

RIBBLE VALLEY BOROUGH COUNCIL REPORT TO LICENSING SUB-COMMITTEE

Agenda Item No. 4(1)

meeting date: MONDAY 7 JULY 2014
 title: RENDEZVOUS, 16 ACCRINGTON ROAD, WHALLEY BB7 9TD
 submitted by: HEAD OF LEGAL AND DEMOCRATIC SERVICES
 principal author: LICENSING OFFICER

1 PURPOSE

- 1.1 To advise the sub-committee on the determination of an application for review of the premises licence in respect of Rendezvous, 16 Accrington Road, Whalley, required under section 52 of the Licensing Act 2003.
- 1.2 Relevance to the Council's ambitions and priorities
- Community Objectives]
 - Corporate Priorities] The Council aims to be a well managed Council; a robust licensing process contributes to that objective.
 - Other Considerations]

2 THE APPLICATION

- 2.1 Rendezvous has the benefit of a Premises Licence, which was originally granted on 30 September 2005.
- 2.2 A copy of the existing licence is attached at **Appendix A**.
- 2.3 Miss Wendy Clarkson has made an application for a review of the Premises Licence under Section 51 of the Licensing Act 2003 (the "Act"). The grounds for review are that Miss Clarkson does not consider the premises to be promoting the licensing objectives in respect of the prevention of crime and disorder, public safety and the prevention of public nuisance. A copy of the application is attached at **Appendix B**.
- 2.4 The Act imposes a duty on the Licensing Authority to publish a notice to publicise the request for a review and invite representations. A notice was published on 12 May 2014 and copies were displayed at Rendezvous, in the Council Offices foyer and on the Council's website. A copy of the notice is attached at **Appendix C**.
- 2.5 There have been six relevant representations made. Relevant representations can be made in opposition to, or in support of, an application and can be made by any individual, body or business that has grounds to do so.
- 2.6 Section 52(7) of the Act states that "relevant representations" are representations which are relevant to one or more of the licensing objectives; made by the holder of the premises licence, a responsible authority or any other person; within the prescribed period; and are not, in the opinion of the relevant licensing authority, frivolous or vexatious.
- 2.7 A copy of the representations are attached at **Appendix D**.
- 2.8 A plan is attached at **Appendix E** showing the location of the premises.

- 2.9 All parties have been given notice of the hearing in accordance with Regulation 6 of The Licensing Act 2003 (Hearings) Regulations 2005.
- 3 THE LICENSING ACT 2003
- 3.1 The Act requires you to have regard to the application, the representations and to take such of the steps as you consider appropriate for the promotion of the licensing objectives.
- 3.2 The steps you may take are:
- (a) to modify the conditions of the licence;
 - (b) to exclude a licensable activity from the scope of the licence;
 - (c) to remove the Designated Premises Supervisor;
 - (d) to suspend the licence for a period not exceeding three months;
 - (e) to revoke the licence
- 3.3 The conditions of the Licence are modified if any of them is altered or omitted or any new condition is added.
- 3.4 If you take a step mentioned in 3.2 (a) or (b) above, you may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as you may specify.
4. LEGAL IMPLICATIONS ARISING FROM THE REPORT
- 4.1 Members are reminded that they must follow the rules of natural justice and they are bound by the code of conduct for elected members in licensing applications.
- 4.2 Members are reminded that they should have read or should hear all the facts prior to making a determination.
- 4.3 Members are reminded of the consideration they should give to the Human Rights Act 1998, in particular Article 1 – the right to peaceful enjoyment of possessions, Article 6 – the right to a fair hearing, Article 8 – respect for private and family life and Article 10 – the right to freedom of expression.
- 4.4 Members are asked to make a determination and state the reasons for that determination.
5. WARDS AFFECTED
- 5.1 The premises are situated within the Whalley Ward. Neither ward councillor is a member of this sub-committee.
6. RISK ASSESSMENT
- 6.1 The approval of this report may have the following implications:
- Resources – none identified.
 - Technical, Environmental and Legal – the report demonstrates that there has been proper consideration of the application and the relevant guidance and representations.
 - Political – none identified.
 - Reputation – none identified.

- Equality & Diversity – none identified.

7. **RECOMMENDED THAT COMMITTEE**

- 7.1 Members are asked to make a determination and state the reasons for that determination.

