

Decisions of the Keighley and Shipley Licensing Panel held on Tuesday 19 August 2008

These decisions are published for information in advance of the publication of the Minutes

DECISIONS:

1. REVIEW OF THE PREMISES LICENCE FOR THE NEW INN, Eccleshill
23 CRAG ROAD, WINDHILL, SHIPLEY

Resolved –

That having considered all valid representations made by the parties to the hearing; valid written representations received during the statutory period, the published statement of licensing policy and relevant statutory guidance; the panel finds as follows:

1. That Mr Wilmore be removed as Designated Premises Supervisor from the licence forthwith.

Reason: Having listened to Police evidence of Mr Wilmore's conduct and lack of control over activities taking place at the premises; the Panel considers that his continuing as Designated Premises Supervisor would seriously prejudice the prevention of crime and disorder objective.

2. That the Licensee be formally warned as to future conduct with regard to compelling evidence of persistent breaches of licensing legislation, specifically in relation to provision of regulated entertainment without authority despite warnings issued by the licensing authority. The Licensee is warned that if further breaches are subject to review the Panel will give serious consideration to suspension or revocation of the licence.

Reason: It is the responsibility of holders of premises licences to ensure compliance at all times of licence conditions and relevant licensing legislation.

3. That prominent signs be displayed at all public exits to the premises requesting patrons to be quiet on leaving and entering.



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Suzan Hemingway, Assistant Director Corporate Services (City Solicitor)



Reason: To limit noise and disturbance to local residents late at night from patrons using the external area and resulting from noise emanating from the premises caused by more regular opening of exit doors for the purpose of access and egress and to provide adequate supervision to ensure that relevant licence restrictions are complied with - prevention of public nuisance objective.

4. That the Licensee cooperates fully with any Pubwatch initiative promoted by local licensees and West Yorkshire Police in the area.

Reason: To ensure the licensee liaises with other licensed operators to secure coordinated steps are taken to address the licensing objectives - all the licensing objectives.

(Melanie McGurk – 01274 431873)

2. REVIEW OF THE PREMISES LICENCE FOR THE MOOR MUSIC FESTIVAL, HIGH HOUSE FARM, ADDINGHAM Craven

Resolved –

That having considered all valid representations made by the parties to the hearing; valid written representations received during the statutory period, the published statement of licensing policy and relevant statutory guidance; the panel finds as follows:

1.1 That the hours of the existing licensable activities be restricted on all days as follows:

Live and amplified recorded music to cease at midnight
Sale/supply of alcohol to cease at 0200

1.2 That the Premises Licence Holder shall notify the Licensing Authority and Responsible Authority for Environmental Health (Environmental Protection) of the selected date for the concert or event at least three months in advance of the event.

1.3 That each concert or event at this site shall be subject to an individual noise risk assessment. The assessment shall be submitted to the Responsible Authority for Environmental Health three months in advance of the event.

1.4 That at least one month before the concert or event the Premises Licence Holder will invite the licensing authority and representatives of the relevant Responsible Authorities to discuss the concert or event and will ensure compliance with any written recommendations made at such meeting.

1.5 That residents in the immediate vicinity shall be notified 3 weeks in advance by means of a suitable leaflet giving the date and times of the concert or event and a telephone number and contact person to whom complaints can be referred.

1.6 That the Licensee will comply with any recommendations of the Responsible Authority for Environmental Health (Environmental Protection) with respect to precautions required to be taken to prevent nuisance to neighbouring residents, including the setting of noise output levels based on the noise risk assessment submitted for the concert or event.

Reason: To limit noise and disturbance to local residents late at night from patrons of the concert or event and resulting from noise emanating from the concert/event – prevention of noise and disturbance and public nuisance objective.

(Melanie McGurk – 01274 431873)

**FROM: S Hemingway
Assistant Director Corporate Services (City Solicitor)
City of Bradford Metropolitan District Council**

Committee Secretariat Contact: Claire Tomenson – 01274 432457

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