



Ribble Valley  
Borough Council  
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**SECTION 18 LICENSING ACT 2003**  
**NOTICE OF DETERMINATION IN RESPECT OF A HEARING**  
**WHICH TOOK PLACE ON FRIDAY 26 JUNE 2015**  
**TO DETERMINE AN APPLICATION BY FORUM WHALLEY LIMITED**  
**FOR A PREMISES LICENCE IN RESPECT OF**  
**41 & 41A KING STREET, WHALLEY, CLITHEROE, BB7 9SP.**

The Licensing Sub-Committee met on 26 June 2015. The Sub-Committee comprised the following members:

Councillor R Hargreaves - Chair  
Councillor I Brown  
Councillor S Brunskill

Also in attendance:

Solicitor  
Licensing Officer  
Committee Clerk  
Mr M Baldwin (Applicant)  
Mr F Livesey (of Counsel) (Applicant's representative)  
Mrs S Luckin  
Mr M Wedgeworth  
Councillor J Holgate  
Councillor T Hill

The Sub-Committee met to consider the application of Forum Whalley Limited for a premises licence.

The Sub-Committee considered the contents of the report of the Head of Legal and Democratic Services dated 26 June 2015 and its appendices ("**Report**").

Mr Livesey made verbal representations to the Sub-Committee through questions put to the Applicant. This highlighted the vision for the premises, the type of clientele, and the licensing history of the Applicant's other premises in Preston.

Representations were invited from:

- Mr Wedgeworth, who stated that: he thought that the reality of the situation would be very different from the way in which the Applicant had described it; an older clientele did not necessarily mean there wouldn't be problems; and that Whalley was very different to Preston he did not want a night time economy in Whalley.

- Councillor J Holgate who explained: that she received a lot of complaints about noise from late night licences and that the premises should have its windows shut with air conditioning to counter this; taxis were a problem in Whalley; and she was concerned that drinkers and smokers may be outside the front of the property on the narrow pavement.
- Councillor T Hill who stated: that he wanted to correct the impression that a high class venue wasn't welcomed in Whalley but he thought the hours applied for were too long and too late.
- Mrs L Luckin who noted that: she was not totally opposed to the application but was worried about the hours applied for and the noise; she hoped people could be encouraged to use the carpark; she was worried about deliveries taking place on King Street and she was concerned about the bass of any music played.

Mr Livesey responded to these concerns stating that his client had been advised to go for a wide licence but only really wanted to open at 11.30am. Also his last serving was at 1am in Preston with drinks not being served after 12.30am. He envisaged replicating this in this premises.

Mr Livesey then proposed that the Applicant would be prepared to alter the hours applied for so that the opening hours would be 11am to 1am Monday to Sunday and that the licensable activities would be 11am to 12.30am Monday to Sunday. He also stated that his client did not want to pursue the additional hours from the day British summer time starts which he had applied for, or those on the Thursday before Good Friday or the Sunday before bank holiday Mondays. Further, he only wished to have an additional hour on 24 & 26 December and New Year's Eve for both the opening hours and the licensable activities.

The Licensing Sub-Committee gave careful consideration to the representations made by all parties, both verbal and written. The Sub-Committee also considered the requirements of the Licensing Act 2003, the licensing objectives, the relevant regulations and the Council's licensing policy.

Having considered all of the above the Sub-Committee resolved to grant the application as applied for (including the conditions included in the schedule and Annex 3 and as agreed with the Environmental Health Department and set out as Appendix C to the Report) but incorporating the concessions offered by the Applicant at the hearing, so that the hours as set out in the premise licence will be as follows:

<b>Supply of alcohol:</b>	
Sun	11.00-00.30
Mon	11.00-00.30
Tues	11.00-00.30
Wed	11.00-00.30
Thurs	11.00-00.30
Fri	11.00-00.30
Sat	11.00-00.30
24 & 26 December	An additional hour to the normal finish time.
New Year's Eve	An additional hour to the normal finish time.
<b>Plays, Films, Live Music (e), Recorded Music (f), Performance of Dance (g), Anything of a similar description to that falling within (e), (f) or (g) indoors only:</b>	
Sun	11.00-00.30
Mon	11.00-00.30
Tues	11.00-00.30

Wed	11.00-00.30
Thurs	11.00-00.30
Fri	11.00-00.30
Sat	11.00-00.30
24 & 26 December	An additional hour to the normal finish time
New Year's Eve/Day	An additional hour to the normal finish time
<b>Indoor Sporting Events:</b>	
Sun	11.00-00.30
Mon	11.00-00.30
Tues	11.00-00.30
Wed	11.00-00.30
Thurs	11.00-00.30
Fri	11.00-00.30
Sat	11.00-00.30
24 & 26 December	An additional hour to the normal finish time
New Year's Eve/Day	An additional hour to the normal finish time
<b>Late Night Refreshment:</b>	
Sun	11.00-00.30
Mon	11.00-00.30
Tues	11.00-00.30
Wed	11.00-00.30
Thurs	11.00-00.30
Fri	11.00-00.30
Sat	11.00-00.30
24 & 26 December	An additional hour to the normal finish time
New Year's Eve/Day	An additional hour to the normal finish time
<b>Opening Hours of the Premises:</b>	
Sun	11.00-01.00
Mon	11.00-01.00
Tues	11.00-01.00
Wed	11.00-01.00
Thurs	11.00-01.00
Fri	11.00-01.00
Sat	11.00-01.00
24 & 26 December	An additional hour to the normal finish time
New Year's Eve/Day	An additional hour to the normal finish time

The following conditions shall also be included within Annex 3 of the Premises Licence:

1. The Premises shall have an agreement with a local taxi company, whose contact details will be promoted at the premises to the effect that horns will not be sounded to indicate arrival at the premises, and taxis will not wait outside the premises unless there is an appropriate and lawful place for the driver to park the vehicle.