Marshal Scott

DR DIANE RICE
HEAD OF LEGAL & DEMOCRATIC SERVICES

C Moore
CATHERINE MOORE
LICENSING OFFICER

For further information please ask for Catherine Moore on extension 4454.



Chief Executive: Marshal Scott CPFA
 Directors: John Heap B.Eng. C.Eng. MICE, Jane Pearson CPFA

Council Offices
 Church Walk
 Clitheroe
 BB7 2RA
www.ribblevalley.gov.uk

Licensing Act 2003

Premises Licence

PRE(A)0150

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Rendezvous (Whalley) Ltd

16 Accrington Road, Whalley, Clitheroe, Lancashire, BB7 9TD.

Telephone 01254 823086

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of a play
- an exhibition of a film
- an indoor sporting event
- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- provision of late night refreshment
- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
A. Performance of a play (Indoors)	Sundays	11:00am	12:30am
	Monday-Thursday	11:00am	1:30am
	Friday-Saturday	11:00am	3:30am
	Seasonal Variations:	11:00am	3:30am
	Sunday's prior to Bank Holiday Mondays and Christmas Eve		
B. Exhibition of films (Indoors)	Sundays	11:00am	12:30am
	Monday-Thursday	11:00am	1:30am
	Friday-Saturday	11:00am	3:30am
	Seasonal Variations:	11:00am	3:30am
	Sunday's prior to Bank Holiday Mondays and Christmas Eve		
C. Indoor sporting event	Sundays	11:00am	12:30am
	Monday-Thursday	11:00am	1:30am
	Friday-Saturday	11:00am	3:30am
	Seasonal Variations:	11:00am	3:30am
	Sunday's prior to Bank Holiday Mondays and Christmas Eve		





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Premises Licence

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)	Sundays	11:00am	12:30am
	Monday-Thursday	11:00am	1:30am
	Friday-Saturday	11:00am	3:30am
	Seasonal Variations:	11:00am	3:30am
	Sunday's prior to Bank Holiday Mondays and Christmas Eve		
F. Playing of recorded music (Indoors)	Sundays	11:00am	12:30am
	Monday-Thursday	11:00am	1:30am
	Friday-Saturday	11:00am	3:30am
	Seasonal Variations:	11:00am	3:30am
	Sunday's prior to Bank Holiday Mondays and Christmas Eve		
G. Performance of dance (Indoors)	Sundays	11:00am	12:30am
	Monday-Thursday	11:00am	1:30am
	Friday-Saturday	11:00am	3:30am
	Seasonal Variations:	11:00am	3:30am
	Sunday's prior to Bank Holiday Mondays and Christmas Eve		
H. Entertainment of a similar description to that falling within E, F, or G (Indoors)	Sundays	11:00am	12:30am
	Monday-Thursday	11:00am	1:30am
	Friday-Saturday	11:00am	3:30am
	Seasonal Variations:	11:00am	3:30am
	Sunday's prior to Bank Holiday Mondays and Christmas Eve		
I. Late night refreshment (Indoors)	Sundays	11:00pm	1:00am
	Monday-Thursday	11:00pm	2:00am
	Friday-Saturday	11:00pm	4:00am
	Seasonal Variations:	11:00pm	4:00am
	Sundays prior to Bank Holiday Mondays, Christmas Eve, New Year's Eve		
J. Supply of alcohol for consumption ON and OFF the premises	Sundays	11:00am	1:00am
	Monday-Thursday	11:00am	2:00am
	Friday-Saturday	11:00am	4:00am
	Seasonal Variations:	11:00am	4:00am
	Sundays prior to Bank Holiday Mondays, Christmas Eve		

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sundays	11:00am	1:30am
Monday-Thursday	11:00am	2:30am
Friday-Saturday	11:00am	4:30am
Seasonal Variations:	11:00am	4:30am
Sunday's prior to Bank Holiday Mondays and Christmas Eve		





Licensing Act 2003

Premises Licence

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WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON and OFF the premises

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Martine Teresa Crompton

Telephone

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

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

Martine Teresa CROMPTON

Telephone

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. PT11239

Issued by Blackburn with Darwen

ANNEXES

ANNEX 1

MANDATORY CONDITIONS - ON LICENCE

1. Section 19 of the Act provides that where a premises licence authorises the supply of alcohol, the licence must include the following conditions:
 - (1) No supply of alcohol may be made under the premises licence -
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence; or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
 - (2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
2. Section 19A of the Act provides that where a premises licences authorises the supply of alcohol





Licensing Act 2003

Premises Licence

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ANNEXES continued ...

for consumption on the premises, the licence must include the following conditions:

- (1) The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children -
 - (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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (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;
 - (d) provision of free, or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on -
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) 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.

3. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by





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ANNEXES continued ...

reason of a disability).

4. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
5.
 - (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
 - (2) 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 a holographic mark.
6. The responsible person shall 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: 25ml or 35ml; and
 - (iii) still wine in a glass: 125ml; and
 - (b) customers are made aware of the availability of these measures.
7. In addition to the above hours, regulated entertainment, the hours the premises are open to the public and the sale and supply of alcohol are also permitted as follows:
 - a. on New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.
8. Maximum number of persons (including staff and performers) allowed to be on the premises at any one time will be 275 people.
9. Section 20 of the Act provides that where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film be restricted. The restriction must be in accordance with any recommendation made by the relevant film classification body or any recommendation made by the licensing authority.

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

None.

ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY





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ANNEXES continued ...

1. Whenever the designated premises supervisor is not at the premises, another responsible person will be nominated by designated premises supervisor as being the person to manage the premises.
2. At peak times a minimum number of two members of door staff registered with the SIA will be on duty for the first 100 customers and thereafter one for every 100 or part thereof.
3. Door supervisors registered with SIA shall be equipped with an appropriate method of keeping an accurate record of the capacity levels.
4. Door supervisors shall be positioned at each entrance/exit (other than fire only exits) to ensure that no customer leaves with any bottles or glasses.
5. Door supervisors will patrol the queue to the premises as necessary to ensure that customers who are drunk or who have acted in a disorderly manner or have behaved in such a way as to cause a public nuisance or disturbance are prevented from entering the premises.
6. The designated premise supervisor will maintain a daily record comprising of the following - start time and finish time of each door supervisor. The door supervisor will record their SIA badge number and will sign and print their name in a legible form at the beginning and end of each tour of duty. The records shall be kept securely on the premises for at least six months and shall be produced on request to the police or other authorised person.
7. A CCTV system is installed and shall record at all hours that a licensable activity is taking place on the premises.
8. There is a dispersible policy for the premises and it should be adhered to when the premises are opened beyond 1am.
9. The premises licence holder and/or the designated premise supervisor or a person nominated by them should be a member of and regularly attend meetings of any pub watch scheme for the area within which the premises are located.
10. An appropriate method of communication, as determined by the police, will be used at the premises (this method of communication may change in the future as technology advances). This at present refers to registration of the community/network radio scheme. The equipment must be kept in working order at all times. At peak times the radio/equipment must be switched on and monitored at all times by the DPS or a responsible member of staff. All instances of crime and disorder must be reported via the radio and police instructions must be complied with.
11. Wherever possible only glasses made of toughened glass will be used in the premises.





Licensing Act 2003

Premises Licence

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ANNEXES continued ...

12. Free drinking water will be made available at all times from the bar.
13. A daily incident log book detailing all incidents of note at the premises or in the immediate vicinity for example slips, accidents, entry refusals, incidents of disorder etc. The log will detail the time, date, type of incident, brief circumstances, action taken and person dealing. The log book will be made available for up to six months to police or any other responsible authority for inspection if required.
14. Any DJ (fire announcements) and other Members of staff will ask people to leave quietly and have regard for residential neighbours at the end of the evening.
15. Signage will be prominently displayed at all exits to the premises asking people to leave quietly and to have regard for residential neighbours. On evenings when the premises are open beyond 1am, customers will be assisted home in line with the policy.
16. When entertainment is being provided external doors and window will be kept closed at all times. Both sets of doors will be equipped with automatic door closing devices.
17. At all times the designated premises supervisor or other responsible person nominated by him will ensure that the level of noise emitting from the premises shall be kept to a minimum by regulating the noise from within the premises. The in-house DJ equipment is fitted and will remain fitted with a noise limiter which will be in use at all times when the equipment is in use.
18. The premises will be equipped with a decibel metre in order that the noise levels can be checked if and when there are concerns.
19. No persons under the age of 18 will be permitted on the premises after 2200 hours.
20. Any person who looks or appears to be under the age of 21 will be asked to provide identification that they are over the age of 18. *The following are the only forms of identification acceptable:*
 - UK photo driving licence
 - Passport
 - PASS card (proof of age standard scheme)Proof of age checks will take place inside the premises by staff whenever they have doubt about a persons age.
21. Notices publishing the challenge 21 initiative should be clearly displayed at the entrance to the premises and behind the bar area at all times.
22. All gaming machines will be switched off on occasions when persons under 18 are permitted inside the premises.





