



Licensing Committee Agenda

Wyre Borough Council
Date of Publication: 26 July 2017
Please ask for : Carole Leary
Democratic Services Officer
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**Licensing Committee meeting on Thursday, 3 August 2017 at 6.00 pm
in the Council Chamber, Civic Centre, Poulton-le-Fylde**

1. Apologies

2. Declarations of Interest

Members will disclose any pecuniary and any other significant interests they may have in relation to the matters under consideration.

3. Confirmation of minutes

(Pages 1 - 12)

To confirm as a correct record the minutes of the meeting of the Licensing Committee held on 25 May 2017.

**4. Application for a variation of the premises licence - Glasshouse, 6
Bispham Road, Cleveleys, Lancashire, FY5 1DG**

(Pages 13 - 54)

Report of the Service Director Health and Wellbeing.

5. Exclusion of the Public and Press

In accordance with Paragraph 11 of the Access to Information Rules in Part 4 of the Council's Constitution, the Chief Executive has determined that the report submitted under item 6 of this agenda is "Not for Publication" because item 6 contains "exempt information", as defined in Schedule 12A of the Local Government Act 1972.

If the Committee agrees that the public and press should be excluded for this item, it will need to pass the following resolution:-

"That the public and press be excluded from the meeting whilst agenda item 6 is being considered, because it refers to exempt information as defined in category 1 (information relating to any individual) of Part 1 of Schedule 12(a) of the Local Government Act, 1972, as amended by the Local Government (Access to Information) Variation Order 2006 and, that the public interest in maintaining the exemptions outweighs the public interest in disclosing the information.

6. New applicant for a Wyre dual driver licence with a spent conviction

(Pages 55 - 68)

Report of the Service Director Health and Well Being



Licensing Committee Minutes

The minutes of the Licensing Committee meeting of Wyre Borough Council held on Thursday, 25 May 2017 at the Council Chamber, Civic Centre, Poulton-le-Fylde.

Licensing Committee members present:

Councillors Marge Anderton, Michael Barrowclough, Colette Birch, Simon Bridge, Sue Catterall, Terry Lees, Patsy Ormrod, Julie Robinson, Ann Turner, Matthew Vincent, Lynn Walmsley and Val Wilson

Apologies:

Councillor(s) Sue Pimbley and Christine Smith

Other councillors present: None

Officers present:

Christa Ferguson, Licensing Manager
Mary Grimshaw, Senior Solicitor and Deputy Monitoring Officer
Neil Greenwood, Head of Environmental Health and Community Safety
Carole Leary, Democratic Services Officer

Members of the public present:

Mr Wallace (Applicant), Ms N McNeill (Barrister) and Mr Edwards (Solicitor) for Item 6 only.

Three Members of the Public were present for Item 6 only, Alderman Fox, Mrs Andrews and Mrs Mackie.

Mr F and Mr R (for Item 9 only).

No Members of the Press were present.

Item 07 of the Agenda – Application for a new premises licence for 3 day event – “Fleetwood Celebration” – this Licensing Application was withdrawn from the Licensing Agenda by the Event Director – James Hodgkinson on Monday 22 May.

1 Election of Chairman

Resolved that Councillor Bridge be appointed Chairman of the Licensing Committee for the municipal year 2017/18

2 Election of Vice Chairman

Resolved that Councillor Robinson be appointed Vice-Chairman of the Licensing Committee for the municipal year 2017/18.

3 Declarations of Interest

Councillor Robinson declared a Significant Interest in Licensing application Item 6 – Application for a new premises licence for Valiants, Lancaster Road, Out Rawcliffe, as she originally grew up in Out Rawcliffe and her parents live there, but neither she or they had either verbally or written in as objectors to the application. She did not consider that this interest gave rise to a perception of a conflict of interest or was likely to prejudice her judgment. The parties present at the meeting raised no objection and she remained in the meeting during the discussion and voted on the item and the parties present at the meeting raised no objection.

4 Confirmation of minutes

The minutes of the Licensing Committee meeting held on 23 February 2017, were confirmed as a correct record.

5 Application for a new premises licence for Valiants, Lancaster Road, Out Rawcliffe

The Service Director Health and Wellbeing submitted a report to provide members of the Licensing Committee with information to assist them at a hearing to determine an application for a new premises licence under the Licensing Act 2003, for Valiants, Lancaster Road, Out Rawcliffe, PR3 6BL. The application was limited to **two dates, in 2017**.

Present at the meeting were: - The applicant – Mr Wallace. The Applicant's legal representatives- Ms McNeill (Counsel) and his Solicitor - Mr Edwards. Three members of the public were also present to speak as objectors to the application.

It was confirmed that everyone present had received the Agenda and documentation upon which the Applicant intended to rely.

Ms McNeill then addressed the committee and outlined the application in more detail, explaining the reasons for the new premises licence. She informed the committee that the applicant had tried to meet the concerns of the local residents and the conditions had been agreed with the Police and the Environmental Health Officer. This application was then withdrawn and a revised application was submitted for just two events to take place during 2017.

As the report described, the application had been correctly advertised on the premises and in the newspaper, as required and during the 28 day representation period, four representations were received from residents stating a number of concerns. The Committee asked that two new conditions

were added to those already agreed which are outlined below and which were accepted by the Applicant.

Three members of the public spoke of their concerns and objections to the application and committee members listened and then asked questions of all present.

Members then retired to consider the application in closed session. The Licensing Committee then reconvened and the Chairman announced the Committee's decision.

RESOLVED that

A new premises licence for Valiants, Lancaster Road, Out Rawcliffe, PR3 6BL, be granted on the basis set out in the decision below. The committee noted that conditions had been requested by the Police and agreed by the applicant, in addition to those volunteered on the application. Members also determined that two additional conditions should be applied to the licence, those being:-

1. Temporary toilet facilities will be located in the covered area of the premises as marked on the plan of the premises at Annex 4. and
2. Mobile catering facilities will be located in the covered area of the premises as marked on the plan of the premises at Annex 4

Reasons for Decision taken:-

- The Committee noted the objections from local residents but were satisfied that a grant of a new premises licence subject to the conditions, would not undermine the Licensing Objectives. The Committee were satisfied that the residents' concerns had been addressed in the conditions which the Committee noted were extensive. The Committee noted that there were no objections from the police or other Responsible Authority.
- The Committee was satisfied that a number of the neighbours' concerns fell outside the Licensing regime and related to planning or highway matters and therefore were not considered as part of this application.
- The Committee considered the representations from local residents and in particular the concerns regarding future problems relating to noise. The Committee noted the rural setting of the premises but considered that the conditions were adequate to prevent Public Nuisance occurring.
- The Committee acknowledged Mr Wallace's considerable experience in the licensing business. It was noted that he had worked with the experts and had accepted the conditions requested by the police and environmental health officers and the two additional conditions at the hearing and had tried to meet the concerns of the local residents.

- The Committee advised the residents that if there were any problems in the future then the review procedure would be the correct approach to deal with these issues.

In reaching its decision, the Committee had regard to:

1. The Licensing Act 2003 (the Act)
2. The Guidance published by the Secretary of State under s182 of the Act
3. The Council's Licensing Policy

The Licensable Permitted Activities granted are as follows:

Saturdays, only, from 18:00 to 01:00:-

Plays : indoors
Films : indoors
Indoor sporting events - indoors
Live music – indoors
Recorded music – indoors
Performance of dance – indoors
Anything of a similar description – indoors
Late night refreshment – indoors **23:00 to 01:00**
Supply of alcohol – on the premises

Hours open to the public – **18:00 to 01:30**

Conditions from the Application Schedule

Some conditions may apply to one or more of the objectives

1. The number of events will be limited to TWO per calendar year (for the avoidance of doubt opening on consecutive days counts as one event). Notification of the date(s) of an event will be given to the licensing authority and to the police (by email) at least 4 weeks before the event is due to take place.
2. CCTV must comply with the following:
 - a) Appropriate signage alerting customers to CCTV recording must be displayed in conspicuous positions on the premises.
 - b) The CCTV system must be maintained and operated to the reasonable satisfaction of Lancashire Constabulary. All public areas of the premises must be covered by the system. The system will incorporate a camera covering each of the main entrance doors and each camera must be capable of providing an image which is regarded as identification standard in all lighting conditions.
 - c) The system must record during all hours the premises are open to the public.
 - d) Recordings must display the correct date and time.

