



Statutory Licensing Sub-Committee

Date **Wednesday 31 October 2012**
Time **9.30am**
Venue **Committee Room 1A, County Hall, Durham**

Business

Part A

1. Declarations of Interest (if any)
2. Consideration of a Temporary Event Notice - Decades, Front Street, Consett (Pages 1 - 34)
3. Such other business as, in the opinion of the Chairman of the meeting, is of sufficient urgency to warrant consideration

Colette Longbottom
Head of Legal and Democratic Services

County Hall
Durham
23 October 2012

To: **The Members of the Statutory Licensing Sub-Committee**

Councillors B Arthur, D Brown and J Shiell

Contact: Jill Errington

Tel: 0191 370 6250

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Statutory Licensing Sub-Committee

31st October 2012



Consideration of Temporary Event Notice

Report of Terry Collins, Corporate Director, Neighbourhood Services

Name and Address of Premises User: Mr Luke Richards, [REDACTED]
[REDACTED]

1. Summary

The Sub-Committee is asked to consider an objection notice served by Durham Constabulary, in response to a Temporary Event Notice (TENs) given under Part 5 of the Licensing Act 2003 relating to:

Decades
Old Post Office Buildings
Front Street
Consett
Co Durham
DH8 5AB

A plan showing the location of the premises is attached at Appendix 1.

Officers are unable to determine this matter due to an objection notice being received from Durham Constabulary on the basis that the events will undermine the licensing objectives, the Prevention of Public Nuisance and the Prevention of Crime and Disorder.

2. Details of the Notice

On 17th October 2012, the premises user, Mr Luke Richards served on the licensing authority a Temporary Event Notice for Decades, Old Post Office Buildings, Front Street, Consett, Co Durham. A copy of the notice is attached as Appendix 2.

The licensable activities that the premises user intends to carry out under the TEN is set out in the table below:

Licensable Activities (Indoors)	Date and Time
Sale by Retail of Alcohol and The Provision of Regulated Entertainment	03:00 hrs until 05:00 hrs on Sunday 18 th November 2012

Decades public house currently holds a premises licence issued under the Licensing Act 2003. A copy of this premises licence is attached at Appendix 3 for Members' information.

3. The Objection

On 23rd October 2012, the Licensing Authority received an objection notice from PCSO Michelle Williamson of Durham Constabulary on the grounds of the Prevention of Public Nuisance and the Prevention of Crime and Disorder.

Durham Constabulary consider it appropriate that all conditions currently attached to Decades' premises licence are also attached to the TEN, for the promotion of the licensing objectives.

A copy of the objection is attached as Appendix 4.

4. Mediation

During the consultation period, the premises user confirmed his agreement to the conditions from the premises licence being attached to the TEN.

Copies of the signed mediation document confirming this is attached as Appendix 5.

5. Durham County Council Statement of Licensing Policy

The Sub-Committee's attention is drawn to the following relevant parts of the Policy:

- 5.0 - The Prevention of Crime and Disorder
- 7.0 - The Prevention of Public Nuisance

Relevant information is attached at Appendix 6.

6. Section 182 Guidance

The Sub-Committee's attention is drawn to the Guidance issued under section 182 of the Licensing Act 2003 and in particular

- 2.1 Licensing objectives – Crime and Disorder
- 2.33 Licensing objectives – Public Nuisance
- 7.0 Temporary Event Notices