Licensing Act 2003

Premises Licence

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ANNEXES continued ...

M. H. Scott

Chief Executive
Signature of Authorised Officer





Licensing Act 2003

PRE(A)0159

Premises Licence Summary

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDANCE SURVEY MAP REFERENCE OR DESCRIPTION

Rendezvous (Whalley) Ltd

16 Accrington Road, Whalley, Clitheroe, Lancashire, BB7 9TD.

Telephone 01254 823086

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of a play
- an exhibition of a film
- an indoor sporting event
- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- provision of late night refreshment
- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
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	Sunday's prior to Bank Holiday Mondays and Christmas Eve		
B. Exhibition of films (Indoors)	Sundays	11:00am	12:30am
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Licensing Act 2003

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Premises Licence Summary

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)			
	Sundays	11:00am	12:30am
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	Friday-Saturday	11:00am	3:30am
	Seasonal Variations:	11:00am	3:30am
	Sunday's prior to Bank Holiday Mondays and Christmas Eve		
F. Playing of recorded music (Indoors)			
	Sundays	11:00am	12:30am
	Monday-Thursday	11:00am	1:30am
	Friday-Saturday	11:00am	3:30am
	Seasonal Variations:	11:00am	3:30am
	Sunday's prior to Bank Holiday Mondays and Christmas Eve		
G. Performance of dance (Indoors)			
	Sundays	11:00am	12:30am
	Monday-Thursday	11:00am	1:30am
	Friday-Saturday	11:00am	3:30am
	Seasonal Variations:	11:00am	3:30am
	Sunday's prior to Bank Holiday Mondays and Christmas Eve		
H. Entertainment of a similar description to that falling within E, F, or G (Indoors)			
	Sundays	11:00am	12:30am
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	Seasonal Variations:	11:00am	3:30am
	Sunday's prior to Bank Holiday Mondays and Christmas Eve		
I. Late night refreshment (Indoors)			
	Sundays	11:00pm	1:00am
	Monday-Thursday	11:00pm	2:00am
	Friday-Saturday	11:00pm	4:00am
	Seasonal Variations:	11:00pm	4:00am
	Sundays prior to Bank Holiday Mondays, Christmas Eve, New Year's Eve		
J. Supply of alcohol for consumption ON and OFF the premises			
	Sundays	11:00am	1:00am
	Monday-Thursday	11:00am	2:00am
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	Sundays prior to Bank Holiday Mondays, Christmas Eve		

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sundays	11:00am	1:30am
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Sunday's prior to Bank Holiday Mondays and Christmas Eve		





Licensing Act 2003

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Premises Licence Summary

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON and OFF the premises

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Martine Teresa Crompton
[REDACTED]

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

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

Martine Teresa CROMPTON

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

Not applicable.

M. H. Scott

Chief Executive
Signature of Authorised Officer



CHIEF

Ribble Valley Borough Council, Council Offices, Church Walk, Clitheroe BB7 2RA MAY 2014

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

FAO

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.

I WENDY CLARKSON

(insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 - Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description RENDEZVOUS NIGHTCLUB ACCRINGTON ROAD WHALLEY	
Post town CLITHEROE	Post code (if known) BB7 9TD

Name of premises licence holder or club holding club premises certificate (if known) MR CROMPTON ?

