

Report of:	Meeting	Date	Item No.
Mark Broadhurst Service Director, Health and Wellbeing	Licensing Committee	25 May 2017	6

Application for a new premises licence for Valiants, Lancaster Road, Out Rawcliffe.
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1. Purpose of report

- 1.1** To provide Members 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 being limited to **two dates, in 2017**.

2. Outcome

- 2.1** Determination of the application made for Valiants, Lancaster Road, Out Rawcliffe.

3. Recommendation

- 3.1** That Members consider the application for a new premises licence for Valiants, Lancaster Road, Out Rawcliffe.

4. Background

- 4.1** This application seeks permission to licence the site of a former equestrian centre on land directly accessed from Lancaster Road, out Rawcliffe. The location of the site is provided at **Appendix 1**.

- 4.2** The site has held a licence since 30 November 2007 (PL(A)0320) for use as an equestrian centre with a small bar area to the upstairs. The licence is currently held by Mrs Doreen Gardner and although Mr Wallace bought the premises some time ago, the licence has not been transferred. However owing to the major change proposed from the original application grant for equestrian events, this application is for a new premises licence.

- 4.3** The property is partially used for the storage of plastics from Mr Wallace's company, Preston Plastics. However as Members can see from the photographs provided at **Appendix 2** the arena has been professionally decorated with graffiti style artwork, in keeping with the premises site's

proposed use. The stored goods will be removed before any event is held at the site.

4.4 Prior to contact with the applicant some months ago in August 2016 two events were held at the site, where music and dancing took place. However the applicant has admitted that the parties were private and no tickets or alcohol sales took place.

4.5 Following a complaint of noise from the most recent of the two events, Wyre officers requested a meeting at the site with Mr Wallace. This was also attended by Police Licensing Officers. Subsequent visits from the Environmental Health Department and Fire Authority also took place.

4.6 On 3 February the licensing department received an application for a limited number of DJ/dance parties to be held at the premises to allow licensable activities and the sale of alcohol. The hours were the same as the current application placed before members at this meeting; however the application requested that a maximum of 6 events be held in a 12 month period.

4.7 Representations were received from residents in the area and the application scheduled for a hearing in late March. Conditions were agreed with the Police and the Environmental Health Officer, however the application was withdrawn with a view to submitting an revised application for only two events.

5. Key issues and proposals

5.1 On 31 March 2017 a new application was received for a premises licence at Valiants, Lancaster Road, Out Rawcliffe, PR3 6BL. A copy of the application is provided at **Appendix 3**. The internal layout of the building is provided at **Appendix 4**.

5.2 The application describes the premises as an entertainment venue and the primary intention of the application is to facilitate a venue where aspiring DJs and music producers can showcase their talents and gain exposure and experience in front of a live audience. Such events will be organised on a not for profit basis.

5.3 It is the intention of Mr Wallace, (owner of Preston Plastics), to provide this opportunity for his son (Will Wallace) and other similar acts.

The application seeks permission for the following licensable activities on **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 02:00**

- 5.4** However the applicant has proposed by way of condition at (M) on the schedule, that “The number of events will be limited to 2 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. To clarify, this application seeks permission to licence two events in 2017 both on Saturdays from 18:00 to 02:00 (closing time of premises)
- 5.5** The application has been correctly advertised on the premises and in the newspaper, as required by the Licensing Act 2003.
- 5.6** During the 28 day representation period, four representations were received from residents. There are issues referred to in some of the representations that fall outside the scope of this application (and this hearing), such as drainage, planning, road infrastructure, at least one of the four licensing objectives is addressed by each. The location of each resident making a representation and the geographic area in relation to the proposed site can be found at **Appendix 1**.
- 5.7** The representations received from residents’ state a number of concerns including a belief that that noise from the premises will cause disturbance to nearby properties and that the nature of the business will interfere with life in a very quiet and rural area. There is also concern that additional people attending events will lead to an increase in crime and disorder in an area where there is a very limited police presence.
- 5.8** However most of the representations also state that they believe that the premises will cause issues of road safety and an increase in traffic through the village. As members are aware these are considerations that are taken into account when planning permission is granted for premises. Therefore as they are not directly linked to the Licensing Act 2003 licensing objectives they should not be considered as part of this application. **Appendix 5** provides members with the representation letters and emails received.
- 5.9** It should be noted that if a premises licence were to be granted for this building, **it would not** override any planning restrictions that may be in place for the building. To use the building as proposed may require further investigation or possibly a change of use; however this should be investigated with the planning authority and is outside the remit of this hearing.