7. For Decision

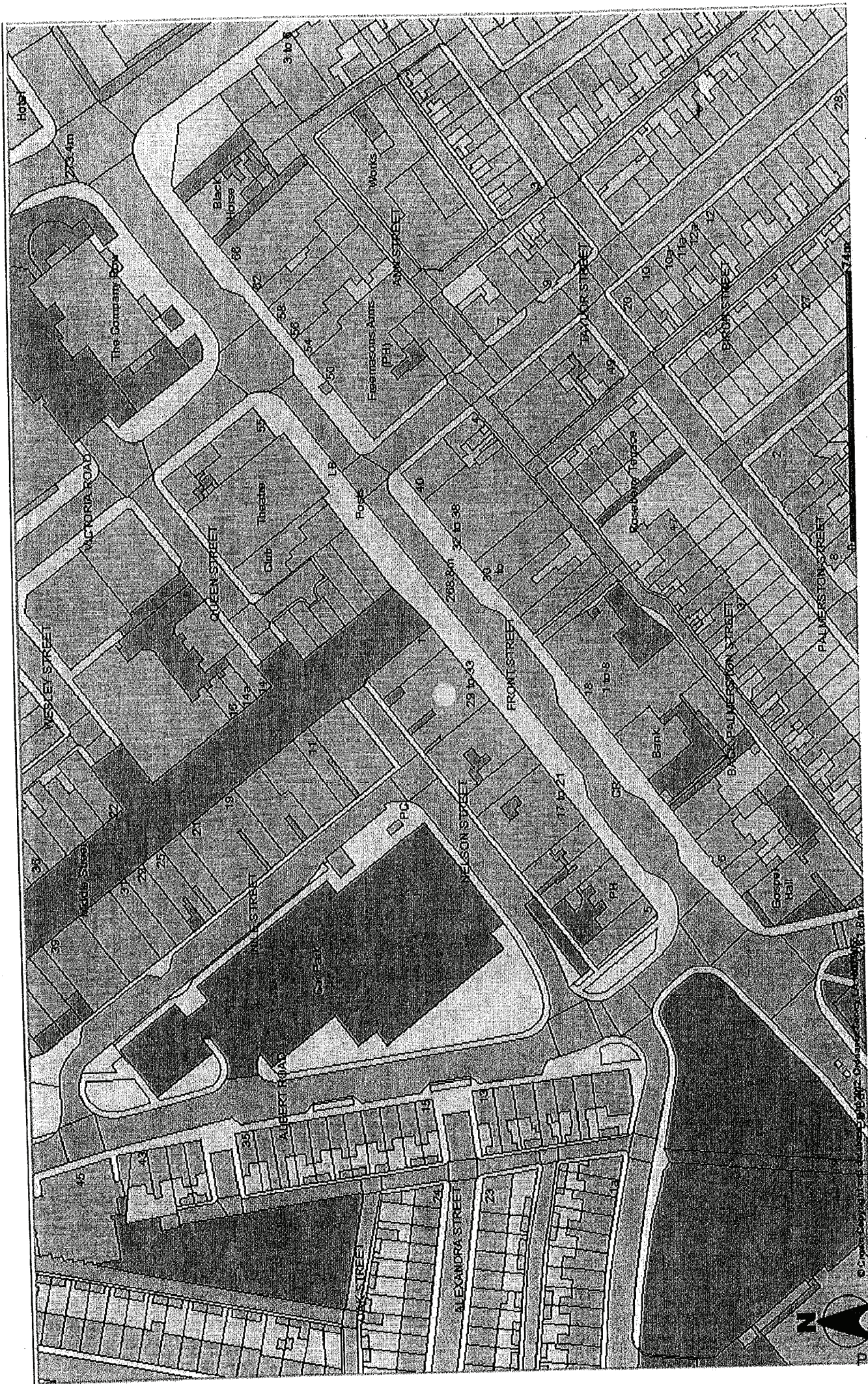
Members are asked to consider Durham Constabulary's objection to the TEN, in the light of the mediation with the premises user and allow the events to proceed, with the premises licence conditions being imposed for the duration of the events.

Background Papers:

- Durham County Council's Statement of Licensing Policy
- Guidance issued under section 182 of the Licensing Act 2003 (as amended April 2012)

Contact: Karen Monaghan Tel: 03000 265104
Email: karen.monaghan@durham.gov.uk

APPENDIX 1 – LOCATION PLAN



APPENDIX 2 – TEMPORARY EVENT NOTICE

Temporary Event Notice

TEW81241

Before completing this notice please read the guidance notes at the end of the notice. If you are completing this notice by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written or typed in black ink. Use additional sheets if necessary.