Number of premises licence or club premises certificate (if known)
--

Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

CLARKSON

First names

WENDY

I am 18 years old or over

Please tick ✓ yes

Current postal
address if
different from
premises
address

WHALLEY

Post town

CLITHEROE

Post Code

[REDACTED]

Daytime contact telephone number

[REDACTED]

E-mail address
(optional)

[REDACTED]

(B) DETAILS OF OTHER APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

This application to review relates to the following licensing objective(s)

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>

Please state the ground(s) for review (please read guidance note 2)

- Disturbance from people shouting, screaming & swearing
- Drunken youngsters roaming the village
- Loud music - L.O. 3

L.O.
1+2

Have you made an application for review relating to the premises before

Please tick ✓ yes

If yes please state the date of that application

Day Month Year

--	--	--	--	--	--	--	--	--	--

If you have made representations before relating to the premises please state what they were and when you made them

yes

Please tick ✓

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO 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 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature

..... W.A. CLARKSON

Date

..... 8.5.14

Capacity

.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

WENDY CLARKSON

.....

WHALLEY

Post town CLITHEROE

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

NUISANCE RECORD FORM

Keep a note below, and on a separate sheet if necessary, of the date when the nuisance occurs, the time it starts and finishes, and the way in which it affects you.

Remember that any action necessary to resolve this problem may involve legal proceedings. It is important that accurate records are kept and specific times when the nuisance affects you are noted. Phrases such as "all the time", "every day", should be avoided. If Court action is taken you will have to be prepared to produce and give evidence of the alleged nuisance.

Your Details:

Name: Wendy Clarkson
 Address: [Redacted] Whalley
 Name: Rende, 3, 10, 15
 Address: Accrington Road, Whalley
 Tel No: [Redacted] Tel No: [Redacted]

Source of Nuisance Details:

DATE	STARTS	FINISHES	DESCRIPTION OF THE NUISANCE	HOW IT AFFECTS ME
17.8.13	0130	0330	Thump of the bass	This was the 3rd time the noise woke me that night

I certify that the above record is a true statement of the nuisance I am experiencing.

Signed: W.A. Clarkson Name (printed): W.A. Clarkson Dated: 7.5.14

CONTINUATION SHEET

SHEET NUMBER:

DATE	STARTS	FINISHES	DESCRIPTION OF THE NUISANCE	HOW IT AFFECTS ME
18 8 13	0134	0400	Thump of the bass	Woke me up The noise was particularly loud
4 4 14	2200	0400	Thump of the bass	" "
11 4 14	2330	0400	" "	" "
Away at Easter			" "	" "
27 4 14	0030	0300	" "	" "
2 5 14	2215	0400 +	" "	Couldnt sleep

I certify that the above record is a true statement of the nuisance I am experiencing

Signed: W. A. CLARKSON Name (printed): W. A. CLARKSON - 5 MAY 2014 5:14

CHIEF EXECUTIVE

HEALTH-NUISANCE RECORD FORM



Ribble Valley
Borough Council
www.ribblevalley.gov.uk

Appendix C

LICENSING ACT 2003 SECTION 51

NOTICE OF APPLICATION FOR REVIEW OF PREMISES LICENCE

The **LICENSING AUTHORITY** of Ribble Valley Borough Council, Council Offices, Church Walk, Clitheroe, Lancashire BB7 2RA

HEREBY GIVE NOTICE THAT **MISS WENDY CLARKSON** has applied to Ribble Valley Borough Council Licensing Authority on 9th day of MAY 2014, for the review of the Premises Licence in respect of premises known as **RENDEZVOUS NIGHTCLUB, 16 ACCRINGTON ROAD, WHALLEY BB7 9TD** under the Licensing Act 2003 on the grounds that as another person, Miss Clarkson does not consider the premises to be promoting the Licensing Objectives of the prevention of crime and disorder, public safety and the prevention of public nuisance.

Any Responsible Authority or Other Person who wishes to make representations regarding this application must give notice in writing to: The Administration & Licensing Officer, Ribble Valley Borough Council, Council Offices, Church Walk, Clitheroe, Lancashire BB7 2RA. Representations must be received between the **12th MAY 2014** and **9th JUNE 2014**.

The Application Record may be viewed between the hours of 9.00am and 5.00pm, Monday to Friday, at the above address.

