

Determination Notice

Application to review a Premises Licence Licensing Act 2003, Section 52

Rustgan Bar Holdina Ltd
Rusgan House
Barbould Street
Warrington
WA1 2QZ

On the 2nd June 2014, Warrington Borough Council (“the Council”), being the relevant Licensing Authority, received an application for a review of the Premises Licence from Cheshire Constabulary in respect of premises known as:

The Rag & Bone
Barbould Street
Warrington
WA1 2QZ

Premises Licence Number: WBC\LP0656

On the 2nd June 2014, the Council advertised the application on the above premises and at the Council’s Office and on its website for a period of 28 consecutive days, which ended on 30th June 2014. During the 28-day representation period, the Council received no representations.

On the 17th July 2014, a hearing was held to consider the application.

The Licensing Sub-Committee considered carefully the written and verbal representations submitted by and on behalf of Cheshire Constabulary & the agent acting on behalf of the Premises Licence Holder.

The Committee was aware of its obligations under the Licensing Act 2003, the guidance issued under Section 182 of the Act and the Council’s statement of licensing policy.

The Committee made it clear that they had concerns regarding agreement not being reached prior to any review hearing being called. Member’s pointed out that it is within the spirit of the Act to liaise with premises to reach agreement and felt that this could have been done here.

The Committee found that the premise owner had sensibly volunteered conditions to be imposed as part of the licence and after due consideration found that these would be appropriate for the purposes of the promotion of the licensing objectives without the need for additional conditions.

Having examined the evidence and having had the opportunity of hearing the respective parties the Committee considered the merits of the case and in accordance with their duties described above and as advised by the legal officer have decided as follows:

The Committee accept the proposals as put forward and the proposed amended conditions will now form part of the licence.

For clarification those conditions are as follows:

1. All bar staff to be trained to at least a level 1 BII Certificate or its equivalent and training to be repeated at intervals of not less than six months.
2. A Challenge 25 policy will operate.
3. Regular checks of the toilets will be made.
4. A personal licence holder will be present on the premises after 8pm on Fridays and Saturdays and Sundays of bank holiday weekends.
5. Door Supervisors will wear reflective clothing.
6. Door supervisors will be briefed at the commencement of their duties in relation to the Challenge 25 policy and requirement to produce identification.

Dated: 17 July 2014



Signed: _____

Peter Astley MBE
Assistant Director – Regulation & Protection

Right of Appeal

There is a right of appeal against this decision to Warrington Magistrates' Court. An appeal must be commenced within 21-days beginning with the day on which you receive notification of the decision.