



# BURNLEY BOROUGH COUNCIL LICENSING ACT 2003 SUB COMMITTEE

THE MEETING WAS A REMOTE MEETING HELD IN  
ACCORDANCE WITH THE REGULATIONS UNDER  
SECTION 78 OF THE CORONAVIRUS ACT 2020.

Friday, 20th November, 2020

## PRESENT

## MEMBERS

Councillors H Baker, I Emo, A Khan and M Lishman

## OFFICERS

Joanne Swift	– Head of Streetscene
David Talbot	– Senior Solicitor
Emma Barker	– Principal Legal Officer - Litigation & Regulation
Alison McEwan	– Democracy Officer
Karen Davies	– Environmental Health and Licensing Manager
Christine Wood	– Democracy Officer
Chris Gay	– Governance Manager
Mollie Wiggin	– Legal Assistant

### 15 Appointment of Chair

Councillor Howard Baker was appointed as Chair for the meeting.

### 16 Apologies for Absence

No apologies had been received.

### 17 Exclusion of the Public

It was resolved, in accordance with section 100A(4) of the Local Government Act 1972, to exclude the public from the meeting during consideration of agenda items 3 and 4 in order to receive information in relation to any action taken or to be taken in connection with the prevention, investigation or prosecuting of crime

## **18 Determination of an Expedited (Summary) Review Application - The Angel Inn, 80 Accrington Road, Burnley, BB11 4AU**

**At this point, the public were excluded from the meeting as per minute 17**

The Committee considered a report requesting determination of an expedited (Summary) Review application which had been submitted by Lancashire Police in relation to the Premises Licence in respect of The Angel Inn, 80 Accrington Road, Burnley, BB11 4AU in advance of a full hearing which would be held within 28 days of the application being made which would be held in advance of a full review hearing which will be held within 28 days of the application being made which would be on or before 16<sup>th</sup> December 2020.

## **19 Written Representations**

Karen Davies, Local Authority Environmental Health and Licensing Manager outlined the grounds for the hearing in relation to the application. A copy of the application from Lancashire Constabulary was attached to the report at Appendix B. A copy of the current Premises Licence was attached to the report at Appendix A. Also attached to the report was a copy of the Certificate received from the Lancashire Constabulary under section 53A(1)(b) of the Licensing Act 2003 in relation to the application.

Written representations received from Jackie Davies, Premises Licences holder and DPS at the Angel Inn had been circulated to the panel and were considered by the panel.

## **20 DECISION**

**At this point, the meeting was made available for public access.**

That, with immediate effect, and pending the determination of the review, the Premises Licence for The Angel Inn, 80 Accrington Road, be suspended.

## **21 REASON FOR DECISION**

The Sub-Committee considered this interim step to be appropriate, necessary and proportionate to promote the licensing objectives relating to the prevention of crime and disorder, public safety and the prevention of public nuisance for the following reasons:

The Police evidence linking the premises to serious crime, which has taken place notwithstanding and alongside previous enforcement action, is such that it is necessary to suspend licensable activities to reduce the risk of the premises continuing to be used without reasonable steps having been taken to keep works (including volunteers), customers and visitors safe during the Covid-19 pandemic by complying with the relevant government regulations and social distancing guidelines, on or at the premises.

David Talbot, Council Legal Representative advised the Committee of the further hearing procedures available to the Premises Licence Holder.

The Committee was also advised 4<sup>th</sup> December at 11am had been scheduled for the final review hearing.