- e) Digital recordings must be held for a minimum period of 28 days. The system must as a minimum record images of the head and shoulders of all persons entering the premises.
 - f) A staff member who is conversant with the operation of the CCTV system must be on the premises at all times the premises is open to the public. This staff member must be able to show CCTV footage to the Police, responsible authorities or an authorised person immediately and provide footage in a viewable format within 48 hours of request, with minimum delay. A written CCTV log will be kept by the CCTV operative recording all serious incidents. The log will be retained for a minimum period of 12 months. The CCTV operative will have radio contact with door supervisors and management at all times
 - g) The licence holder must notify the Police Licensing Unit on any occasion when the CCTV is to be inoperative for a period in excess of one working day and shall provide a certificate from a competent person stating the reason for the system being inoperative and the measures which have been taken to satisfy the conditions of this licence.
 - h) Maintenance checks by a suitably qualified CCTV engineer of the CCTV system must be made / reviewed before each event to ensure that the system is in good working order and is operating in compliance with the conditions of this licence and made available for inspection.
3. Only plastic glasses will be used on the ground floor. All glass bottles must be decanted into such vessels prior to being given to customers
 4. Only plastic glasses or glasses which are made of toughened glass (when available) shall be used in the VIP areas. All glass bottles must be decanted into such vessels prior to being given to customers
 5. Only persons who are 18 years of age and over shall be able to sell or supply alcohol.
 6. Customers presenting for admission:
 - a) Will be required to provide proof that they are over 18 years of age. At the discretion of the management a limited number of customers (six) under the age of 18 may be admitted to an event. Such customers will not be permitted to remain on the ground floor; will not be supplied with alcohol; and must be accompanied by a responsible adult at all times
 - b) If requested must agree to be searched. If they refuse to be searched they will not be admitted.
Clearly visible notices, in a form prescribed by the Council, shall be displayed advising those attending that it is a condition of entry that customers agree to be searched.
 - c) If requested must agree to take a breathalyser if requested to do so. If they refuse to be breathalysed or give a reading in excess of 80 they will not be admitted
 - d) If requested must walk through a 'knife-arch' or searched by 'wand'

and any weapons will be immediately confiscated and dealt with in a suitable manner

7. A documented Challenge 25 scheme will be operated at the premises. The Challenge 25 scheme shall be actively promoted and advertised at the point of ticket sale and at the premises and will ensure that any customer purchasing alcohol, who appears to be under 25 years of age, shall be asked to provide acceptable identification to prove that they are 18 years of age or over.
8. The Proof of Age Standards Scheme (PASS) will be actively promoted at the premises by the display of Challenge 25 posters bearing the PASS logo
9. A PASS accredited holographic proof of age card will be the main identification document accepted at the premises as proof of age. A PASS card must be accepted as proof of age if a customer possesses one. Where a customer does not possess a PASS accredited proof of age card, only the following alternative forms of alternative identification will be acceptable:-
 - (a) Passport;
 - (b) Photo driving licence;
 - (c) Any other form of identification agreed with the Police Licensing Unit.
10. Customers shall be allowed 30 minutes drinking up time after the last sale of alcohol for consumption on the premises.
11. A management risk assessment will be made / reviewed before each event and made available for inspection with regard to the number of door supervisors to be employed. There shall be provided at the premises door supervisors who are registered with the Security Industry Authority to control the entry of persons to the premises and for the keeping of order in the premises when they are used for a licensable activity. A minimum of 2 SIA registered door staff for the first 100 customers followed by an extra one member of door staff for each additional 100 customers or part thereof. This should include not less than 1 female door supervisor registered with the Security Industry Authority
12. A Health and Safety Risk Assessment will be made / reviewed before each event and made available for inspection
13. A Fire Risk Assessment will be made / reviewed before each event and made available for inspection
14. The electrical installation (including emergency lighting) will be inspected / reviewed by a competent person before each event and made available for inspection to ensure that it is in a safe condition and paperwork provided to prove this is the case (i.e. condition report/ periodic inspection report).

15. A maximum of 1500 people (including staff) will be allowed on the premises at any one time (1200 downstairs + 300 upstairs).
16. The management will use its best endeavours to ensure that transport from the venue to suitable locations is available to all customers.
17. Signposting to the venue will be erected
18. An appropriate 'chill out' area should be identified and clearly marked and away from main event. This area will be monitored at all times when it is being utilised
19. No food will be served in the licensed area. For the avoidance of doubt food may be served from facilities outside the licensed area
20. Adequate exit signage will be maintained
21. Suitable and sufficient means of giving warning in case of fire will be provided (this may consist of voice activated evacuation [MC]), loudhailers and be staff managed with radios
22. Emergency cut offs for music and immediate switch on of conventional lighting on evacuation.
23. Robust staff training in evacuation procedures will be provided
24. The single glazed windows overlooking the venue in the V.I.P. area, will be adapted to ensure they are shatter proof in the event of damage
25. The metal railings to the V.I.P. area will be strengthened to prevent them from coming loose/ giving way under pressure.
26. The lighting levels of the enclosed corridor leading to the CCTV control room will be improved to provide suitable and sufficient lighting to the traffic route
27. Adequate procedure will be put in place to control pests. This will include minimizing pest entry points around the building including gaps under doors. All hand contact and drink service areas will be thoroughly cleaned and disinfected prior to events taking place.
28. The DPS (or another Personal Licence Holder in exigent circumstances) together with a minimum of two other Personal Licence Holders will be present during each event
29. An accredited drug dog will be on-site and utilised when premises is open to the public
30. Where there is reasonable suspicion that drugs are being carried, the

outer clothing, pockets and bags of those entering the venue are searched by a trained staff member of the same sex.

31. Confiscated and found drugs shall be stored, disposed, transferred in a suitable way
32. At all times the premises is open to the public regular toilet checks will be conducted in all operational toilet areas and documented accordingly. These checks will be conducted at regular intervals. The CCTV coverage of the toilet areas will be monitored at all times
33. There must be appropriate First Aid trained persons on duty.
34. Transport arrangements for the safe dispersal of customers away from the venue due to the remote location off the premises must be in place.
35. A no re-admittance policy will be adhered to.
36. Frequent collection of litter and frequent collection of glasses shall be undertaken.
37. A zero tolerance policy shall be adopted towards any illegal behaviour (including but not limited to drugs)
38. There shall be non-alcoholic drinks (including but not limited to drinking water) available at all times that the premises are open to the public
39. There shall be no drinks promotions which would contravene the British Beer and Pub Association Standards for the Management of Responsible Drinks Promotions or which may encourage binge drinking
40. A sealed & locked skip/container will be available for the storage of empty bottles so as to prevent unauthorised access to those bottles.
41. A designated person shall patrol the venue to ensure that measures identified within the risk assessments are implemented
42. A dispersal policy, which is agreed by the police is be implemented at all times.
43. The noise level from the premises whilst being used for public entertainments purposes shall not exceed background noise level as measured at the nearest residential receptor
44. The licence holder or his representative shall conduct regular assessments of the noise coming from the premises on every occasion the premises are used for regulated entertainment and shall take steps to reduce the level of noise where it is likely to cause a

disturbance to local residents. A written record shall be made of those assessments in a log book kept for that purpose and shall include, the time and date of the checks, the person making them and the results including any remedial action.

45. The Licensee shall ensure that staff departing late at night when the business has ceased trading conduct themselves in such a manner to avoid disturbance to nearby residents.

Conditions requested by the Police Licensing Officer PS Helen Parkinson and agreed by the applicant, to be added to the Operating Schedule:

- 1) Confiscated and found drugs shall be stored, disposed, transferred in accordance with procedures agreed with the Lancashire Constabulary.
- 2) An incident book will be maintained, in which shall be recorded :
 - (i) All incidents of crime and disorder
 - (ii) Refused sales to suspected under age I drunken persons
 - (iii) A record of any person refused admission or asked to leave the premises
 - (iv) Details of occasions upon which the Police are called to the premises
 - (v) The use or discovery of drugs

That book shall be available for inspection by a Police Officer or authorised person

- 3) All bar staff and door staff to have received suitable training in relation to the proof of age scheme to be applied upon the premises. Training must be within 6 months of each event. Records to evidence this will be made available to an authorised officer upon request.
- 4) All bar staff and door staff to have received suitable training in relation to levels of drunkenness. Training must be within 6 months of each event. Records to evidence this will be made available to an authorised officer upon request
- 5) A record shall be kept on the premises of every person employed at the premises as a door supervisor. The record is to contain the following details:
 - (i) Name and address
 - (ii) Date of birth
 - (iii) SIA licence number
 - (iv) Time duty commenced and time duty terminated

Said records are to be made available for inspection upon demand by a Police officer or any authorised officer.