In addition, members may note that the Licensing Policy for Wyre states at Key message 1, “Licence applications should normally be from premises where-

- *The activity to be authorised by the licence is a lawful under the planning use of the premises*
- *The hours sought do not exceed those authorised by any planning permission; and*
- *Any existing hours are appropriate for the use of the premises”.*

And therefore each application must be determined on its own merit.

5.10 The Policy also states, “*The Council is of the view that the licensing authority is not bound by decisions made by the Planning Authority and vice versa. While the two authorities consider different (albeit related) matters, the Licensing Authority must ensure it addresses only the licensing objectives to ensure that any hearing does not in effect become a re-run of any planning hearing*”.

5.11 Since the adoption of the Police Reform and Social Responsibility Act in 2012, the term ‘interested party’ has been removed from the Licensing Act 2003. There is no “vicinity” test; instead anyone “likely to be affected by the application” is able to make representations either for, or against an application. However, any such objection must still relate to one or more of the licensing objectives and must not be frivolous or vexatious.

S182 Guidance at paragraph 9.9 also provides the following:

“It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.”

5.12 No objections from any Responsible Authority have been received during the representation period, as the applicant had agreed conditions prior submission of the application. However the Police Licensing Officer has requested that a further number of conditions be attached to any licence granted for the premises and the applicant has agreed to attach these, should the application be successful. These are provided at **Appendix 6**.

5.13 This application has been brought before Members to determine, in the light of the representations received.

Financial and legal implications	
Finance	There are no financial implications directly associated with this application.
Legal	The hearing should be conducted following the principles of natural justice. Any decision of the licensing Committee can be the subject of an appeal to the Magistrates Court.

Other risks/implications: checklist

There are significant implications arising from this report on the issues marked with a ✓ below. The report author has consulted with the appropriate specialist officers on those implications, which are addressed in the body of the report and are taken account of in the recommendations made. There are no significant implications arising directly from this report, for those issues marked with an 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
Christa Ferguson	01253 887476	christa.ferguson@wyre.gov.uk	5 May 2017

List of background papers:		
name of document	date	where available for inspection
Wyre Council Statement of Licensing Policy	January 2016	Licensing Section

