

Present

Councillor Mrs I Sanderson (In the Chair)

Councillor S P Dickins  
K G Hardisty

Councillor J Noone  
Mrs S A Shepherd

Also in attendance

Councillor P Bardon  
P R Wilkinson

Councillor M S Robson

LHP.16

**APPLICATION FOR REVIEW OF PREMISES LICENCE – THE CROWN & ANCHOR, 138 FRONT STREET, SOWERBY, THIRSK**

Sowerby Ward

**The subject of the decision:**

The Director of Leisure and Health submitted a report seeking consideration of an application to review a Premises Licence under the Licensing Act 2003.

**Alternative options considered:**

The Panel considered all of the written material on the agenda, evidence and submissions at the meeting.

**The reason for the decision:**

Having taken into account the relevant representations of the responsible authority, the complainants and respondents, both verbally and in writing, the Licensing Act 2003 as amended, the Council's Statement of Licensing Policy, the guidance issued under Section 182 of the Licensing Act 2003 and the Licensing Objectives, the Panel decided that noise emanating from the premises was causing a disturbance and resolved that the conditions of the premises licence should be varied to prevent public nuisance.

The Panel noted the importance of the premises as a local amenity and in reaching its decision had consideration to the future viability of the premises.

The Panel noted that this matter was subject to monitoring by the Council's Environmental Health and Licensing departments and it could be brought back before the Panel for further review if necessary.

**THE DECISION:**

That:-

- (1) Pursuant to Section 177A(3) of the 2003 Act the suspension introduced by the Live Music Act 2012 is lifted and the existing conditions relating to live music contained in the premises licence are given renewed effect.
- (2) The conditions of the premises licence are varied as follows:
  - (i) Special condition 4 is varied to read:

“A maximum of 24 (twenty-four) regulated entertainment events to held per year.”
  - (ii) The following special condition is added:

“A noise limiting device is to be installed and maintained in respect of the provision of live music at the premises. Noise levels shall be agreed and set within two months by the Council’s Environmental Health department. An appropriately competent acoustic engineer or technician will be required at the premises to set the noise level limit as determined by the Environmental Health department. Once the noise level limit has been set, the noise limiting device shall be made tamperproof.”
  - (iii) The following special condition is added:

“In consultation between the premises licence holder and the North Yorkshire Fire and Rescue Authority the front door of the premises which opens onto Front Street, Sowerby be kept closed during live music events.”

The meeting closed at 11.55am.

---

Chairman of the Panel