- 6) Customers presenting for admission:
 - a) Will be required to provide proof that they are over 18 years of age. At the discretion of the management a limited number of customers (not more than six) under the age of 18, but not younger than 15, may be admitted to the event. Such customers will not be permitted to remain on the ground floor; will not be supplied with alcohol; and must be accompanied by a responsible adult at all times
 - b) Must agree to be searched. Each customer will be subject to a search and any bag in their possession. If a customer refuses to be searched they will not be admitted. Clear visible notices, in the form prescribed by the Council, shall be displayed advising those attending that it is a condition of entry that customers agree to be searched.
 - c) Must walk through a 'knife-arch' and any weapons will be immediately confiscated and dealt with following procedures agreed with Lancashire Constabulary.
- 7) Promotional material will advertise the fact that persons will be age checked and all persons and bags will be searched prior to entry

The following conditions to be removed from the operating schedule:

6. Customers presenting for admission:

- a) Will be required to provide proof that they are over 18 years of age. At the discretion of the management a limited number of customers (six) under the age of 18 may be admitted to an event. Such customers will not be permitted to remain on the ground floor; will not be supplied with alcohol; and must be accompanied by a responsible adult at all times
- b) If requested must agree to be searched. If they refuse to be searched they will not be admitted.
- c) Clearly visible notices, in the form prescribed by the Council, shall be displayed advising those attending that it is a condition of entry that customers agree to be searched.
- d) If requested must agree to take a breathalyser if requested to do so. If they refuse to be breathalysed or give a reading in excess of 80 they will not be admitted.
- e) If requested must walk through a 'knife-arch' or searched by 'wand' and any weapons will be immediately confiscated and dealt with in a suitable manner.

31. Confiscated and found drugs shall be on-site and utilised when premises is open to the public.

The following two Conditions to be added:

1. Temporary toilet facilities will be located in the covered area of the premises as marked on the plan of the premises at Annex 4. and
2. Mobile catering facilities will be located in the covered area of the premises as marked on the plan of the premises at Annex 4.

6 EXCLUSION OF THE PUBLIC AND PRESS

RESOLVED that the public and press be excluded from the meeting whilst agenda item 9 was being considered, because it refers to exempt information as defined in category 1 (information relating to any individual) of Part 1 of Schedule 12(a) of the Local Government Act, 1972, as amended by the Local Government (Access to Information) Variation Order 2006 and, that the public interest in maintaining the exemptions outweighs the public interest in disclosing the information.

7 Application for a new personal licence-Police objection

The Service Director Health and Wellbeing submitted a report to provide members of the Licensing Committee with information to assist them at a hearing.

The Police Licensing Officer had been called away during the previous agenda item, however PS Helen Parkinson had passed a hand written statement to the Licensing Manager and requested that it be handed out to members and Mr F and Mr R at the hearing.

Mr F was present at the meeting, along with Mr R as support, but he was not legally represented.

All parties were allowed time to read PS Parkinson's submission.

Mr F spoke to the committee, explaining the circumstances of his conviction (February 2015) as referred to in the report with regard to his past conduct.

Members asked questions of Mr F, and he provided an explanation of the incident and also what he had done and achieved from when he was last before committee in November 2015, up to the present date.

The report noted that Mr F had not received any further convictions during this time and Mr F confirmed this.

Members retired to consider the application in closed session. The Licensing Committee then reconvened and the Chairman announced the Committee's decision.

RESOLVED that Mr F be granted a Personal Licence without any further conditions.

Reasons for Decision taken:-

The Committee were satisfied that Mr F had matured since the last application in December 2015 and were impressed with his progress and level of commitment shown to date. In addition, the Committee were encouraged by his maintained sobriety and absence of further offending and his continued attendance at SMART.

The Committee noted the seriousness of the offences and the concerns from the police that Mr F had only just finished his suspended sentence three months ago and that there was a risk that once the suspended sentence was finished his previous behaviour could come to light.

Nevertheless, the Committee were encouraged by the fact that he had not come to the police's attention since his sentence and that he had been working in and around alcohol at the Hilton Hotel in his current role without any issues. The Committee therefore considered that with the continued support from his employers together with his own continued resolve that it was unlikely he would reoffend.

The Committee considered that he had turned his life around and by granting the licence, it would help to focus his mind further and drive him on in his career.

For these reasons, the Committee concluded that the granting of the application would not undermine the crime and disorder objective.

The meeting started at 6.07 pm and finished at 8.37 pm.

Date of Publication: Thursday 1 June 2017



Report of:	Meeting	Date	Item No.
Mark Broadhurst, Service Director Health and Wellbeing	Licensing Committee	3 August 2017	4

Application for the variation of the Premises Licence - The Glasshouse, 6 Bispham Road, Cleveleys, Lancashire, FY5 1DG

1. Purpose of report

1.1 To provide members with information to assist them at a hearing to determine an application for the variation of a premises licence under the provisions of the Licensing Act 2003.

2. Outcomes

2.1 Determination of the variation application for The Glasshouse, made by the Premises Licence Holder, NewMetro Limited.

3. Recommendation

3.1 That members consider the application for the variation of the premises licence in respect of The Glasshouse, 6 Bispham Road, Cleveleys, FY5 1DG.

4. Background

4.1 The initial premises licence PL(A)075 was first granted in November 2005 and operated under the trading name of The Lime Lounge. Since that time there have been a number of changes to the business trading name, Premises Licence Holder and, Designated Premises Supervisor. The last change was on the 24th May 2017 when NewMetro Limited took over as the Premises Licence Holder from Last Drop Management Limited and opened the business as the Glasshouse which is currently a bar/restaurant.

4.2 The premises is currently operating on the reduced licensing hours that came into force in December 2012 when the premises which was then operating as the Lime Lounge was taken to review. However it should be noted the current owners of the Glasshouse NewMetro Limited had no

connection with the running of the business at the time of the review.

4.3 The current licensable activities are permitted as follows:

Live Music, Recorded Music and Dance all indoors
Friday and Saturday 19.00 to 22.30hrs.

Sale of Alcohol On the premises
Monday to Saturday 11.00 to 23.00hrs
Sunday 12.00 to 23.00hrs

Opening Times
Monday to Sunday 10.00 to 23.30hrs

4.4 The current premises licence holders are NewMetro Limited taking over on 24 May 2017 and the current Designated Premises Licence Holder is Mr Michael John Simmons who was also the Designated Premises Licence Holder when the premises was operating as The Last Drop where he started in Oct 2015.

There is a current application which was received on 4 July 2017 to vary the Designated Premises Licence Holder to Joel Russell Guy. The change from Mr Michael Simmons to Mr Joel Guy will be completed before the variation hearing so therefore Mr Joel Guy will be the current Designated Premises Licence Holder at the time of the committee hearing.

5. Key issues and proposals

5.1 An application has been received by this Authority to vary the licensable activities and opening hours of the premises and replace existing conditions with a new set of proposed conditions. The application form can be seen as Appendix 1 and 2.

The new hours as requested are:

Live Music Indoors
Monday to Thursday 17.00 to 23.15hrs
Friday and Saturday 17.00 to 23.45hrs
Sunday 17.00 to 21.00hrs

Recorded Music Indoors

Sunday to Thursday 17.00 to 23.15hrs
Friday and Saturday 17.00 to 23.45hrs

Supply of Alcohol On the Premises
Sunday to Thursday 11.00 to 23.30hrs
Friday to Saturday 11.00 to 00.00hrs

Opening Hours

Sunday to Thursday 10.00 to 00.00hrs

Friday and Saturday 10.00 to 00.30hrs

In addition:

Recorded and Live Music New Year`s Eve 17.00 to 00.45hrs

Supply of Alcohol New Year`s Eve 11.00 to 01.00hrs

Opening Times New Year`s Eve 10.00 to 01.30hrs

The application also proposes to replace the current Annex 2 conditions on the current premises licence (Appendix 3) with a new set of proposed conditions. See Appendix 2.