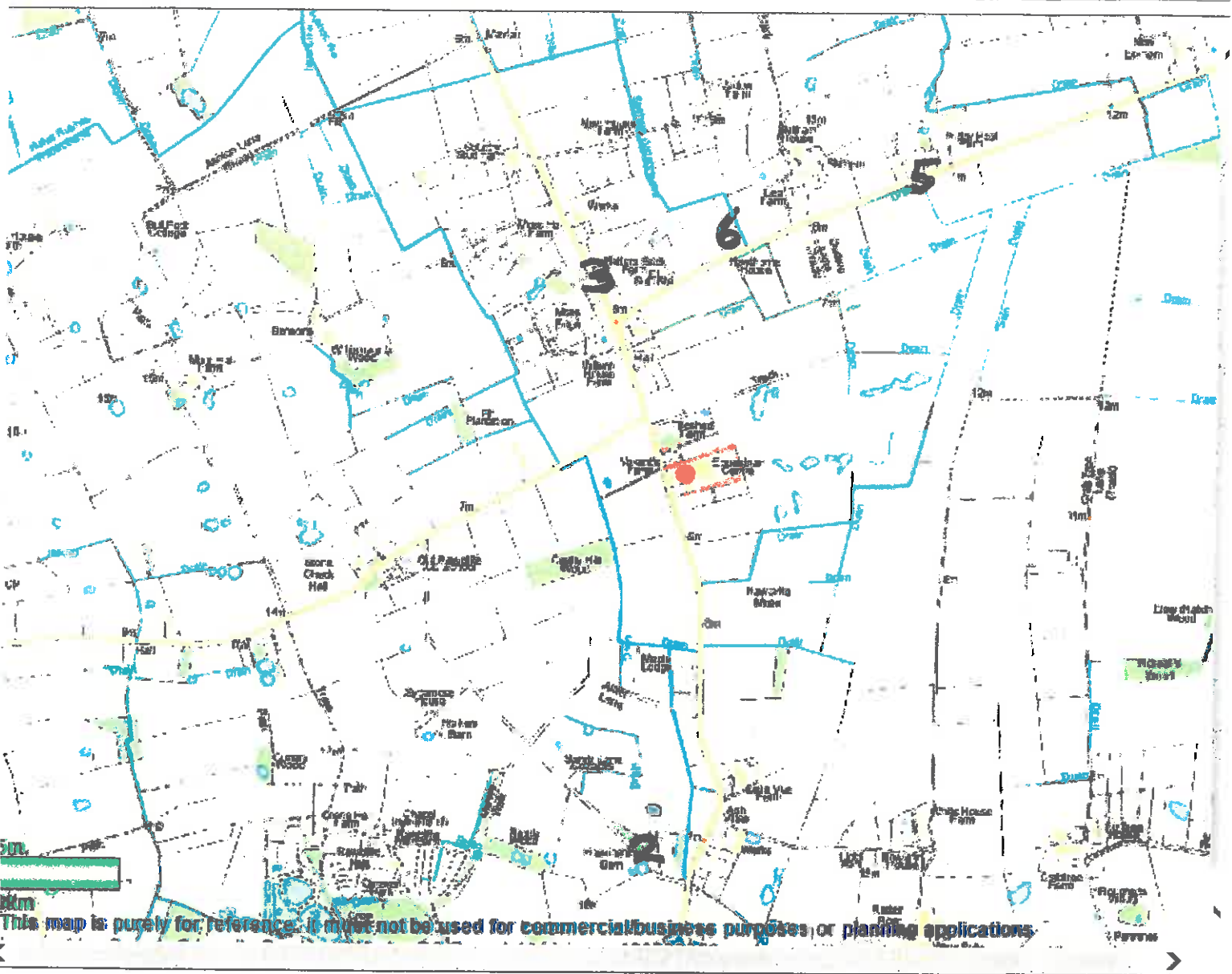
List of appendices

- Appendix 1- Location plan indicating site and location of residents making representations
- Appendix 2- Photographs of the site
- Appendix 3- Application form (blank pages removed)
- Appendix 4- Internal layout of the building
- Appendix 5- Representation letters and emails from residents
- Appendix 6- Police conditions agreed by the applicant

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- 1 VALIANTS LANCASTER ROAD PR3 6BL
- 2 BARBARA MACKIE PR3 6BQ
- 3 CAROLINE BINNS PR3 6BN
- 4 ALDERMAN ANTHONY FOX PR3 6BD
- 5 LYNN & GORDON WADDELL PR3 6BE



















**Application for a premises licence to be granted
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the 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.

We Preston Plastics Limited

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Valiants Lancaster Road Out Rawcliffe			
Post town	Preston	Postcode	PR3 6BL

Telephone number at premises (if any)	
Non-domestic rateable value of premises	Band B

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual * please complete section (B)
- i. as a limited company

- ii. as a partnership please complete section (B)
- iii. as an unincorporated association or please complete section (B)
- iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) 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 Preston Plastics Limited
Address Moss Edge Works Lancaster Road Out Rawcliffe Preston PR3 6BN
Registered number (where applicable) 03377914 Registered Office Charter House Pittman Way Fulwood Preston PR2 9ZD
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
A	S	A P

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY
3	1	1 2 2 0 1 7

Please give a general description of the premises (please read guidance note 1)

Entertainment Venue

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

- | Provision of regulated entertainment | Please tick any that apply |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input checked="" type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input checked="" type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input checked="" type="checkbox"/> |

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

Supply 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 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for performing plays (please read guidance note 4)		
Wed					
Thur			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 read guidance note 5)		
Fri					
Sat	18.00	01.00			
		Sunday			
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	18.00	01.00			
		Sunday			
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat	18.00	01.00	
		Sunday	
Sun			

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day				Outdoors	<input type="checkbox"/>
Start	Finish			Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			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 read guidance note 5)		
Sat	18.00	01.00			
		Sunday			
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur					
Fri			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 read guidance note 5)		
Sat	18.00	01.00			
		Sunday			
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
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 read guidance note 5)		
Sat	18.00	01.00			
		Sunday			
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat	18.00	01.00	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
		Sunday			
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat	23.00	01.00			
		Sunday			
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat	18.00	01.00			
		Sunday			
Sun					
			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 read guidance note 5)		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name MARTHA MICHAELA RAY	
Address [REDACTED] [REDACTED] [REDACTED] [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) PRPA0907	
Issuing licensing authority (if known) PRESTON CITY COUNCIL	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

