

BARNSELY METROPOLITAN BOROUGH COUNCIL

**Report of the Principal Officer
(Licensing) to the meeting of
the Statutory Licensing
Regulatory Board Sub
Committee to be held on the
18th March 2010**

LICENSING ACT 2003**PREMISES LICENCE EXPIDITED REVIEW****Thurnscoe Hotel, Houghton Road, Thurnscoe, Rotherham****1. Background**

1.1 On the 22nd February 2010, an application for an expedited review under the provisions of the Licensing Act 2003 was received from Acting Superintendent Morley on behalf of South Yorkshire Police to review the premises licence for the Thurnscoe Hotel, Houghton Road, Rotherham. A copy of this application is attached as Appendix 1.

1.2 In accordance with the legislation appertaining to expedited reviews an interim hearing was held on the 23rd February 2010. The interim decision of the Sub Committee was that:

The evidence presented demonstrated that the Premises Licence holder has lost the ability to control the premises and prevent the occurrence of serious crime and disorder.

Whilst consideration was given to the agreed voluntary conditions made by the Licensing Sergeant and the respective DPS's at the premises it is apparent that these have failed to have any remedial effect on the situation, and the evidence presented further demonstrates that incidents of serious crime and disorder occur at various hours of opening.

As a consequence of all of the above there are serious concerns for the safety of the public and the suspension of the premises licence is regarded as the only effective means of reducing serious crime and disorder in and around the immediate vicinity of the Thurnscoe Hotel.

1.3 Members are requested to determine the expedited review application.

2 Existing Licence

- 2.1 The existing premises licence is in the name of GRS Inns Limited, 31 Haverscroft Industrial Estate, New Road, Attleborough, Norfolk, NR17 1YE. The licence includes the following licensable activities and opening times:

Regulated Entertainment

The premises are licensed for recorded music, facilities for making music and facilities for dancing Monday to Saturday from 11:00 until 01:00 (the following morning) and Sunday from 11:00 until 24:00

Supply of Alcohol

The premises are licensed for the sale by retail of alcohol, for consumption both on and off the premises, Monday to Saturday from 11:00 until 01:00 (the following morning) and Sunday from 11:00 until 24:00

Opening times

The hours the premises are open to the public: Monday to Saturday from 11:00 until 01:00 (the following morning) and Sunday from 11:00 until 24:00.

- 2.2 There are currently no licensing conditions attaching to this licence, although Officers are aware that voluntary conditions have been agreed previously between the Police and the premises licence holder. A copy of the licence is attached as Appendix 2.

3 Expedited review application

- 3.1 On the 22nd February 2010 an application was received on behalf of South Yorkshire Police from Acting Superintendent Morley for an expedited review of the premises licence for the Thurnscoe Hotel, Houghton Road, Rotherham. The application was made following a number of incidents over the last 12 months, which culminated in a large public order incident involving more than 20 people on Friday 19th February 2010 at Thurnscoe Hotel. The Police have advised they will present evidence of serious crime and disorder at the hearing.

4 Responsible Authorities

- 4.1 No representations have been made from any of the Responsible Authorities other than South Yorkshire Police.

5 Interested Parties

- 5.1 No representations have been received from any interested parties.

6. Options available to Members

- 6.1 The range of options open to Members of the Statutory Licensing Sub Committee are:
- take no action
 - modification of the conditions of the premises licence;
 - the exclusion of the sale of alcohol by retail (or other licensable activities) from the scope of the licence;
 - removal of the designated premises supervisor from the licence
 - suspension of the licence: or
 - to revoke the licence

7 Compatibility with the European Convention on Human Rights

The decision of the Board will amount to a determination of the Council and the rights of the applicant. Therefore, as far as it is possible to do so, the board must comply with the requirements of Article 6 (the right to a fair trial). This means the applicant and should be afforded the right to make oral representations at the meeting.

When Members determine the review application, it is necessary for the reasons for the decision to be clearly stated.

8 Financial Implications

N/A.

9 List of Appendices

Appendix 1 - Copy of the expedited review application

Appendix 2 – Current premises licence

Officer Contact: Mr K Rowland Tel: 01226 772614 Date: 8th March 2010

Appendix 1 – Expedited Review Application

Appendix 2 – Premises Licence



BARNSLEY METROPOLITAN BOROUGH COUNCIL

PREMISES LICENCE LICENSING ACT 2003

Schedule 12 Part A Regulation 33, 34

Premises Licence Number	005888
Date of Grant	24 November 2005
Premises Address	Thurnscoe Hotel Houghton Road Thurnscoe, Rotherham South Yorkshire
Postcode	S63 0JX
Telephone Number	01709 893168
Activities authorised by this licence	
The sale by retail of alcohol	
The provision of regulated entertainment	
Times authorised to undertake licensable activities	
Live Music Licensed for live music indoors (see times below): Live music permitted: Monday to Saturday from 11:00 until 01:00 (the following Morning) Live music permitted: Sunday from 11:00 until 24:00	
Recorded Music Licensed for recorded music indoors (see times below): Recorded music permitted: Monday to Saturday from 11:00 until 01:00 (the following Morning) Recorded music permitted: Sunday from 11:00 until 24:00	
Facility For Making Music Licensed to provide facilities for making music indoors (see times below): Provision of facilities for making music available: Monday to Saturday from 11:00 until 01:00 (the following morning) Provision of facilities for making music available: Sunday from 11:00 until 24:00	
Facilities For Dancing	