- 5.2** The application was correctly advertised, as required by the Licensing Act 2003 and during the 28 day representation period three representations have been received. Two are from members of the public and a further one from Wyre Council Environmental Health Officer N Clark (see Appendix 4). The representations state that the application, if granted would undermine the licensing objectives-Public Nuisance, Crime and Disorder and Public safety. The representations are attached at Appendix 4.
- 5.3** The representation from Environmental Health Section states that, if granted the extension to premises opening hours and the increased times for the sale of alcohol, recorded and live music could result in noise nuisance and anti-social behaviour to local residents. This opinion has been strengthened by a noise complaint received on 3 July 2017 See Appendix 4 GH03 which stated that live music played on 1 July 2017 was "excessively loud". The Environmental Health Officer advises that the premises is located adjacent to residential properties and in her opinion the potential for public nuisance from the new proposed hours is very likely.
- 5.4** The representation from a resident of Runnymede Avenue, Cleveleys states that the proposed increased hours for live and recorded music does not take into account the potential disturbance to residents who have lived in in their homes for many years, especially as the premises was previously the scene of many incidents of anti-social behaviour.
- 5.5** The representation from a resident of Coronation Road, Cleveleys is concerned about sleep disturbance should the longer proposed hours for live and recorded music be granted, especially as two new residential properties adjoining the premises have been recently created. Residents are also concerned that the previous problems of anti-social behaviour which resulted in the premises (then the Lime Lounge) having a review of the premises licence in 2012, will return should the proposed variation be granted.

5.6 Consultation has taken place with the police licensing officer and no objections have been raised regarding the new proposed licensing hours and the proposed conditions which have been accepted without any further amendments. See appendix 5.

5.7 This application has been brought before members to determine the variation application in the light of the representations received.

5.8 Whilst all the Council’s Statement of Licensing Policy should be taken into account when determining this application, attention is particularly drawn to the following paragraphs:-

- 7.0 General Approach to Licensing
- 14.0 The Licensing Objectives
- 14.3 Prevention of Public Nuisance
 - 14.3.1 Disturbance by patrons leaving the premises
 - 14.3.3 Noise Nuisance

Financial and legal implications	
Finance	There are no financial implications directly associated with the review of this licence.
Legal	The hearing should be conducted following the principles of natural justice. Any action of the licensing committee can be the subject of an appeal to the magistrates’ court by the applicant or those making representations or both.

Other risks/implications: checklist

If there are significant implications arising from this report on any issues marked with a ✓ below, the report author will have consulted with the appropriate specialist officers on those implications and addressed them in the body of the report. There are no significant implications arising directly from this report, for those issues marked with a x.

risks/implications	✓ / x
community safety	✓
equality and diversity	x
sustainability	x
health and safety	x

risks/implications	✓ / x
asset management	x
climate change	x
data protection	x

report author	telephone no.	email	date
Neil Greenwood	01253 887410	Neil.greenwood@wyre.gov.uk	21.07.2017

List of background papers:		
name of document	date	where available for inspection
Statement of Licensing Policy 2016-2019	7 January 2016	Licensing Section

List of appendices

- Appendix 1 Application to vary the Premises Licence
- Appendix 2 Proposed New Conditions
- Appendix 3 Current premises licence
- Appendix 4 Representation Forms x 3 GH01, GH02, GH03
- Appendix 5 Email from Licensing Police.
- Appendix 6 Site Plan with representations.

arm/rg/lic/cr/17/0308ng1

Application to vary a Premises Licence under the Licensing Act 2003

Please read the following instructions first:

Before completing this form please read the guidance notes at the end of this form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

Full name/s of the premises licence holder/s:
NEWMETRO LIMITED

I/We the premises licence holder/s named above, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1

Premises Licence number:	PL (A) 0175
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Part 1 – Premises Details

Premises Address	6 BISPHAM ROAD CLEVELYS.						
	Post Code	F	Y	5			1 D 9
Telephone Number of premises (if any)							
Non-domestic rateable value of premises	22,500-00.						

Part 2 – Applicant details

Title:	Mr	Mrs	Miss	Ms	Other	Forename(s)								
Surname						Date of Birth	Day	Month	Year					
Home address								Post Code						
	Telephone Number					Mobile Number								
E-Mail address														

SECOND INDIVIDUAL APPLICANT (If Applicable)

Title:	Mr	Mrs	Miss	Ms	Other	Forename(s)												
Surname						Date of Birth	Day	Month	Year									
Home address																		
											Post Code							
Telephone Number						Mobile Number												
E-Mail address																		

A. OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name	NEWMETRO LIMITED																
Address	UNIT 2 OLYMPIC COURT																
	WHITEHILLS																
	BLACKPOOL										Post Code	F	Y	4		5	9
Registered number	10642955																
Description of applicant (for example partnership, company, unincorporated association)																	
COMPANY.																	
Telephone number																	
E-Mail address (optional)	[REDACTED]																

Part 3 – Variation

If yes please tick

Do you want the proposed variation to have effect as soon as possible?

If not, when do you want the variation to take effect from?

Day		Month		Year			

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)

If your proposed variation would mean that 5,000 or more people could be expected to attend the premises at any one time, please state the number expected to attend

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

BAR WITH PROVISION FOR MUSICAL ENTERTAINMENT.
 SUPPLY | SALE OF ALCOHOL FROM 11.00 am ON SUNDAYS.
 SUPPLY | SALE OF ALCOHOL TO END AT 11.30 pm SUNDAY
 TO THURSDAY AND AT MIDNIGHT ON FRIDAY AND
 SATURDAY.
 RECORDED MUSIC FROM 5pm EACH DAY TO 11.15 pm
 SUNDAY TO THURSDAY AND 11.45 pm ON FRIDAY AND
 SATURDAY.
 LIVE MUSIC ON FRIDAY AND SATURDAY TO 11.45 pm
 AND ON SUNDAY FROM 5pm TO 9 pm.
 AT NEW YEARS EVE LIVE AND RECORDED MUSIC
 FROM 5pm to 00.45 am WITH SUPPLY | SALE OF
 ALCOHOL TO 01.00 am.
 THE PREMISES TO CLOSE 30 MINUTES AFTER THE END
 OF SUPPLY | SALE OF ALCOHOL.

Part 4 – Operating Schedule

Please complete those parts of the Operating Schedule below that would be subject to change if this application to vary is successful.

Provision of regulated entertainment (please see guidance note 3):

If yes please tick

- a) A performance of a play (if ticking yes, fill in box A)
- b) An exhibition of a film (if ticking yes, fill in box B)
- c) An indoor sporting event (if ticking yes, fill in box C)
- d) Boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) A performance of live music (if ticking yes, fill in box E)
- f) Any playing of recorded music (if ticking yes, fill in box F)
- g) A performance of dance (if ticking yes, fill in box G)
- h) Entertainment of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L, and M

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed					
Thu			State any seasonal variation for performing plays (please read guidance note 6)		
Fri					
Sat					
Sun			Non-standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please see guidance note 7)		

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 5)	Both		
Tue						
Wed				State any seasonal variation for boxing or wrestling entertainment (please read guidance note 6)		
Thu						
Fri				Non-standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please see guidance note 7)		
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	X	
Day	Start	Finish		Outdoors		
Mon	17.00	23.15.	Please give further details here (please read guidance note 5)	Both		
Tue	17.00	23.15.				
Wed	17.00	23.15		State any seasonal variation for performance of live music (please read guidance note 6)		
Thu	17.00.	23.15.				
Fri	17.00	23.45		Non-standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please see guidance note 7)		
Sat	17.00	23.45				
Sun	17.00	21.00.				

NEW YEAR'S EVE 17.00 to 00.45 am

F

Recorded music Standard days and timings (please read guidance note 8)			Will the performance of recorded music take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	X
				Outdoors	
Day	Start	Finish	Both		
Mon	17.00	23.15.	Please give further details here (please read guidance note 5)		
Tue	17.00	23.15.			
Wed	17.00	23.15.	State any seasonal variation for playing recorded music (please read guidance note 6)		
Thu	17.00	23.15.			
Fri	17.00	23.45	Non-standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please see guidance note 7) NEW YEAR'S EVE 17.00 to 00.45 am		
Sat	17.00	23.45			
Sun	17.00	23.15			

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors, outdoors or both – please tick accordingly (Please read guidance note 4)	Indoors	
				Outdoors	
Day	Start	Finish	Both		
Mon			Please give further details here (please read guidance note 5)		
Tue					
Wed			State any seasonal variation for the performance of dance (please read guidance note 6)		
Thu					
Fri			Non-standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please see guidance note 7)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the sale of alcohol for consumption be on the premises, off the premises or both (Please read guidance note 9)	On the Premises	X
Day	Start	Finish		Off the premises	
Mon	11.00	23.30	State any seasonal variation for the supply of alcohol (please read guidance note 6)	Both	
Tue	11.00	23.30			
Wed	11.00	23.30			
Thu	11.00	23.30			
Fri	11.00	24.00			
Sat	11.00	24.00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please see guidance note 7) NEW YEAR'S EVE TO 01.00.		
Sun	11.00	23.30.			