You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)			
1. Your name			
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname	RICHARDS		
Forenames	LUKE		
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)			
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname			
Forenames			
3. Your date of birth		Day	Month
4. Your place of birth			
5. National Insurance Number			
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)			
[REDACTED ADDRESS]			
Post town		Post code	
[REDACTED TOWN]		[REDACTED POST CODE]	
7. Other contact details			
Telephone numbers			
Daytime			
Evening (optional)			
Mobile (optional)		[REDACTED MOBILE]	
Fax number (optional)			
E-Mail Address (if available)			
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)			

Please state the licensable activities that you intend to carry on at the premises (please mark an "X" next to the licensable activities you intend to carry on). (Please read note 6)

The sale by retail of alcohol	<input checked="" type="checkbox"/>
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>
The provision of regulated entertainment	<input checked="" type="checkbox"/>
The provision of late night refreshment	<input type="checkbox"/>
Are you giving a late temporary event notice? (Please read note 7)	<input type="checkbox"/>
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)	

18/11/12

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)

03.00 - 05.00

Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)

499

If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please mark an "X" next to the appropriate box). (Please read note 11)

On the premises only	<input checked="" type="checkbox"/>
Off the premises only	<input type="checkbox"/>
Both	<input type="checkbox"/>

4. Personal licence holders (Please read note 12)

Do you currently hold a valid personal licence? (Please mark an "X" in the box that applies to you)

Yes	No
<input checked="" type="checkbox"/>	<input type="checkbox"/>

If "Yes" please provide the details of your personal licence below.

Issuing licensing authority	DURHAM COUNTY COUNCIL
Licence number	DCCPER 3031
Date of issue	03/11/2010
Date of expiry	03/11/2020
Any further relevant details	

5. Previous temporary event notices you have given (Please read note 13)

If the premises are situated in one or more police areas, send a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, send a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Make or enclose payment of the fee for the application	<input type="checkbox"/>
Sign the declaration in Section 9 below	<input type="checkbox"/>

8. Condition (Please read note 16)

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declarations (Please read note 17)

The information contained in this form is correct to the best of my knowledge and belief.

I understand that it is an offence:

(i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale; and

(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.

Signature



Date

17/10/12

Name of Person signing

Luke Richards

For completion by the licensing authority

10. Acknowledgement (Please read note 18)

I acknowledge receipt of this temporary event notice.

Signature

On behalf of the licensing authority

Date

Name of Officer signing

APPENDIX 3 – DECADES PREMISES LICENCE



LICENSING ACT 2003 PREMISES LICENCE

Premises Licence number
Granted
Issued

DWTSPR0069
10 DECEMBER 2010
4 MARCH 2011

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description	Issuing Authority
DECADES POST OFFICE BUILDINGS FRONT STREET	DURHAM COUNTY COUNCIL CIVIC CENTRE MEDOMSLEY ROAD CONSETT CO DURHAM DH8 5JA
Post town: CONSETT	Postcode: DH8 5AB
Telephone number: 01207 505015	

Where the licence is time limited the dates Not applicable
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<p>Licensable activities authorised by this licence</p> <ul style="list-style-type: none"> Performance of a Play Exhibition of a Film Indoor sporting event Boxing or wrestling entertainment Performance of Live music Playing of Recorded music Performance of dance Entertainment of a similar description to that falling within a performance of live music, playing of recorded music or a performance of dance Provision of facilities for making music Provision of facilities for dancing Entertainment of a similar description to that falling within entertainment provision/facilities for making music or dancing Provision of late night refreshment Sale by retail of alcohol

The opening hours of the premises (all times in 24hr format)

Monday	10:00 – 03:30	Non standard/seasonal timings: The premises may remain open from the finish time on New Year's Eve to the start time on New Year's Day
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Where the licence authorises the sale by retail of alcohol whether these are on and/or off sales

On and Off Sale by Retail of Alcohol

The times the licence authorises the carrying out of licensable activities (all in 24hr format)

Plays

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings: This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Films

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings: This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Indoor sporting events

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings: This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Boxing or wrestling entertainments

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to
Saturday	10:00 – 03:30	the start time on New Years Day
Sunday	10:00 – 03:30	

Live music

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to
Saturday	10:00 – 03:30	the start time on New Years Day
Sunday	10:00 – 03:30	

Recorded music

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to
Saturday	10:00 – 03:30	the start time on New Years Day
Sunday	10:00 – 03:30	

Performances of dance

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to
Saturday	10:00 – 03:30	the start time on New Years Day
Sunday	10:00 – 03:30	

Entertainment of a similar description to that falling within a performance of live music, playing of recorded music or a performance of dance

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Provision of facilities for making music

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Provision of facilities for dancing

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Entertainment of a similar description to that falling within entertainment provision/facilities for making music or dancing

