prevention of Public Nuisance*
- *Protection of Children from Harm*

It was considered this was in accordance with what the applicant sought verbally at the hearing and would go some way to alleviate the concerns of the interested parties.

A determination notice would be served on all parties in due course.

There was a right of appeal for all parties before the Magistrates' Court which must be exercised within 21 days on receipt of the Decision Notice.

The meeting commenced at 10.50am and finished at 1.30pm