K

Please highlight any adult entertainment or services, activities, other entertainment or matter ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10)

NONE.

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon	10.00	24.00	Non-standard timings. Where you intend to use the premises to be open to the public at different times to those listed in the column on the left, please list (please see guidance note 7) NEW YEARS EVE CLOSE AT 01.30
Tue	10.00	24.00	
Wed	10.00	24.00	
Thu	10.00	24.00	
Fri	10.00	00.30	
Sat	10.00	00.30	
Sun	10.00	24.00	

Please identify those conditions currently imposed on the licence that you believe could be removed as a consequence of the proposed variation you are seeking

REPLACE ALL ANNEX II ~~ANNEX II~~ CONDITIONS WITH PROPOSED CONDITIONS ATTACHED

- If yes please tick
- I have enclosed the existing premises licence and summary
 - I have enclosed the relevant part of the premises licence
- If you have not ticked one of these boxes you are required to give your reasons for not including the licence, or any part of it below.

Reasons why I have failed to enclose the premises licence or relevant part of the premises licence

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (See guidance note 11)

SEE ATTACHED

b) The prevention of crime and disorder

SEE ATTACHED

c) Public Safety

SEE ATTACHED

d) The prevention of public nuisance

SEE ATTACHED

e) The protection of children from harm

SEE ATTACHED

If yes please tick

- I have made or enclosed payment of the fee, or I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy
- I have sent copies of this application, a copy of the plan and a photocopy of the existing premises licence to responsible authorities and others where applicable
- I understand that I must advertise my application
- I have enclosed the premises licence or relevant part of it or an explanation why not
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13). If signing on the behalf of the applicant please state in what capacity.

Signed	<i>Michael</i>
Print Name	MICHAEL WOOSNAM
Capacity	SOLICITOR FOR THE APPLICANT.
Date	14.6.2017.

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 14). If signing on behalf of the applicant please state in what capacity.

Signed	
Print Name	
Capacity	
Date	

Contact name (where not previously given) and address for correspondence associated with this application. (Please read guidance note 15)

Title:	<input checked="" type="radio"/> Mr	<input type="radio"/> Mrs	<input type="radio"/> Miss	<input type="radio"/> Ms	<input type="radio"/> Other						
Forenames	MICHAEL				Surname	WOOSNAM					
Address for Correspondence associated with this application	ROLAND ROBINSONS & FENTONS										
	87 ADELAIDE STREET										
	Blackpool					Post Code	F	Y	1	4	L
Telephone Number	01253 621432				Mobile Number						
E-Mail Address	[REDACTED]					.COM					

PL(A)0175
6 Bispham Road Cleveleys
Proposed conditions

Annex 1

As currently stated on the Premises Licence.

Annex 2

1. CCTV will be installed internally and externally at the premises and will comply with the following: -

- The CCTV system shall be installed, maintained and operated to the reasonable satisfaction of Lancashire Constabulary. All public areas of the premises are to be covered by the system.
- The system will display on any recording the correct time and date of the recording.
- The system will make recordings during all hours that the premises are open to the public.
- The VCR tapes or digital recording will be held for a minimum of 31 days and 28 days respectively after the recording is made and will be made available to the police or any authorized persons acting for a responsible authority for inspection upon request.
- The system will, as a minimum, record images of the head and shoulders of all persons entering the premises.

A staff member who is conversant with the operation of the CCTV system will be on the premises at all times that the premises are open to the public. This staff member will be able to show police recent data or footage with the absolute minimum of delay, when requested.

The Licence Holder or Designated Premises Supervisor will notify the Police Licensing Unit on any occasion when the CCTV is to be inoperative for a period in excess of one working day and shall provide a certificate from a competent person stating the reason for the system being inoperative and the measures which have been taken to satisfy the licence conditions.

Appropriate signs informing customers that CCTV is recording will be displayed in conspicuous positions on the premises.

Monthly documented maintenance checks of the CCTV system, including the recording system, will be carried out by the Designated Premises Supervisor to ensure that the system is in good working order and fit for purpose.

2. The Local Authority CCTV control room will be notified: -
a) On any occasion when the premises CCTV or radio system is inoperative
b) When the CCTV or radio system has been brought back into use.

3. The Police Licensing Unit shall be notified on any occasion when the CCTV or radio system is to be inoperative for a period in excess of one working day and a certificate from a competent person shall be provided stating the reason for the system being so inoperative and the measures which have been taken to satisfy the licence conditions.

4. The premises are to be operated in accordance with the principles outlined by the Nightsafe scheme as are relevant to the premises and indicated in the associated leaflet.

5. An adequate number of Licensed door supervisors will be on duty as appropriate to any risk assessment and in accordance with the guidance under the 'Nightsafe' Scheme.

6. The licence holder is to support and rigorously enforce the Challenge 25 proof of age policy.

7. Any person who looks or appears to be under the age of 25 shall be asked to provide identification that they are over the age of 18. The following are the only forms of identification acceptable: -

- i. UK photo driving licence.
- ii. Passport.
- iii. Proof of Age Standards Scheme card.

8. All staff will receive suitable training in relation to the proof of age scheme to be applied upon the premises. Records to evidence this will be made available to an authorized officer on request.

9. Risk assessments carried out by or on behalf of the licence holder which relate to a licensing objective will be available for inspection by an authorised officer.
10. Only toughened glass vessels are used to dispense beverages to customers inside the premises.
10. A clear legible and conspicuous notice requesting patrons to avoid causing noise, nuisance or disturbance to local residents shall be displayed at every exit from the premises.
12. The licence holder shall ensure that cooking, noxious or persistent smells generated at the premises do not cause nuisance to properties within close proximity.
13. Frequent collection of glasses and bottles will be undertaken to ensure that empty containers do not accumulate in or around the licenced premises.
14. The placing of refuse such as bottles shall take place between 08:00 and 22:00 so as to avoid causing disturbance to nearby premises.
15. Appropriate measures will be taken to ensure that staff prevent the removal of bottles or glasses from the curtilage and grounds of the licence premises.
16. The volume of amplified sound used in connection with any regulated entertainment shall at all times be under the control of the licence holder or management and the controlling mechanism shall be operated from a part of the premises inaccessible to the public.
17. All internal lobbied doors to any entrance/exit point, fire exit doors and external windows shall be closed during hours of any regulated entertainment except in the event of an emergency and save for the purposes of access and egress.
18. Noise from any regulated entertainment, mechanical ventilation or refrigeration plant shall not exceed background levels at the nearest sensitive properties or, at the discretion of the Local Authority, shall not

exceed some other pre-agreed limit, which does not cause unreasonable disturbance to the residents of those properties or their guests.

19. Regular assessments of the noise coming from the premises during regulated entertainment shall be made and the noise level adjusted accordingly.

20. The Licence Holder shall ensure that noise or vibration shall not emanate from the premises such as to cause disturbance to persons in the neighbourhood.

21. The Licence Holder shall ensure that staff arriving before 09:00 or leaving late at night when the premises have ceased trading conduct themselves in such a manner as to avoid disturbance to local residents and neighbours.

22. Unaccompanied children will not be allowed on the premises.

23. The Licence Holder shall erect and maintain a sufficient number of signs at each bar or alcohol sales point informing customers that sales of alcohol will not be made to persons under the age of 18 years.

24. At least one personal licence holder will be available while the supply of alcohol is being undertaken (whose identity will be known to all other members of staff engaged in the supply or sale of alcohol) except in the case of emergency.

25. Another member of staff shall be nominated to act for the Designated Premises Supervisor, in their absence, whose identity is known by all other staff when such absence occurs.

26. The maximum number of persons to be accommodated in the premises or in any particular part of the premises at any one time shall be as follows:

Ground Floor	80
First Floor	100

27. No entertainment of an "adult" or "sexual" nature will take place on the premises.

28. Any external light source associated with the premises shall not cause a nuisance or disturbance to any property within close proximity.

29. On New Year's Eve the hours for the supply of alcohol and live and recorded music and opening of the premises will be extended by 1 hour.

29. Food will be available when the premises are open to the public up to 2100 hours.

30. The outdoor area marked yellow on the plan of the premises will be licensed for the supply of alcohol during licensed hours. It will be enclosed by a canvas "café" barrier supported by stainless steel poles. It will be closed to the public by 2000 hours each night and clear and conspicuous signs will be placed informing customers of that.