On any such occasions no person under the age of 18 years will be permitted to be on the premises

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon			<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p>
Tue			
Wed			
Thur			
Fri			
Sat	18.00	01.00	
		Sunday	
Sun			

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

See attached schedule

b) The prevention of crime and disorder

See attached schedule

c) Public safety

See attached schedule

d) The prevention of public nuisance

See attached schedule

e) The protection of children from harm

See attached schedule

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11). **If signing on behalf of the applicant, please state in what capacity.**

Signature	<i>Andrew Bartlett</i>
Date	30 th March 2017
Capacity	

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

**Andrew Bartlett
Harrison Drury
Cherestanc Square
Garstang**

Post town	Preston	Postcode	PR3 1EF
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Telephone number (if any)	01995 607950
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
andrew.bartlett@harrison-drury.com

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Please return this form to:
Licensing Department
Wyre Council
Civic Centre
Breck Road
Poulton le Fylde
Lancashire
FY6 7PU
Tel: 01253 89100
Email: licensing@wyre.gov.uk

SCHEDULE referred to in the Application in respect of Valiants Lancaster Road Out Rawcliffe

The primary intention of the application is to facilitate a venue where up-and-coming DJs and music producers can showcase their talents and gain exposure & experience in front of a live audience. Such events will be organized on a not-for-profit basis

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

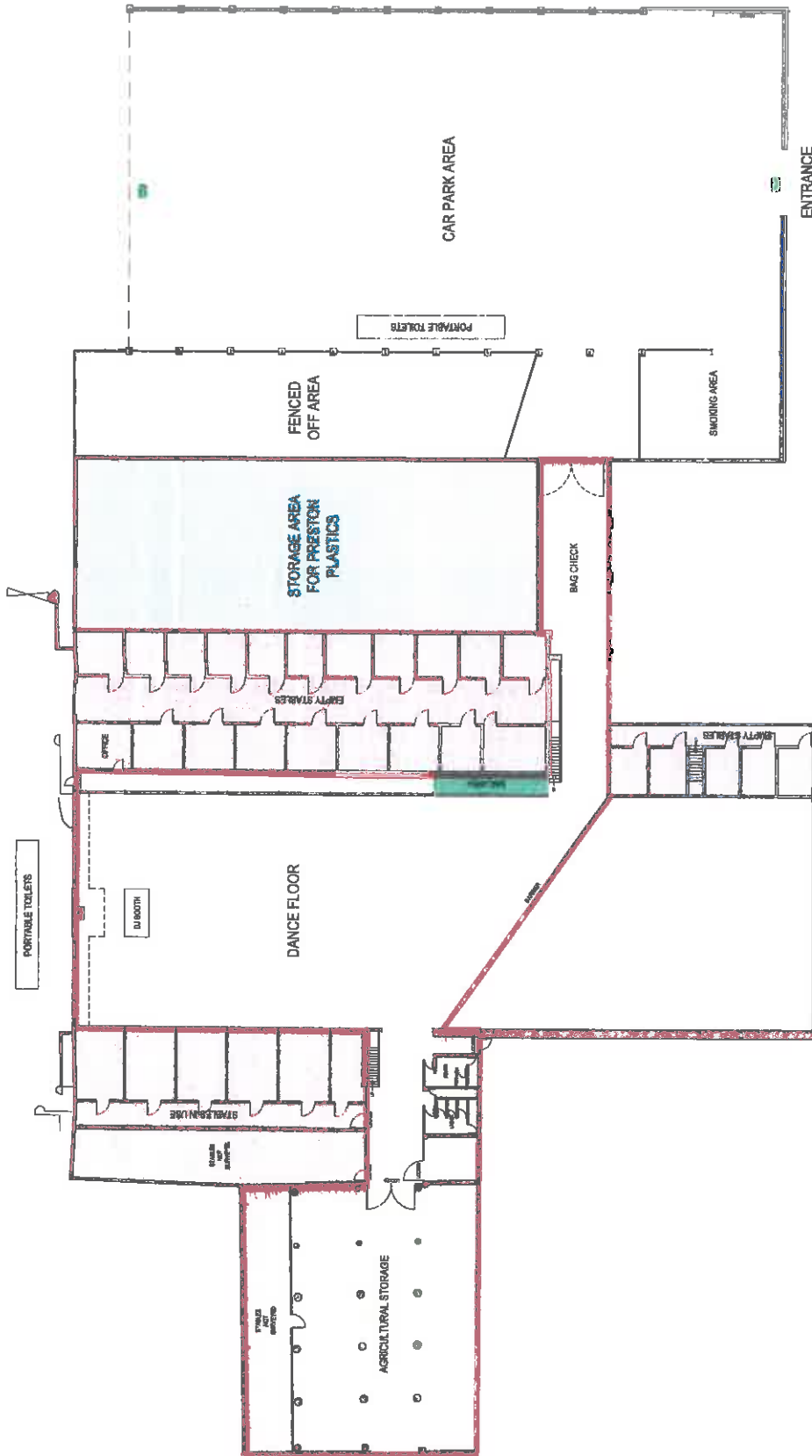
12. A Health and Safety Risk Assessment will be made / reviewed before each event and made available for inspection
13. A Fire Risk Assessment will be made / reviewed before each event and made available for inspection
14. The electrical installation (including emergency lighting) will be inspected / 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*