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Late night refreshment

Indoors only

Monday	23:00 – 03:30
Tuesday	23:00 – 03:30
Wednesday	23:00 – 03:30
Thursday	23:00 – 03:30
Friday	23:00 – 03:30
Saturday	23:00 – 03:30
Sunday	23:00 – 03:30

Further details:

Non standard/seasonal timings:

This activity may continue from the finish time on New Years Eve to the start time on New Years Day

Sale by retail of alcohol

On and off sales

Monday	10:00 – 03:00
Tuesday	10:00 – 03:00
Wednesday	10:00 – 03:00
Thursday	10:00 – 03:00
Friday	10:00 – 03:00
Saturday	10:00 – 03:00
Sunday	10:00 – 03:00

Further details:

Non standard/seasonal timings:

This activity may continue from the finish time on New Years Eve to the start time on New Years Day

Part 2**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

MR SUKHDEV SINGH GILL

C/O G GILL LEISURE LTD
97 MERESYDE ESTATE
GATESHEAD
TYNE & WEAR
NE10 8UN**Registered number of holder, for example company number, charity number (where applicable)**

Company no: NOT APPLICABLE

Charity no: NOT APPLICABLE

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the sale by retail of alcohol

LUKE RICHARDS, [REDACTED]

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcoholLICENCE NUMBER: DCCPER3631
ISSUED BY: DURHAM COUNTY COUNCIL

Annex 1 – Mandatory conditions

Mandatory conditions where licence authorises supply of alcohol

- (1) Where a premises licence authorises the supply of alcohol, the licence must include the following conditions.
- (2) The first condition is that no supply of alcohol may be made under the premises licence—
- (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
- (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- (3) The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Mandatory condition: exhibition of films

- (1) Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
- (2) Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
- (3) Where—
- (a) the film classification body is not specified in the licence, or
- (b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,
- admission of children must be restricted in accordance with any recommendation made by that licensing authority.
- (4) In this section—
- “children” means persons aged under 18; and
 - “film classification body” means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c. 39) (authority to determine suitability of video works for classification).

Mandatory condition: door supervision

- (1) Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must be licensed by the Security Industry Authority.
- (2) But nothing in subsection (1) requires such a condition to be imposed—
- (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c. 12) (premises with premises licences authorising plays or films), or

(b) in respect of premises in relation to—

(i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or

(ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

(3) For the purposes of this section—

(a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and

(b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

Mandatory Conditions from April and October 2010

1.—(1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—

(i) the outcome of a race, competition or other event or process, or

(ii) the likelihood of anything occurring or not occurring;

(e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

4.—(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

5. The responsible person shall ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml; and

(b) customers are made aware of the availability of these measures.

Annex 2 – Conditions consistent with the premises Operating Schedule

General

1. The staff at the premises will be well trained.

The Prevention of Crime and Disorder

1. Notices must be displayed at the premises which state that ID checks and searches are made.
2. All door staff must be SIA registered and on the payroll of the business. Door staff are required to wear their badges at all times.
3. "Drug safes" must remain installed at the premises (locked metal containers fitted to the wall) in order for customers to surrender such items and for depositing such items in the event that drugs are confiscated as a result of a search.
4. The cellar must be kept locked at all times, except for access and deliveries.

Public Safety

1. External CCTV, two cameras, will remain installed at the premises, in working order.
2. Emergency lights above doors at the premises are permanently left on.
3. Annual inspections are made of the electrical installations by an NICEIC qualified electrician.