*Under **Section 158** of the **Licensing Act 2003** it is an offence to knowingly or recklessly make a false statement in connection with an application. The maximum fine for which a person is liable on summary conviction is up to £5000 (level 5 on the standard scale).*

Dated this 12th day of May 2014

M. H. Scott

Marshal Scott
Chief Executive

Mr and Mrs Brooks
[REDACTED]

Whalley
Lancashire
[REDACTED]

2 June 2014

Administration and Licensing Officer
Ribble Valley Borough Council Offices
Church Walk
Clitheroe
BB7 2RA

Dear Sirs

We believe there is to be a license review regarding Rendez Vous Nightclub and wish to support the review to either change it to lesser hours or revoke it entirely due to the following reasons:-

- Sex, Drugs and Trespass - the ginnel down the side of the house has a low wall, where people come out of the club and sit on it making a noise and having sex – most Sunday mornings we find condoms, and on several occasions drug packets. (we are both professionals who have worked with teenagers and drugs so we are able to identify the packaging). See photo at the end of this letter taken 26 August 2013. Also with regard to trespass in the last 12 months club users have come out and ran into people's gardens and onto and through a garage roof on the back street and also through a fence damaging it.
- Noise –
 - Always a lot of noise from people leaving the club, screaming, shouting, sometimes fighting and arguing.
 - Also there is noise from the taxis which line up opposite our house – music, shouting and engine noise from the drivers.
 - Base noise from the club – this is worse we think since the smoking ban as the doors at the back of the club are open.

- Criminal Damage – please see photo on the next page of our front garden hedge which was damaged by a club user on Sunday 20 April and may be irreparable due to ripped and snapped roots.
- Disregard to the terms off the current license in two counts:-
 - (i) Under age people entering and drinking at the club – we know for a fact that people under the age of 18 and under the age of 25 enter this club and drink.
 - (ii) Music plays after 3:30am.

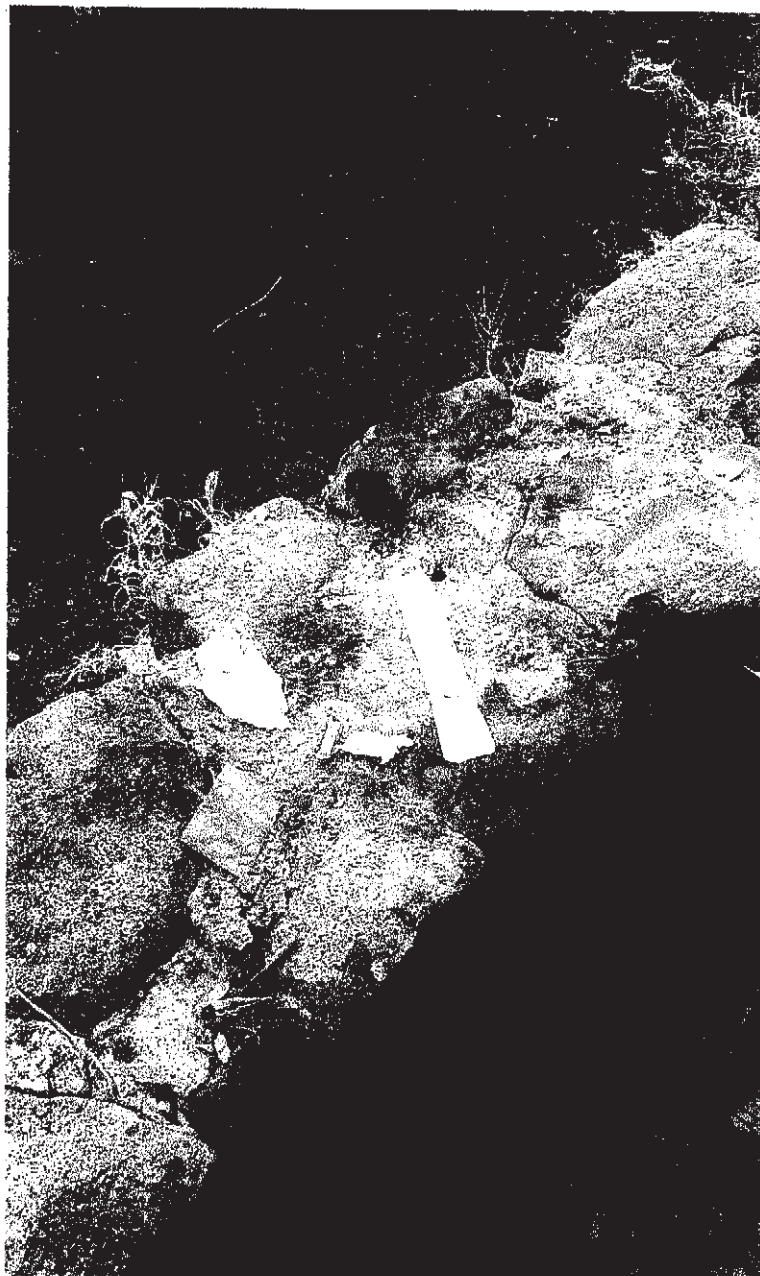
We hope that you will consider these points when considering the license and contact us if you require further evidence.

