

LICENSING ACT 2003 SUB-COMMITTEE
TUESDAY, 12th OCTOBER 2010

PRESENT – *Councillor Iftakhar Hussain (in the Chair), Councillor David Pearson and Dorothy Walsh*

RESOLUTIONS

1 Declarations of Interest

There were no declarations of interest

2 Application for a Review of a Premises Licence – The Kings Inn, Kings Bridge Street, Blackburn, BB2 4PL.

The Sub-Committee considered a Committee review of a Premises licence in respect of The Kings Inn, Kings Bridge Street, Blackburn, BB2 4PL.

An application for a review of the premises licence was made by residents as interested parties, in respect of the Kings Inn, Kings Bridge Street Blackburn BB2 4PL under section 51 of the Licensing Act 2003, on 19th June 2009.

The initial grounds for the review were under the prevention of public nuisance objective and involved continuous reports and witnessed events of noise and disturbance from customers entering/leaving premises and using beer garden/patio area. The complaints made also related to loud music and DJ voiceovers from entertainment activities, vehicles sounding horns and banging of car doors. However, since then there has been a change of Premises Licence holder and DPS to Mrs Jayne Healy. On 8th September 2010 there was a further change of premises licence holder and DPS.

The application was brought to the licensing committee on 5th August 2009 for them to make a decision.

The following conditions were imposed on the licence by the licensing committee on 5th August 2009.

- Sunday to Thursday, last orders – 11pm
- Friday and Saturday, last orders – 11.30pm
- No drinking to take place outside the premises on any evening after 9pm
- Further reviews to take place after three months and six months and 12 months.

At the first review the Environmental Protection Officer had itemised the remarkable improvements in relation to noise and conduct of the business of the public house. The Committee had heard that Mr and Mrs Morrison had also acknowledged the improvements. The only negative comments from residents had been an isolated case of a customer urinating outside, and on two different

occasions, abusive customers outside the premises on 5th September 2009 and 12th September 2009. The new licence holder had indicated that efforts would be intensified to look into these occurrences.

A second review took place on 16 March 2010, at the review on the following was agreed:

That the opening hours of the Kings inn be extended for 15 minutes to allow more controlled dispersal of customers.

It was also suggested that there should be better communication between the licensee and the residents to enable problems to be acted upon in a timely manner. Councillor Gordon resolved to work more closely with the residents and talk to the licensees as and when matters arise.

This is the final review.

Environmental Protection have contacted the licensing section and have submitted a response. John Wood has also confirmed that an acoustic consultant has advised that they have now been instructed to undertake the sound tests.

Mrs Jayne Healy left the public house on 30 August 2010. Since Mrs Healy left the premises there has been a change of premises licence holder and a change of designated premises supervisor. The premises licence holder is now Startmore Pub Co Ltd and the DPS is now Mr Adam Thomas Bolton.

In considering the application, Members took into account the information presented by the Council's Public Protection Officer and John Wood, the Council's Senior Environmental Health Officer, Andrea Forrest the Council's Solicitor gave legal advice, Councillor Gordon spoke on behalf of the residents.

The Chair invited all interested parties to be involved in the discussions that followed.

Following submissions by the Council's Public Protection Officer, Andrea Forrest, Councillor Gordon and John Wood, the Sub-Committee retired to seek legal advice.

RESOLVED –

That in relation to The Kings Inn, Kings Bridge Street, Blackburn, BB2 4PL:

1. It was agreed that there had been massive improvements over the last 12 months and, therefore, there was no need for a further committee review of the premises licence.
2. It was also agreed that if there were any problems that Councillor Gordon would contact Heather White or John Wood to raise any issues.

3. It was also agreed that there needs to be more communication between the pub and the residents.

Signed

Chair of the meeting at which the Minutes were signed

Date