**Licensing Act 2003
Premises Licence**

PREMISES LICENCE NUMBER	PL(A)0175
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Part 1 - Premises Details
POSTAL ADDRESS OF PREMISES, OR IF NONE ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION
<p>Glasshouse</p> <p>6 Bispham Road Town Centre Thornton Cleveleys Lancashire FY5 1DG</p>
Telephone number

WHERE THE LICENCE IS LIMITED THE DATES THAT APPLY
Not Applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE
E.Live music-Indoors
F.Recorded music-Indoors
G.Dance-Indoors
M.Sale of Alcohol ON the Premises

LICENSABLE ACTIVITIES AUTHORIZED TIMINGS

E. Live music-Indoors FRIDAY AND SATURDAY	19:00 - 22:30
F. Recorded music-Indoors FRIDAY AND SATURDAY	19:00 - 22:30
G. Dance-Indoors FRIDAY AND SATURDAY	19:00 - 22:30
M. Sale of Alcohol ON the Premises SUNDAY	12:00 - 23:00
MONDAY TO SATURDAY	11:00 - 23:00

OPENING HOURS OF THE PREMISES

MONDAY TO SUNDAY 10:00 - 23:30

Part 2

NAME, (REGISTERED) ADDRESS OF HOLDER(S) OF PREMISES LICENCE

NewMetro Limited
Unit 2 Olympic Court
Baordmans Way
Whitehills Business Park
Blackpool
Lancashire
FY4 5GU

EMAIL bonnystmkt@aol.com

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE, COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Company Reg Number 10642955

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Mr Joel Russell Guy

Inglewood, Holmefield Avenue, Thornton Cleveleys, Lancashire, FY5 2QR

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY THE DESIGNATED PREMISES SUPERVISOR

Licence No WBCPA2168

Wyre Council

OPERATING CONDITIONS

ANNEX 1 - Mandatory Conditions

- 1.1 No supply of alcohol may be made under this licence
 - a. at a time when there is no designated premises supervisor in respect of it or,
 - b. at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended
- 1.2 Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.

Mandatory conditions where Door Supervisors are provided

All individuals who carry out security activities must be licensed by the Security Industry Authority (SIA)

Mandatory Licensing Conditions (October 2014)

1. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—

- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
3. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
- (b) an ultraviolet feature.
4. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance

ready for sale or supply in a securely closed container) it is available to customers in the following measures—

- (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Licensing Act 2003 (Mandatory Licensing Conditions) Order May 2014

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1—
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
 - (b) "permitted price" is the price found by applying the formula—
$$P = D + (D \times V)$$
where—
 - (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence—
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall

be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2

The prevention of crime and disorder

The Designated Premises Supervisor, when present, and all members of staff shall ensure that all lawful instructions and /or directions given by the Police are complied with.

There shall be provided at the premises door supervisors who are registered with the Security Industry Authority to such a number as the management of the premises consider are sufficient to control the entry of persons to the premises and for the keeping of order in the premises when they are used for a licensable activity.

No person in possession of a drink in a sealed or unsealed container shall be allowed to enter the premises except for the purposes of delivery.

No drink shall be sold from a bar or by staff service or consumed in or on the premises other than in a container made from non-splintering plastic, paper or shatterproof glass.

A CCTV camera shall be installed at the locations marked, "CCTV CAMERA" on the plan of the premises.

Where CCTV equipment is fitted, it shall be maintained in good working order in accordance with the manufacturer's instructions.

A written record shall be kept every time images are recorded by CCTV and shall include details of the recording medium used, the time and date recording commenced and finished. This record shall identify the person responsible for the recording and shall be signed by him/her. Where the recording is on a removable medium (i.e. videotape, compact disc, flash card etc.), a secure storage system to store those recording mediums shall be provided.

The images recorded by the CCTV system shall be retained in unedited form for a period of not less than 31 days.

There shall be in place for the premises a written policy to prevent the sale or supply of alcohol to persons under 18 years of age. That policy shall require any person who appears to be under the age of 21 years to produce a recognised proof of age card accredited under the Proof of Age Standards Scheme (PASS) or if a proof of age card is not available a photo driving licence or passport indicating that they are over 18 years of age.

There shall be displayed on the premises notice(s) to warn members of the public visiting the premises of the incidence of crime, which may affect them. The notice(s) shall be displayed in a position where it is clearly visible to members of the public

There shall be displayed at the entrance to the premises a sign, which is clearly visible to members of the public visiting those premises containing details of the trading hours under the premises licence, the licensable activities permitted on those premises and any maximum occupancy level set for the premises.

Where the premises licence has restrictions relating to the admission of children, a sign detailing those restrictions shall be displayed at the entrance to the premises where it is clearly visible to members of the public visiting those premises.

There shall be in force for the premises a search policy for prospective customers which shall be developed in liaison with and to the satisfaction of the Lancashire Police Local Crime Reduction Officer.

There shall be displayed at the entrance to the premises a notice informing prospective customers of the search policy.

The Licence holder and/or the designated premises supervisor or a person nominated by them shall be a member of and regularly attend at the meetings of any Pub and Club watch scheme for the area within which the premises is located.

When a crime prevention survey has been carried out by the Police their recommendations are to be fully complied with by the Premises Licence Holder, prior to the opening/variation taking effect.

Public safety

The licensees shall provide to the police a drugs policy for the premises which shall as a minimum contain all of the best practises outlined in the guidance published by the Home Office and the London Drug Policy Forum 'Safer Clubbing'

All disabled persons on the premises shall be made aware of the evacuation arrangements

All parts of the premises shall at all times be kept free from defect and no changes, alterations of any kind to the surface finish or coverings including furniture and flooring on any part of the premises shall be made without the prior approval of the Council.

All exits and escape routes to those exits (including external escape routes) from the premises shall be provided with non-slip even surfaces and shall be maintained in good repair, correct working order and kept free from all obstructions when the public are on the premises. External escape routes shall also be kept free from ice and snow.

All doors or gates both inside and outside the premises which are on an escape route shall be fitted only with approved fasteners and shall at all times be properly maintained, free from obstruction and be capable of being opened easily and fully so that they do not restrict the public leaving the premises and shall open in the direction of the escape route.

Where a door on an escape route opens against the direction of exit travel, it shall be locked in the open position by a tamper-proof fastening when the public uses the premises and there shall be a clearly visible notice in capital letters which contains the following words, "THIS DOOR SHALL BE KEPT LOCKED IN THE OPEN POSITION WHEN THE PREMISES ARE OCCUPIED" displayed in a clearly visible position next to the door.

All exit doors and gates from premises or enclosure(s) surrounding it shall be capable of being opened by any person without the use of a key, card, code or other similar means and be kept free from all fastening devices when the premises are open to the public.

All exit routes and doors on such routes shall be checked on every occasion before the premises is used for purposes of a licensable activity and at regular occasions when the premises are open to the public to ensure that they are free from defect, obstruction, trip hazards and surfaces are not slippery. A record of such inspections, any defects discovered and the remedial action taken shall be made in writing in a logbook kept for

that purpose. That logbook shall be made available for inspection on demand to an Authorised Officer of the Council, a Fire Officer or a Police Constable.

The method of opening any exit door or gate from the premises or enclosure(s) surrounding it shall be clearly displayed immediately above or below the fastening in white block lettering on a green background in letters not less than 50 mm high.

Where a fire-resisting door is fitted within the premises and that door is required to be kept closed at all times then the door shall be clearly marked on both sides with a sign bearing the words "FIRE DOOR KEEP CLOSED" in block letters not less than 50mm high and clearly visible when the premises are open to the public.

Any chain, padlock or any other device used to lock an exit door when the premises are not in use shall be numbered and shall be removed and stored on a storage hook bearing the same number when the premises are open to the public.

The furniture or seating in premises shall be arranged so that it does not obstruct any exit, route to any exit or to any facility within the premises.

Before the premises are opened for the purposes authorised by the licence an inspection shall be carried out to ensure that the premises are safe for use. Details of the inspection, defects discovered and remedial action taken shall be recorded in writing in a logbook kept for that purpose. That logbook shall be made available for inspection on demand to an Authorised Officer of the Council, a Fire Officer or a Police Constable.

Where any furnishing or fitting in the premises including wall, floor and ceiling linings, requires further periodic treatment to maintain the surface spread of flame qualities, they shall be treated in accordance with the manufacturers specifications. When such treatment is carried out, a written record shall be made in the log book kept for that purpose and a certificate showing the treatment has been carried out shall be obtained and retained for inspection by the Fire Authority

No curtain, hanging or any other decoration shall be positioned so as to obstruct any exit, sign or fire fighting equipment.