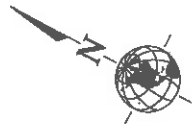
PROPOSED PLAN : GROUND FLOOR

APPENDIX 4



GROUND FLOOR

KEY	
	BB STORAGE & DISTRIBUTION USE
	EQUINE USE
	AGRICULTURAL STORAGE USE
	TOILETS
	BAR AREA
	FIRE EXITS

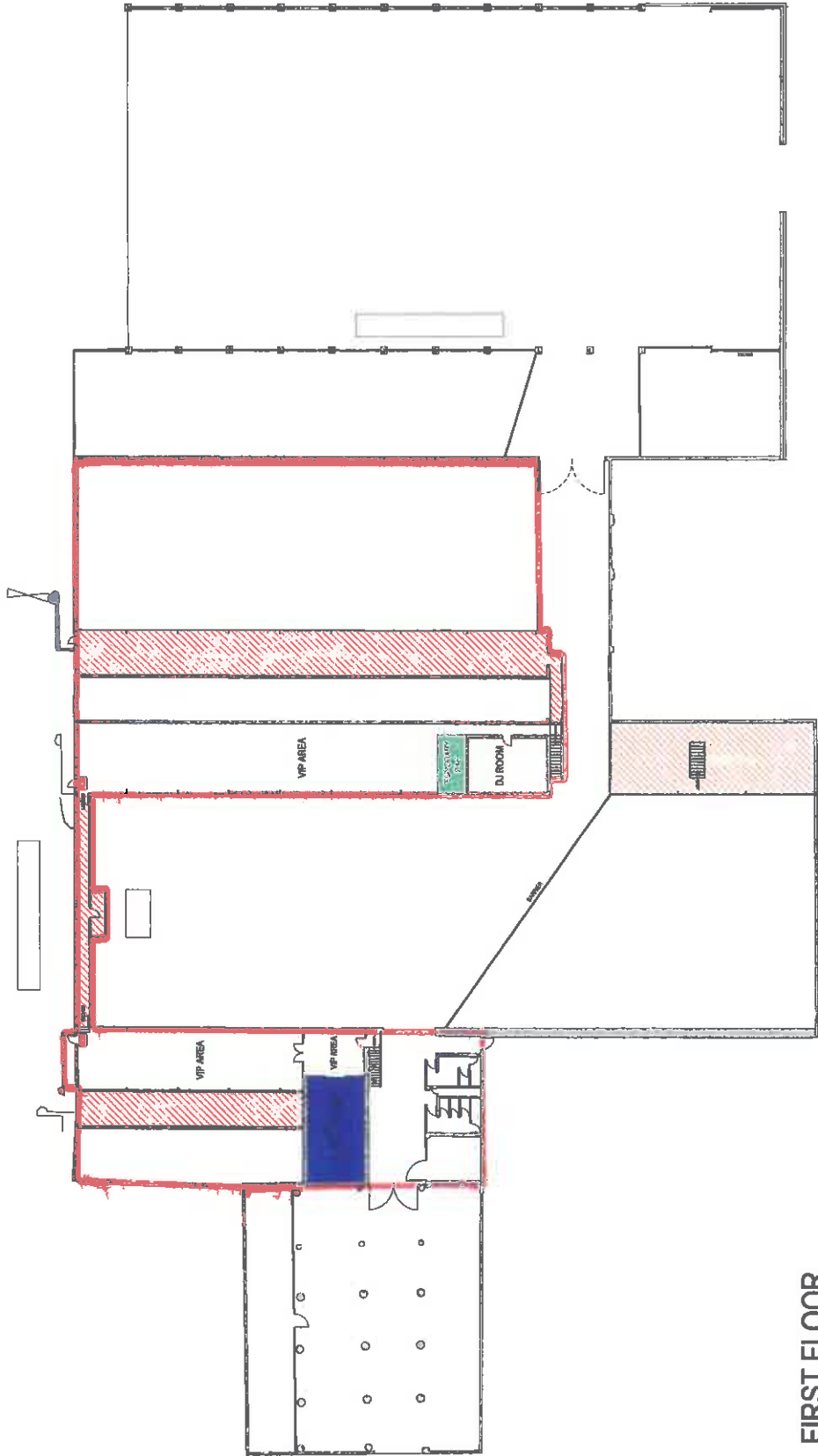


GA ARCHITECTURE

GA 1102-GF-02

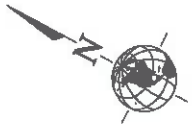
MR WALLACE
 PREPARED PLANS: GROUND FLOOR
 PREPARED BY: MR WALLACE, GA 1102-GF-02
 PROJECT NO. 1102-GF-02

PROPOSED PLAN : FIRST FLOOR



FIRST FLOOR

KEY	
	KITCHEN
	BAR (LICENCED)
	BAR AREA
	FIRST FLOOR AREAS
	FIRST FLOOR AREAS NOT ACCESSIBLE TO PUBLIC
	FIRE EXITS



GA CONSULTANTS LTD

1. DRAWN BY: [Name]
 2. CHECKED BY: [Name]
 3. APPROVED BY: [Name]

MRI WALLACE
 PROPOSED PLAN: FIRST FLOOR
 PROJECT: [Name]
 GA1925-FF-02 1/20/15 1/2

Ferguson, Christa

From: [REDACTED]
Sent: 24 April 2017 11:51
To: Ferguson, Christa
Subject: Licensing application. Valiants Farm, Lancaster Road, Out Rawcliffe
Attachments: Anthony Fox OBE valiants obj2 24 04 2017.doc

Dear Christa,

Please find attached my objection to the above application which I would wish to be placed before the Licensing Committee at the appropriate time.

Yours Sincerely

Anthony Fox OBE
Hon. Alderman

Sent from Mail for Windows 10



Virus-free. www.avast.com

[REDACTED]
[REDACTED]
Anthony Fox O.B.E.

[REDACTED]
Skitham Lane
Pilling
PRESTON
LANCS PR3 6BD

Attention of the WBC Licensing Committee/ Officer

Dear Sir/Madam,

I write in connection with the further application for a Premises Licence by Preston Plastics Ltd in respect of premises situated on Lancaster Road, Out Rawcliffe, Preston, PR3 6BL known as 'Valiants'.

In my original objections I pointed out that Wyre Borough Council's policy for Premises Licences indicates that the use of premises for the sale of alcohol, refreshments and the provision of regulated entertainment is subject to planning control. A planning application for change of use should therefore have been made and according to the policy on the granting of Premises Licences (page 8. Para 6.1), "such change should be obtained before applying for a premises licence". Key message 1 in the policy document states that the activity authorised by the licence must be lawful under the planning use for the premises. Mr Wallace or his agents do not appear to have applied for planning permission for any change of use since Mr Wallace was granted planning permission for change of use of the Valiants buildings from equine entertainment to class B8 Storage and Distribution. (Planning application ref: 15/00084/FULMAJ granted 16/07/2015). It would also be interesting to have the views of the Planning Officer on the Graffiti painted on the southern gable ends of the buildings in relation to Wyre Borough Council's policy on advertising notices.