The Prevention of Public Nuisance

1. Only SIA registered door staff are employed at the premises.

The Protection of Children from Harm

1. Frequent ID checks will be made on the door and at the bar by staff.

Premises Variation 24th July 2009

1. The Designated Premises Supervisor noted on this licence shall not hold the same positive at any other licensed premises operated by the premises licence holder.
2. The number of SIA registered door supervisors employed at the premises shall be calculated on the basis of 2 for the first 100 persons in attendance at the premises and then an additional 1 for every persons thereafter.
3. The premises licence holder shall provide a cloakroom at the premises which will be supervised at all times, providing a safe place for patrons to deposit personal belongings.
4. All drinking vessels in the premises shall either be made of polycarbonate glass or alternatively drinks may be served in glass bottles.
5. Door supervisors will monitor the vicinity of the premises for 30 minutes after the premises ends trading.
6. Music played at the premises for the last 30 minutes of trading will gradually reduce in volume to create a 'wind down period'.
7. No patrons will be permitted access to the premises after 02:30am, unless they are re-entering the premises.
8. Clear and legible notices will be displayed at exists to the premises asking patrons to leave having regard for local residents.
9. All members of staff, including door supervisors shall seek credible photographic proof of age from anyone attempting to enter the premises who age is in doubt. Acceptable forms of identification shall be limited to enter a passport or photo-card driving licence.
10. An agreement shall be entered into between the premises licence holder and a local taxi operator to provide priority taxi for patrons of the premises. In addition, there will also be a freephone number displayed at the premises for the use of patrons.
11. There shall be no irresponsible drinks promotions.

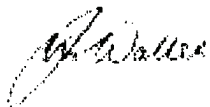
Annex 3 – Conditions attached after a hearing by the licensing authority

Licensing Statutory Committee Hearing - 10th November 2008

1. CCTV to be fitted and maintained in a good and efficient working order and made available to the Police as and when required and to meet Home Office Standards.

Annex 4 – Plans

Attached



**Signature of Authorised Officer
Head of Environment, Health and Consumer Protection**



LICENSING ACT 2003 PREMISES LICENCE SUMMARY

Premises Licence Number

DWTSPR0069

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description	Issuing Authority
DECADES POST OFFICE BUILDINGS FRONT STREET	DURHAM COUNTY COUNCIL CIVIC CENTRE MEDOMSLEY ROAD CONSETT CO DURHAM DH8 5JS
Post town: CONSETT	Postcode: DH8 5AB
Telephone number: 01207 505015	

Where the licence is time limited the dates
NOT APPLICABLE

<p>Licensable activities authorised by this licence</p> <ul style="list-style-type: none"> Performance of a Play Exhibition of a Film Indoor sporting event Boxing or wrestling entertainment Performance of Live music Playing of Recorded music Performance of dance Entertainment of a similar description to that falling within a performance of live music, playing of recorded music or a performance of dance Provision of facilities for making music Provision of facilities for dancing Entertainment of a similar description to that falling within entertainment provision/facilities for making music or dancing Provision of late night refreshment Sale by retail of alcohol

The opening hours of the premises (all times in 24hr format)

Monday	10:00 – 03:30	<p>Non standard/seasonal timings:</p> <p>The premises may remain open from the finish time on New Year's Eve to the start time on New Year's Day</p>
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Where the licence authorises the sale by retail of alcohol whether these are on and/or off sales

On and Off Sales

The times the licence authorises the carrying out of licensable activities (all in 24hr format)

Plays

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	
Thursday	10:00 – 03:30	Non standard/seasonal timings:
Friday	10:00 – 03:30	
Saturday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Sunday	10:00 – 03:30	

Films

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	
Thursday	10:00 – 03:30	Non standard/seasonal timings:
Friday	10:00 – 03:30	
Saturday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Sunday	10:00 – 03:30	

Indoor sporting events

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Boxing or wrestling entertainments

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Live music
Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	
Thursday	10:00 – 03:30	Non standard/seasonal timings:
Friday	10:00 – 03:30	
Saturday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Sunday	10:00 – 03:30	

Recorded music
Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Performances of dance
Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Entertainment of a similar description to that falling within a performance of live music, playing of recorded music or a performance of dance
Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Provision of facilities for making music

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Provision of facilities for dancing

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Entertainment of a similar description to that falling within entertainment provision/facilities for making music or dancing

Indoors only

Monday	10:00 – 03:30	Further details:
Tuesday	10:00 – 03:30	
Wednesday	10:00 – 03:30	Non standard/seasonal timings:
Thursday	10:00 – 03:30	
Friday	10:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Saturday	10:00 – 03:30	
Sunday	10:00 – 03:30	

Late night refreshment

Indoors only

Monday	23:00 – 03:30	Further details:
Tuesday	23:00 – 03:30	
Wednesday	23:00 – 03:30	Non standard/seasonal timings:
Thursday	23:00 – 03:30	
Friday	23:00 – 03:30	This activity may continue from the finish time on New Years Eve to the start time on New Years Day
Saturday	23:00 – 03:30	
Sunday	23:00 – 03:30	