Yours faithfully



MARK AND JULIE BROOKS

Sorry! The photos are not great due to printer but you have copies on email?





[REDACTED]
Whalley
[REDACTED]

5.6.14.

Dear Sir/Madam,

I understand there is to be a review of the premises licence for Rendezvous Night club in Whalley, and want to add my strongest support to the application initiated by 5 Queen St.

As well as the licensing objections within this application I would also like to add that on the nights when Rendezvous is open my front garden is used both as a rubbish bin for local fast food outlets, bottles, cans and glasses, and also as a public convenience with people urinating in and around my property.

More recently the noise disturbance as the club is closing

appears to be extending to as late as (early as?) 5 am, this is totally unacceptable especially as I work a shift pattern that includes 7am starts and 12 hour shifts. With the recent openings on Bank Holiday week-ends this can mean 3 solid nights of disturbance.

I sincerely hope the review application achieves some success in both highlighting and reducing the issues of concern.

Yours sincerely

Christine Hancock

[REDACTED]
Whalley, Clitheroe,

Lancs, [REDACTED]

June 6th, 2014.

Dear sir,

I'm writing with reference to a requested review of the premises License for the Rendez Vous Club on Accrington Road in Whalley.

For the last 4 years, approximately, the club has regularly been the source of disturbance at weekends.

Usually this takes place between the hours of midnight, to 3.30 am, sometimes even later. The main reason for this is that the bass on the music played at the club resonates through the ground which both wakes me up and then prevents me from going back to sleep. I keep my double glazed windows shut, but the sound of the beat still gets through. I am unable to insulate the walls of my home because it is a stone built dwelling. But in any case, it should not have to be necessary because of undue noise from a business premises.

I understand from Ms Scott, who applied for this review, that after the notice had been posted on the door of the club, a young man employed by the club went to her home at 11.45^{PM} on 2 occasions to monitor the bass levels and whether they could be heard in her room. He agreed that they could and the bass levels were subsequently adjusted. This level has also worked for me and I've since enjoyed 3 weekends of undisturbed sleep. This demonstrates where the main problem lies and that it can be dealt with.

I understand that the owner has had some insulation work carried out. It had no effect on the resonance of the bass beat effect.

This review has been forced because of Mr Crompton not understanding how problematic the running of his business has been to others.

Additionally, young people leaving the premises in a state of intoxication and possibly in a quarrelsome mood, often have loud arguments and scream at each other.

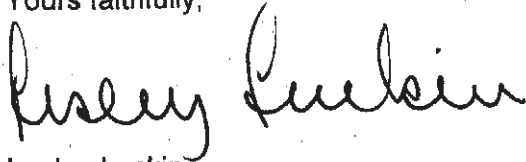
At one point the young people were also regularly urinating in the alleyway by the "Conny Club".

I have no problem with the Rendez Vous Club if it is run properly. This means keeping the level of the bass down to an acceptable point as well as having

enough staff to deal with problems in what is essentially a residential area.,
where young children and elderly people live.

I hope that you will bear all these points in mind when you are considering
your decision.

Yours faithfully,

A handwritten signature in cursive script that reads "Lesley Luckin". The signature is written in black ink and is positioned to the right of the typed name.

Lesley Luckin.

Catherine Moore

From: Terry Hill [REDACTED]
Sent: 09 June 2014 12:01
To: Catherine Moore
Subject: Rendezvous Nightclub Whalley

Catherine,

I understand that a resident of Queen St has requested a licence review of the above.