At all times when the premises are used for the purpose of the licence, the licence holder, a club official, manager or designated premises supervisor who is responsible for the management of the premises shall at all times be aware of the number of persons on the premises and shall if requested to do so give that information to an authorised person.

A person who is nominated for the purpose of taking control in the event of a fire, fire alarm, emergency or event which may effect the safety of persons attending the premises shall be on and in charge of the premises at all times when any licensable activity is being provided. That person shall be responsible for calling the Fire Service in the event of any fire and that person shall also be responsible for meeting the Fire Service and guiding them to the fire.

Any outbreak of fire of any kind shall be reported to the Fire Service immediately and a written record shall be made in a logbook kept for that purpose.

Clear and unobstructed access shall be available to the premises for use by the emergency services and emergency service vehicles at all times.

There shall be maintained on the premises at all times an adequate and appropriate supply of first aid equipment and materials.

At all times when the public are present, at least one person who holds a current recognised first aid certificate or award shall be present on the premises. Where more than one such person is present their duties shall be clearly

When the public, members or guests are present, the lighting levels in all parts of the premises shall be capable of providing sufficient illumination for the public, members or guests to leave the premises safely .The lighting level should be maintained by an emergency lighting system which will automatically operate when the electricity supply to the main lighting is interrupted. (Note where the premises are a theatre or cinema, a complete or substantially complete blackout may be permitted for production reasons provided that the exit signs shall be kept lit at all times).

All fire instruction signs shall be illuminated so that they can be easily read at all times when the public, members or guests are present on the premises.

The controls for the emergency lighting shall be protected from unauthorised use and accidental operation and the system designed so that the emergency lighting cannot be altered.

Every battery which is used to power an emergency light or exit sign shall be maintained in a fully charged condition at all times.

No temporary electrical wiring or distribution system shall be installed in the premises unless, the installation is carried out by a suitably qualified and competent person. The premises licence holder or Club Premises Certificate holder shall obtain a certificate from that person that the installation is fit for purpose and complies with British Standard 7671 and where applicable, British Standard 7909. A copy of that certificate shall be produced by the Premises Licence Holder or the Club Premises Certificate Holder if requested to do so by an Authorised officer of the Council or an Officer of Lancashire Constabulary and the Fire Rescue Service.

Where any temporary electrical wiring or distribution system has been installed in any premises by a person who is not competent to do so, the premises licence holder or Club Premises Certificate holder installation shall have the installation inspected and certified in writing by a suitably qualified and competent person that it is fit for purpose and complies with British Standard 7671 and where applicable, British Standard 7909. A copy of that certificate shall be produced by the Premises Licence Holder or the Club Premises Certificate Holder if requested to do so by an Authorised officer of the Council or an Officer of Lancashire Fire and Rescue Service.

The premises shall be provided with adequate lavatory accommodation which shall at all times when the premises are in use be kept clean, ventilated, disinfected and supplied with hot and cold water, soap, toilet tissue, hand drying and sanitary towel disposal facilities as appropriate.

Prevention of public nuisance

The designated premises supervisor or the personal licence holder for the premises who is supervising the sale or supply of alcohol at that time shall not permit customers to congregate and consume alcohol sold or supplied by that premises in a public place within the immediate vicinity of the premises and in an area not so licensed for consumption to the annoyance or obstruction of others and shall prevent the removal of alcohol if it is intended for such a purpose.

No nuisance shall be caused by noise coming from the premises or by vibration transmitted through the structure of the premises.

All external doors and windows shall be kept closed when regulated entertainment is being provided except in the event of an emergency.

The licence holder or his representative shall conduct regular assessments of the noise coming from the premises on every occasion the premises are used for regulated entertainment and shall take steps to reduce the level of noise where it is likely to cause a disturbance to local residents. A written record shall be made of those assessments in a log book kept for that purpose and shall include, the time and date of the checks, the person making them and the results including any remedial action.

Refuse such as bottles shall be disposed of from the premises at a time when it is not likely to cause a disturbance to residents in the vicinity of the premises.

There shall be no emission from the premises of any offensive smells, which are likely to cause a nuisance.

Where there are any offensive smells created on the premises, provision shall be made for such smells to be vented from the premises so that they do not cause a nuisance to nearby premises.

There shall be provided at the premises containers for the storage and disposal of waste foods and other refuse from the premises. Those containers shall be constructed, maintained and located so that access to them by vermin and unauthorised persons is prevented and arrangements shall be made for the regular lawful disposal of their contents.

Where the premises provide food to the public for consumption on or off the premises there shall be provided at or near the exits, sufficient waste bins to enable the disposal of waste food, food containers, wrappings etc.

No light from or on the premises and any other light under the control of the premises shall be provided where that light causes a nuisance to any nearby premises.

Annex 3

Noise level from the premises whilst being used for public entertainments purposes shall not exceed the background level measured at the nearest residential property.

ANNEX 4

Plan of the Premises

Plan dated

Premises Licence Summary

PREMISES LICENCE NUMBER	PL(A)0175
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PREMISES DETAILS
POSTAL ADDRESS OF PREMISES, OR IF NONE ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION
Glasshouse 6 Bisham Road Town Centre Thornton Cleveleys Lancashire FY5 1DG
Telephone number

WHERE THE LICENCE IS LIMITED THE DATES THAT APPLY
Not Applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE
E.Live music-Indoors
F.Recorded music-Indoors
G.Dance-Indoors

M.Sale of Alcohol ON the Premises

AUTHORISED SUPPLIES OF ALCOHOL (ON OR OFF THE PREMISES) AND TIMES OF EACH LICENSABLE ACTIVITY

E.Live music-Indoors FRIDAY AND SATURDAY	19:00 - 22:30
F.Recorded music-Indoors FRIDAY AND SATURDAY	19:00 - 22:30
G.Dance-Indoors FRIDAY AND SATURDAY	19:00 - 22:30
M.Sale of Alcohol ON the Premises SUNDAY	12:00 - 23:00
MONDAY TO SATURDAY	11:00 - 23:00

OPENING HOURS OF THE PREMISES

MONDAY TO SUNDAY 10:00 - 23:30

NAME, (REGISTERED) ADDRESS OF HOLDER(S) OF PREMISES LICENCE

NewMetro Limited
Unit 2 Olympic Court
Baordmans Way
Whitehills Business Park
Blackpool
Lancashire
FY4 5GU



REGISTERED NUMBER OF HOLDER, FOR EXAMPLE, COMPANY NUMBER, CHARITY NUMBER
(WHERE APPLICABLE)

Company Reg Number 10642955

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE
AUTHORISES THE SUPPLY OF ALCOHOL

Mr Joel Russell Guy

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR
PROHIBITED, IN ADDITION TO LICENSING CONDITIONS

Restrictions of the Licensing Act 2003 apply

This premises licence summary is issued by Wyre Council as licensing authority under part 3 of the Licensing Act 2003 and regulations made thereunder.

Dated this 21st July 2017

Issued on behalf of Wyre Council

Service Director, Health and Wellbeing

Licensing Section, Wyre Council, Breck Road, Poulton le Fylde, Lancashire, FY6 7PU

Tel: 01253 887406. Email: licensing@wyre.gov.uk. Website: www.wyre.gov.uk

APPENDIX 4 GHOI

RUNNYMEDE AVENUE,
THORNTON-CLEVELEYS.

FY 5 10F

TELEPHONE NO: [REDACTED]

25 JUNE 17

Dear Sir,

I write regarding the Public Notice in the "GAZETTE" about the License for the "GLASS HOUSE", 6 BISPHAM ROAD, CLEVELEYS.

These premises have been empty for a year or so after being closed by the Police for trouble continually with Drunkenness and Fighting and undisciplines which blowing does not want.

The notice of hours - takes little notice of the Residents who have lived here for many Years - There are Flats directly opposite and also at the side above the shops and a big Housing estate in Bormation Road even Runnymede Ave is only round the corner.

I would ask what Double glazing is in the Windows and what efforts will be made to keep the Doors shut I have no wish to listen to Live or Recorded Music while I eat in my Flat.

Thanking You

[REDACTED]

[REDACTED]





**Wyre Council
Representation Form**

Responsible Authority. Please delete as applicable.