Licensed to provide facilities for dancing indoors (see times below): Provision of facilities for dancing available: Monday to Saturday from 11:00 until 01:00 (the following morning) Provision of facilities for dancing available: Sunday from 11:00 until 24:00 Supply of Alcohol Supply of alcohol permitted: Monday to Saturday from 11:00 until 01:00 (the following morning) Supply of alcohol permitted: Sunday from 11:00 until 24:00 Licensed for the sale of alcohol for consumption on the premises. Licensed for the sale of alcohol for consumption off the premises.	
Conditions consistent with a former Children's Certificate under Section 168A of the Licensing Act 1964	
Not applicable	
Embedded Restrictions	
Not applicable	
There shall be no adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises of an adult nature unless they are specified below: None Specified	
Opening Hours of the Premises	
Hours premises are open to the public: Monday to Saturday from 11:00 until 01:00 (the following morning) Hours premises are open to the public: Sunday from 11:00 until 24:00	
Whether the supplies of alcohol are for consumption on and/or off the premises	Alcohol-On The Premises Alcohol-Off The Premises
Name, (registered) address, telephone number and email(where relevant) of premise licence holder	GRS Inns Limited 31 Haverscroft Industrial Estate New Road Attleborough Norfolk NR17 1YE
Registered Number of Company if Applicable	03896809
Designated Premises Supervisor <i>(This section will be blank if the licence does not authorise the sale of alcohol)</i>	
Name and Address of the designated premises supervisor	Mark Thomas Brinkley 6 Hampole Drive Thurnscoe

	Rotherham
Post Code	S63 OTZ
Personal Licence Number and issuing authority of the personal licence held by the designated premises supervisor	01771 Barnsley Metropolitan Borough Council



REGULATORY SERVICES TEL: 01226 772468
BARNSELY METROPOLITAN BOROUGH
COUNCIL

PREMISES LICENCE SUMMARY

Premises Licence No.	005888
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Premises Address:	Thurnscoe Hotel Houghton Road Thurnscoe, Rotherham South Yorkshire
Postal Code	S63 0JX

Telephone Number	01709 893168
Activities authorised by this licence	
The sale by retail of alcohol	
The provision of regulated entertainment	

Times authorised to undertake licensable activities	
Live Music	
Licensed for live music indoors (see times below):	
Live music permitted: Monday to Saturday from 11:00 until 01:00 (the following Morning)	
Live music permitted: Sunday from 11:00 until 24:00	
Recorded Music	
Licensed for recorded music indoors (see times below):	
Recorded music permitted: Monday to Saturday from 11:00 until 01:00 (the following Morning)	
Recorded music permitted: Sunday from 11:00 until 24:00	
Facility For Making Music	
Licensed to provide facilities for making music indoors (see times below):	

Provision of facilities for making music available: Monday to Saturday from 11:00 until 01:00 (the following morning)

Provision of facilities for making music available: Sunday from 11:00 until 24:00

Facilities For Dancing

Licensed to provide facilities for dancing indoors (see times below):

Provision of facilities for dancing available: Monday to Saturday from 11:00 until 01:00 (the following morning)

Provision of facilities for dancing available: Sunday from 11:00 until 24:00

Supply of Alcohol

Supply of alcohol permitted: Monday to Saturday from 11:00 until 01:00 (the following morning)

Supply of alcohol permitted: Sunday from 11:00 until 24:00

Licensed for the sale of alcohol for consumption on the premises.

Licensed for the sale of alcohol for consumption off the premises.

The opening hours of the premises

Hours premises are open to the public: Monday to Saturday from 11:00 until 01:00 (the following morning)

Hours premises are open to the public: Sunday from 11:00 until 24:00

Where the licence authorises supplies of alcohol whether these are for consumption on and/or off premises

Alcohol-On The Premises

Alcohol-Off The Premises

Granted on: 24 November 2005



BARNSLEY METROPOLITAN BOROUGH COUNCIL

PREMISES LICENCE

Part B

Premises Licence Number	005888
Name, (registered) address, telephone number and email(where relevant) of premise holder	GRS Inns Limited 31 Haverscroft Industrial Estate New Road Attleborough Norfolk NR17 1YE
Registered Number of Company if Applicable	03896809
Name and Address of the designated premises supervisor	Mark Thomas Brinkley Thurnscoe Hotel Houghton Road Thurnscoe, Rotherham South Yorkshire
Post Code	S63 OJX
Personal Licence Number and issuing authority of the personal licence held by the designated permises supervisor	01771 Barnsley Metropolitan Borough Council

REGULATORY SERVICES TEL: 01226 772468

ANNEX 1

MANDATORY CONDITIONS

LICENSING ACT 2003

Licence ref no. 005888

1. Supply of alcohol

Where this Licence authorises the supply of alcohol the following conditions will apply:

- No supply of alcohol may be made under the premises licence-
 - at a time when there is no designated premises supervisor in respect of the premises licence, or
 - at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended
- Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

2. Door Supervision

Where this Licence includes a condition that one or more individuals must be at the premises to carry out a security activity each such individual must be licensed by the Security Industry Authority.

3. Exhibition of films

Where this licence authorises the exhibition of films the following conditions will apply:

- Where any film exhibited has an age restriction classification the admission of children (any person aged under 18) must be restricted in accordance with any recommendation made by the film classification body in respect of the film.

Where the film classification body and or age restriction is not specified in respect of a film or the licensing authority has notified the holder of the licence that this condition applies to the film in question admission of children (any person aged under 18) must be restricted in accordance with any recommendation made by the licensing authority.

ANNEX 2

Conditions consistent with the Operating Schedule

Licence ref no. 005888

Not Applicable

ANNEX 3

Conditions attached after a hearing by the Licensing Authority

Licence ref no. 005888

Not Applicable

ANNEX 4

Plan of the Premises to which this Licence relates:

Plan as per appendix 1
(See attached)