In my role as Whalley Ward Councillor, my experience of the Rendezvous is as follows;

- 1) the owners have always gone out of their way to respond positively and constructively to residents concerns, including cooperating well with RVBC officers.
- 2) the club is well regarded by local Police officers and is considered to be well run.
- 3) neither I nor Councillor Holgate have had any complaints since the significant investment in soundproofing etc made by the owners.
- 3) the complainant has a personal issue with the owners which may well be influencing her actions.

I am willing to speak in support of the owners if necessary at any hearing.

Terry Hill

Whalley Ward Councillor
Sent from my Sony Xperia™ smartphone

Hand Delivered 9/6/14.

Administration and Licensing Officer
Ribble Valley Borough Council
Council Offices
Church Walk
Clitheroe
Lancashire
BB7 2RA

Mrs R Kennedy

Whalley
Lancashire

9th June 2014

Dear Sir/Madam

**Re: Review of Premises Licence Rendezvous Nightclub, 16 Accrington Road
Whalley BB7 9TD**

I wish to support the review of the above licence made by Miss Wendy Clarkson for the following reasons:

- Disturbance by people leaving the club, screaming and shouting
- Disturbance by taxi drivers waiting for fares
- Litter left by people visiting the club
- Potential damage to vehicles, property
- Excessive licence hours

Over the years the club has caused an enormous amount of disturbance to both our household and neighbourhood in general. People leaving the club between 1.00 to 3.00/4.00 in the morning have no respect of local residents whatsoever with the high level of shouting, screaming that occurs and some appalling behaviour with youngsters observed urinating against garden walls.

Not only do we suffer with visitors to the club, we have also had issues with the stream of taxi drivers queuing along Accrington Road for fares who think there is nothing wrong with leaving the taxi running (diesel therefore noisy) and congregating in the road to engage in loud discussion. My daughters visiting for the weekend, having been woken

up on numerous occasions have in desperation, gone out to remonstrate with the taxi drivers themselves.

There is also a general increase in rubbish following a club night not only along Accrington Road but more annoyingly, rubbish thrown in my garden.

I, my family and local residents where possible, remove cars from the area on club nights to avoid the risk of damage that has been known to happen. There was an attempt on one club night to steal one of my daughters cars parked outside my home until she made sufficient noise to disturb the offenders.

I feel very strongly that the current licensing hours are excessive. Whalley is a village and the club is in very close proximity to residential premises and whilst I do not believe the owner of the premises would consider relocating, in support of the local family community it is my strong view that the Licensing Officer should uphold the review of the Premises Licence which should be curtailed to 12.00 midnight.

Yours faithfully

A handwritten signature in black ink, appearing to read 'R Kennedy'. The signature is written in a cursive style with a large initial 'R'.

R Kennedy (Mrs)

HAND DELIVERED

9/6/14

Whalley
Clitheroe

7th June 2014

Administration and Licensing Officer
Ribble Valley Borough Council Offices
Church Walk
Clitheroe
BB7 2RA

Dear Sir

Review of License for premises Rendevous, Accrington Road Whalley

My property is situated immediately to the rear of the above premises. I, and my visitors, including my young grandchildren are regularly disturbed by the noise from Rendevous and its customers at weekends all year round. This represents 104 nights a year when myself and others living in the area suffer problems with these premises.

In the late evening, I am disturbed by the thump of the base beat from the club and the noise from people outside the club in the smoking shelter. Before going to bed on Friday and Saturday nights I have to shut all the windows in my house (regardless of whether or not it is a warm night outside) and all the internal doors in an effort to lessen the noise.

Despite these measures I am regularly woken in the early hours of the morning by the noise coming from the club especially between 2 and 4 am in the morning. People shouting, screaming, doors slamming, drunken behaviour etc. It is almost impossible to go back to sleep once woken at this time in the morning.

I am also concerned that the behaviour of drunken people (sometimes they come around the rear of my property) causes not only disturbance but inappropriate behaviour and damage to property in the area.

I believe that these issues infringe my rights to a private and family life (Human Right Act, Article 8.) and can make family life at weekends intolerable. I believe that it is entirely inappropriate for such a premises to be granted a license in a location which is so close to residential properties on all four sides.

If it is decided to grant a further license, then I would request that this is not beyond midnight. We are all entitled to an undisturbed nights sleep 52 weeks of the year.

Thank you

Penny Robinson-Kerr

Penny Robinson-Kerr