My objections to the application in relation to the need for planning consent are as previously stated:

- a. The type of events proposed are by their very nature out of character in a quiet and tranquil rural area as stated previously by a Planning Inspector in denying an appeal against Council's decision not to permit entertainment development at Castle wood, a site near to Valiants. [Decision of Inspector I Jenkins Appeal Ref: APP/U2370/A/09/2109572. Paras 3 & 10 are particularly significant to the Preston Plastics Ltd application.]
- b. On traffic grounds; the approach roads to Valiants, be it Skitham Lane or Lancaster Road are narrow in parts so that large vehicles such as coaches have difficulty in passing on-coming vehicles particularly if their drivers are not familiar with the roads.

The roads both suffer from severe subsidence which can affect the stability of vehicles. These may not be seen as problems by traffic engineers but are in fact very real problems for local residents contending with large vehicles and drivers unaware of these problems.

My specific objections to the granting of a licence under the Act are:

1. Lack of service provision. Transport, the applicant says there will be a maximum of 1,500 attendees. Presumably they will all arrive by coach, minibus, private cars or taxis as there is no public transport in the vicinity. Para 16 of the applicant's submission states "management will use its best endeavours to ensure that transport from the venue to suitable locations is available to all customers" and para 34 "transport arrangements for the safe disposal of customers away from the venue due to the remote location must be in place". This could well be beyond the best endeavours of the management at 01.00hrs on a Sunday morning and if para 34 is to be enforced then the evidence of how this will be done should be in the submission.
2. Noise – bullet points in the policy document Para 10.1.3 under Key message 4 state that 'no nuisance shall be caused by noise coming from the premises' and again 'all external doors and windows shall be kept closed when regulated entertainment is being provided except in the event of an emergency'. The Valiants buildings being of agricultural construction do not have cladding materials which would equate to this condition and the very nature of the entertainment proposed cannot fail to cause noise nuisance to neighbouring residential properties my own included

It is my contention that this application is unacceptable and should be refused.

Yours Faithfully

Anthony Fox OBE

Hon. Alderman Anthony Fox OBE

V02

Ferguson, Christa

From: Licensing & Health and Safety
Sent: 26 April 2017 08:33
To: Ferguson, Christa
Subject: FW: Application for New Premises Licence - Valiants, Lancaster Road, Out Rawcliffe

Importance: High

From: Gordon & Lynn [REDACTED]
Sent: 25 April 2017 16:59
To: Licensing & Health and Safety
Subject: Application for New Premises Licence - Valiants, Lancaster Road, Out Rawcliffe

To whom it may concern.

We wish to object to the above application on the following grounds:

- 1) The inevitable noise pollution emanating from up to 1500 revellers, in a building which, as far as we know, has not been sound-proofed for the proposed purpose. When the premises were used for equestrian events, we could clearly hear the tannoy system: the volume of noise produced at the proposed events is likely to be considerably higher and for a longer period. This noise will last until 1 am and may include outside activities, not made clear from the revised application. Further more, after 1 am, we have the prospect of up to 1500 people, in various states of inebriation, leaving the premises; for some this will take them directly past our house. Their noise and noise from their vehicles, will be considerable and all of this taking part in a quiet rural location.
- 2) The increased volume of traffic, as a result of up to 1500 people attending the events. These are, in places, narrow and at times dangerous, country lanes, which are unsuitable for the volume of traffic that will be generated.
- 3) What does the term "other times when the Premises is open" (sic) mean? If this means that alcohol etc. will be sold at "other times" outwith the 2 proposed events, then this would be unacceptable on similar grounds as those listed above.

In conclusion, whilst we acknowledge that the original application has been pared back, we don't believe that our concerns, as detailed above, have been addressed.

Finally, we did not appreciate being contacted directly by the applicants solicitor and in particular the phrases " were saddened that you thought it necessary to object to the original application" and " you will not feel the need to make a representation to this (revised) application".
We have every right to be concerned and to express this concern freely.

Lynn & Gordon Waddell

[REDACTED]
Skitham Lane
Out Rawcliffe
Preston PR36BE

V03

[REDACTED] Sandy Lane, Out Rawcliffe, Preston, PR3 6BQ
[REDACTED]
[REDACTED]

26th April 2017

FAO WBC Licensing Committee
Wyre Borough Council,
Civic Centre,
Breck Rd,
Poulton-le-Fylde
FY6 7PU

Dear Sir or Madam,

I write regarding the current application for a Premises Licence by Preston Plastics Ltd. relating to premises known as 'Valiants' on Lancaster Road, Out Rawcliffe, PR3 6BL.

This application relates to an agricultural building that only has planning permission for storage, not entertainment.

