

City of Bradford Metropolitan District Council

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Record of a Hearing of the Keighley and Shipley Licensing Panel held on Wednesday 4 May 2011 in Committee Room 1, City Hall, Bradford

Procedural Items

DISCLOSURES OF INTEREST

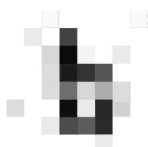
No disclosures of interest in matters under consideration were received.

INSPECTION OF REPORTS AND BACKGROUND PAPERS

There were no appeals submitted by the public to review decisions to restrict documents.

Hearings

**Application for a premises licence for Haworth Cricket Club, West Lane, Haworth
(Document "D")**



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INVESTOR IN PEOPLE

Suzan Hemingway, Assistant Director Corporate Services (City Solicitor)



**RECORD OF A HEARING FOR AN APPLICATION FOR A PREMISES LICENCE FOR
HAWORTH CRICKET CLUB, WEST LANE, HAWORTH**

Commenced: 1005
Adjourned: 1055
Re-convened: 1115
Concluded: 1120

Present:

Members of the Panel:

Keighley and Shipley Licensing Panel:
Councillors Ruding (Chair), Ahmed and Dredge

Parties to the Hearing:

Representing the Applicant:

Mr Bancroft }
Mr Hanson } Members of the Cricket Club
Mr Rowell }

Representing Interested Parties:

Ms Cartwright
Mr and Mrs Gallagher
Mr Moffat (spokesperson)
Mr Price

Representations:

The Licensing Officer in attendance summarised the background to the application and valid representations as set out in the report.

The Chair noted that a further letter of representation had been received from an objector and, following advice from the Council's legal advisor, he had permitted the letter to be considered.

He cautioned, however, that the Panel could only consider representations which addressed the four licensing objectives and noted that some of the issues in the letter did not appear to do so.

The applicant spoke in support of his application, stressing that it was not the intention to open the bar every day but to serve drinks when a game was ongoing. The main use of the bar would therefore take place during the cricket season, which was five months of the year.

He also stated that the bar would not be open after 9.00 pm as it would be staffed by members of the club who would not want to stay late. The bar would not therefore be part of the pub crawl circuit in Haworth.

He noted that the club had been open for sixty years and that, as each game meant a little noise in the vicinity, opening the bar would not mean any more noise.

He considered that the operation of a bar may attract more spectators but stressed that rowdiness would not be tolerated. He also advised that litter was already cleared up by the club after matches and that there would be no harm to children as they would not be allowed in the bar.

He concluded that the club valued its good relationship with its neighbours and was run very responsibly.

In response to questions from the Panel, the applicant advised that:-

- the pavilion was situated on the part of the grounds nearest the adjacent properties but the two were separated by a dry stone wall and there was a height difference with the pavilion being lower.
- the maximum number that the bar could hold would be 40 people.
- the entrance to the club was sited between 78 and 80 West Lane.
- no vehicles were allowed in the grounds when a game was in progress and at other times there was only parking for three cars.
- a match was played every Saturday, cup games took place on a Sunday, senior practice took place on Tuesday evening and junior fixtures on Monday, Wednesday and occasionally Thursday night. This was why the hours applied for could not be limited any further.
- drinks would be taken outside so that matches could be watched.
- there was no intention to open as a public bar when no cricketing activities were taking place, the other events that were envisaged were school or scout groups or children's parties, for which the bar would not be open.

In response to a further question from the objectors' representative, the Panel's legal advisor stated that there was no legal requirement for an applicant to consult their nearest neighbours. They must simply advertise their application in the newspaper and by displaying a notice. In this case, these requirements had been complied with.

The objectors' representative then spoke in objection to the application, stressing that he had nothing against the club itself as it provided a fantastic facility for the community but he had concerns about the application on grounds of noise pollution, disturbance and litter. The hours applied for gave the club the opportunity to open at any time.

He also advised that the property nearest the club was only 30m away with only a small wall as a barrier. While the noise of cricketing activity was not currently a problem, he was concerned that noise would increase if a bar was permitted and that people would be attracted who were not interested in cricket.

He reported that there was already a public order problem in Haworth, connected with the number of premises serving alcohol.

He also advised that the club had a proud tradition of youth teams and that parents of youth team members were concerned that young people would associate their sport with drinking. They looked up to their senior team colleagues and would witness them drinking.

The Council's legal advisor noted that while the objectors had made a point about youth culture it was difficult to apply that to these premises as it did not currently hold a licence.

In response to questions from the Panel, the objectors' representative advised that he was concerned that patrons of the next nearest licensed premises on West Lane would be drawn along the lane by the prospect of visiting another licensed premises, having already spent time drinking.

Both parties then made their closing submissions reiterating their support for or objection to the application.

Decision:

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 application for a premises licence be granted, subject to the following conditions:-

1.1 The hours of licensable activities to be as follows:

Monday to Friday	1800 to 2300
Saturday and Sunday	1200 to 2300
Bank Holiday Monday	1200 to 2300

1.2 The consumption of alcohol in the external areas of the licensed premises shall not be allowed after 2200.

1.3 Any drinks taken outside the licensed premises shall not be provided in glass receptacles.

1.4 The licensee shall ensure that the external areas around the perimeter of the premises are kept clear of litter and refuse.

Reason: To prevent noise, disturbance and nuisance to residents in the vicinity of the premises – prevention of public nuisance objective.

Chair

Note: This record is subject to approval as a correct record at the next meeting of the Licensing Committee.