~~Police / Fire / Pollution / Health and Safety / Child Protection / Trading Standards / Planning Authority / Health Authority~~

Your Name	Mrs Nicola Clark
Job Title	Environmental Health Officer (Environmental Protection)
Postal and email address	Wyre Council Civic Centre Breck Road Poulton-le-Fylde FY6 7PU nicola.clark@wyre.gov.uk
Contact telephone number	01253 887401

Name of the premises you are making a representation about.	The Glasshouse
Address of the premises you are making a representation about.	6 Bispham Road Thornton Cleveleys FY5 1DG

Which of the four licensing Objectives does your representation relate to? Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary.
The Prevention of harm to children	No	
To prevent Public Nuisance	Yes	<p>I have reviewed the application for a variation of premises licence and my professional opinion as a Local Authority Environmental Health Officer with 25 years' experience in the regulation of noise nuisance and anti-social behaviour, is that extension of the licensed premises opening hours, and authorised timings for the sale of alcohol on the premises and recorded and live music-indoors, could result in noise nuisance and anti-social behaviour to local residents ('sensitive premises').</p> <p>Unfortunately, my concerns have been increased by a complaint received on 3rd July 2017 from a resident of Coronation Road, Thornton Cleveleys, alleging that noise from live amplified music played at the newly opened premises last Saturday night (1st July) was "excessively loud". A noise complaint case has now been opened with the Council's Environmental Protection Service (EPS).</p> <p>In 2012, whilst the premises was being operated as the 'Lime Lounge', the EPS and Police received, and subsequently verified, complaints of noise and anti-social</p>

NOT FOR PUBLICATION

		<p>behaviour from local residents. Further to this, a Review of the premises licence was carried out. The outcome of the Review was to reduce the licensed premises' opening hours and the authorised timings for live and recorded music. Since the Review, I understand that the licensed premises has been operated by various businesses, including a coffee house, but that until now, no complaints have been received by the EPS regarding noise or anti-social behaviour connected to the licensed premises.</p> <p>My professional opinion is that as the licensed premises is located directly adjacent to residential properties, with other residential properties very close by, the potential for public nuisance from live and recorded music and anti-social behaviour (by patrons) is very likely, particularly at night. Therefore, I would ask that the current licence opening hours and authorised timings <i>remain unaltered</i> in order that the EPS can carry out the Council's statutory duty to investigate complaints of noise, including the carrying out of unannounced noise monitoring visits.</p> <p>I would also strongly recommend that as soon as possible the premises licence holder installs a suitable noise limiting device for the sound system used at the licenced premises, to be agreed and set by the EPS.</p>
To prevent crime and disorder	No	
Public Safety	No	

<p>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.</p>	
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N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed:

Date: 05/07/17

Please return this form along with any additional sheets and/or evidence to: The Licensing Unit, Wyre Council, Civic Centre, Poulton le Fylde. FY6 7PU or email to Licensing@wyre.gov.uk
 This form must be returned within the Statutory Period

APPENDIX 4 GH02



Representation Form (Other Persons)

Your Name/Company Name/Name of representative body.	John Sutton
If representative body please give detail of how you represent residents or businesses	
Postal address	Coronation Road Thornton-Cleveleys FY5 1DQ
Contact telephone number	[REDACTED]
Email address	[REDACTED]

Name of the premises you are making a representation about.	The Glasshouse
Address of the premises you are making a representation about.	6 Bispham Road Thornton-Cleveleys FY5 1DG

Your representation must relate to one of the four Licensing Objectives. Please state Yes or No.(see note below)	Please detail the reason for your representation and any evidence to support it Please use separate sheets if necessary
The Prevention of harm to children	My 18 month old daughter stays 2 nights, one of which is Friday night. If it is a warm night the window will be open to allow ventilation, so if a live band is playing, for example up till 11.45pm, as requested, this will disturb her sleep greatly.
To prevent Public Nuisance	When the premises was previously open at a later time, there were numerous issues which could potentially spill out onto the street causing disturbance up to midnight or later, shouting / arguing / waiting for taxis. Noise of music, depriving local residents of sleep. Since the premises was last opened, 2 residential apartments have been converted, directly attached to the premises. This needs to be considered.

NOT FOR PUBLICATION

obliged to give notice of a hearing to all parties to the hearing and this must include a copy of this representation. All representations are treated as public documents.	and permit this JS	
I agree to attend any hearing before either the Licensing committee or magistrates court (in the event of an appeal against the Council's decision) in support of my representation	YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>

Signed:	
Date:	1/7/17
Print name:	JOHN SUTTON



Fletcher, Stuart

From: Morrell, Stephen [REDACTED]
Sent: 18 July 2017 15:56
To: Fletcher, Stuart
Subject: Glasshouse Variation

Hi Stuart

As discussed, I can confirm that we have no objection/representations with the proposed variation in respect of Glasshouse.

Many Thanks

Steve

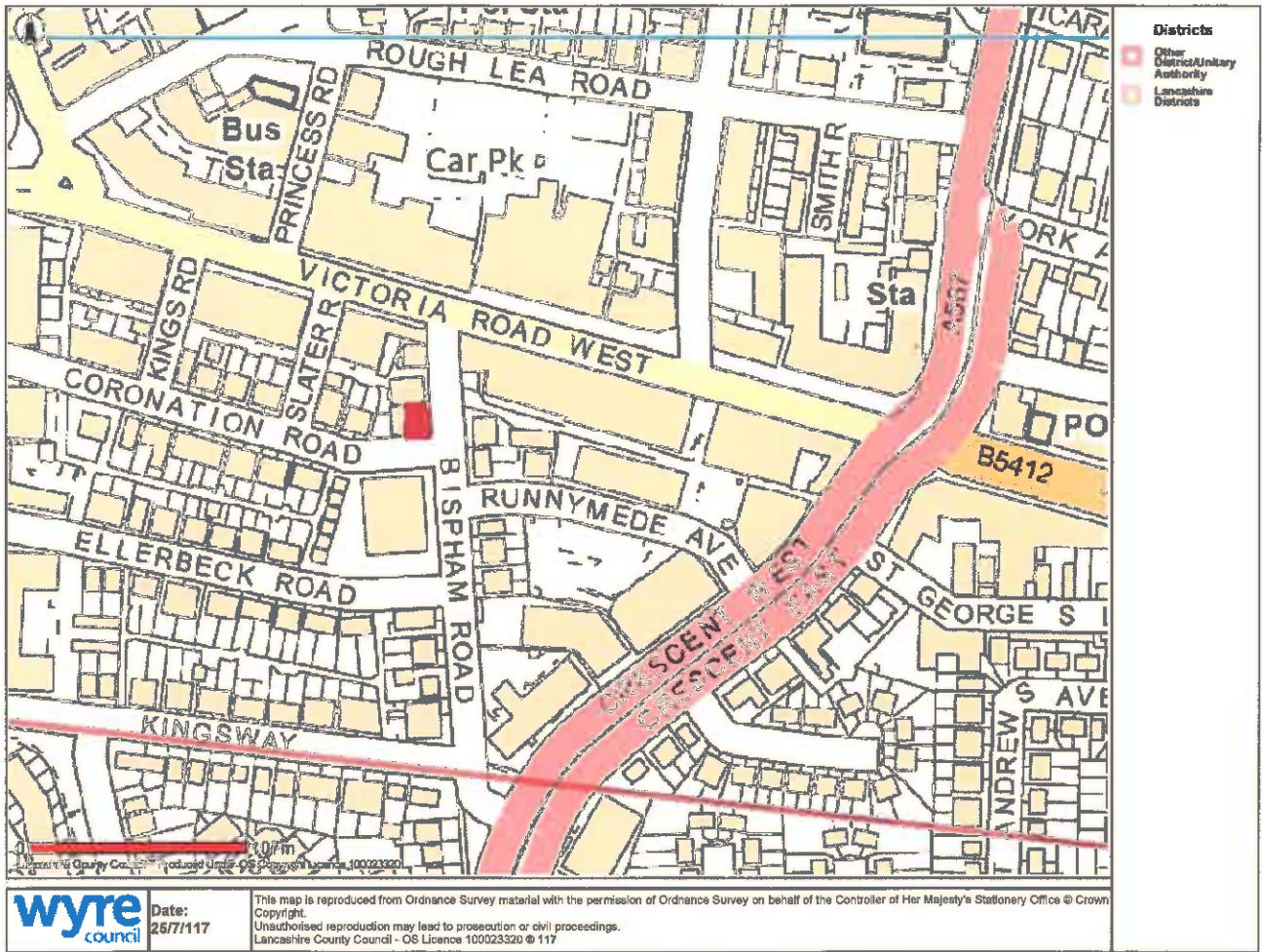
Steve Morrell
Licensing Assistant
Licensing Dept, West Division, Lancashire Police
[REDACTED]

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By virtue of paragraph(s) 1, 2 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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