Application for a change of use has not been sought or granted.

The location on an uneven moss road with no footpath, no public transport, in a quiet country environment is inappropriate for events that may result in hundreds of people making their way home after consuming alcohol, potentially from 6pm to 1am.

Yours sincerely,

Barbara Mackie

V04



Representation Form (Other Persons)

Your Name/Company Name/Name of representative body.	Carolyn Binns.
If representative body please give detail of how you represent residents or businesses	
Postal address	[redacted] House, Lancaster rd, Out Rawcliffe. Preston. Lancs. PR3 6BN.
Contact telephone number	[redacted]
Email address	[redacted].com.

Name of the premises you are making a representation about.	Vaiants.
Address of the premises you are making a representation about.	Lancaster rd, Out Rawcliffe. Preston PR3 6BL

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 Yes	I have 2 young children who enjoy playing outside. I am very concerned as to the volume of people that will be attending the venue from its proposed start time of 6pm and the number of people passing walking or parking near my house. CTD
To prevent Public Nuisance Yes With young children in the house I am concerned as to the noise level continuing until 1am.	The noise from the loud speaker could be heard from my house when horse shows took place at vaiants. I am hugely concerned as to the proposed noise level. Out Rawcliffe consists mainly of open fields, there are few buildings to block the noise. CTD
To prevent crime and disorder Yes	The volume of people attending the events and consuming alcohol poses a huge risk to properties and acts of vandalism and crime. CTD



Public Safety Yes	The volume of people descending on a small country village is a risk itself. The country lanes are not substantial enough to cater for large volumes of traffic. Possibility of drink drivers to the location being so remote. CTD.
----------------------	---

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Committee to take into account.	I am sure that there are large premises in towns or cities nearby that are better equipped and more centrally located to deal with these events.
---	--

I wish to call the following people in support of my representation. Anybody you wish to speak to the committee must be declared here.	
Person	How they will assist you

Have you made any representations in respect of these premises before	<input checked="" type="radio"/> Yes	<input type="radio"/> No
Date on which previous representations were made	unsure of date.	

I understand that the Licensing authority is 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.	The first time the application was made	
	You must initial this box to state that you understand and permit this CB	

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	NO
	✓ CB	

Signed:	[Redacted Signature]
Date:	26.4.17
Print name:	Carolyn Binns.

CTD. In response to

The Prevention of harm to children.

To Prevent Public Nuisance.

To Prevent Crime and Disorder.

Public Safety.

Referring to the document titled, 'Schedule referred to in the application in respect of variants Lancaster Road Out Rawcliffe

Point 1 states - 'The number of events will be limited to two per calendar year'. It goes on to state 'for the avoidance of doubt opening on consecutive days counts as one event'.

Two events could therefore be two 7 day events per year.

This poses an even larger risk to myself and my family, my property and the village in which I live.

Carolyn Binns.

[REDACTED], Lancaster rd, Out Rawcliffe
Preston. PR3 6BN.

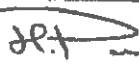
Wyre Council Licensing Service

Notification of Mediation Agreement

Premises Details

Name of Premises:	Valiants
Premises Address:	Lancaster Road, Out Rawcliffe
Post Code:	PR3 6BL

Responsible Authority

Service / Department	Lancashire Constabulary
Officer (Print Name)	PS1747 Helen Parkinson
Signature	 PS1747.


Proposed changes to Application Operational Schedule

Mark one

Adequate changes proposed during the representation period. No representation made.	<input checked="" type="checkbox"/>
Some changes proposed. Representation will follow for remaining concerns.	<input type="checkbox"/>
Some changes made after representation submitted. Continue to hearing.	<input type="checkbox"/>
Full and adequate proposals made after representation. Representation withdrawn.	<input type="checkbox"/>

Applicant's consent to amend Licence Application

I the undersigned am the applicant and hereby authorize Blackpool Licensing Service to amend my application as detailed below. I understand that these amendments may be included as conditions on the Premises Licence should one be issued.

Applicant's Name (Please print clearly)	Andrew Bartlett (Harrison-Drury Solicitors) on behalf of Preston Plastics
Applicant's Usual Signature	
Date of signing	04 04 2017

Amendments

The following conditions 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 / 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

2 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.

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.

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.

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

* To insert an additional row place the cursor in the last row and select 'Table' - 'Insert' - 'Rows below' from the top menu bar