Sale by retail of alcohol

On and off sales

Monday	10:00 – 03:00	Further details:
Tuesday	10:00 – 03:00	
Wednesday	10:00 – 03:00	Non standard/seasonal timings:
Thursday	10:00 – 03:00	
Friday	10:00 – 03:00	This activity may continue from the finish time on New Years Eve to
Saturday	10:00 – 03:00	the start time on New Years Day
Sunday	10:00 – 03:00	

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

MR SUKHDEV SINGH GILL

C/O G GILL LEISURE LTD, 97 MERESYDE
ESTATE, GATESHEAD, TYNE & WEAR NE10 8UN

Registered number of holder, for example company number, charity number (where applicable)

Company no: NOT APPLICABLE

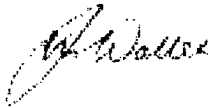
Charity no: NOT APPLICABLE

Name of designated premises supervisor where the premises licence authorises for the sale by retail of alcohol

MR LUKE RICHARDS

State whether access to the premises by children is restricted or prohibited

NOT APPLICABLE



Signature of Authorised Officer
Head of Environment, Health and Consumer Protection

**APPENDIX 4 – DURHAM CONSTABULARY'S
OBJECTION**

Karen Monaghan

From: Jim Lincoln [jim.lincoln@durham.pnn.police.uk]
Sent: 23 October 2012 09:12
To: Karen Monaghan
Cc: Michelle Williamson; Tim Robson; Colin Dobson
Subject: decades & red velvet [NOT PROTECTIVELY MARKED]

NOT PROTECTIVELY MARKED

Hi Karen,

With reference to the TEN's for Decades and Red Velvet, Consett for 18th November 2012.

Durham Constabulary would like to Object to both of these TEN's on the Grounds of The Prevention of Public Nuisance and the Prevention of Crime and Disorder.

*Licence Support Officer - Jim Lincoln
Durham Constabulary
Alcohol Harm Reduction Unit
John Street North
Meadowfield
Co Durham
DH7 8RS
jim.lincoln@durham.pnn.police.uk
6614981 (internal)
0191 3752351 (external)*

NOT PROTECTIVELY MARKED

DURHAM CONSTABULARY - Protecting Neighbourhoods, Tackling Criminals, Solving Problems...Around the Clock

NEIGHBOURHOOD POLICING: Use your postcode to get access to local news and events from your Neighbourhood Policing Team, at <http://www.durham.police.uk/local>

This email carries a disclaimer, a copy of which may be read at <http://www.durham.police.uk/email.php>

APPENDIX 5 – MEDIATION DOCUMENT

LICENSING ACT 2003

TO: The County Council of Durham as the Licensing Authority.

Application for Temporary Event Notice

Premises: Decades Nightclub, Old Post Office Building, Front Street,
Consett. DH8 5AB

Applicant: Luke Richards

Responsible Authority: Durham Constabulary

Date of application: 18th October 2012

Date/Time of Event: 03:00hrs – 05:00hrs on 18th November 2012

We being the Applicant and Responsible Authority pursuant to Regulation 9 of The Licensing Act 2003 (Hearings) Regulations 2005 give notice to the Authority that we consider a hearing to be unnecessary and request that the Authority dispenses with such provided that any licence granted includes the following provisions or conditions in addition to any already put forward in the original application:

Additional Conditions agreed:

- 1) All conditions that are present on the current premise licence will apply for the full duration of the TEN. (see attached)

Signed: .....

Full name LUKE RICHARDS

Signed: M. Williamson.....

Full name M WILLIAMSON

Date: 22/10/12.

**APPENDIX 6 – STATEMENT OF
LICENSING POLICY**

5.0 The Prevention of Crime and Disorder

5.1 Licensed premises, especially those offering late night / early morning entertainment, alcohol and refreshment may sometimes, if not properly managed, become a source of public nuisance, generating crime and disorder problems.

5.2 As a matter of Policy the Licensing Authority will require every holder of a Licence, Certificate or Permission to be responsible for minimising the impact of crime, disorder and anti-social behaviour by their patrons both on and within the vicinity of their premises, including for example on the pavement, in a beer garden or in a smoking shelter. The Licensing Authority suggests that applicants demonstrate in their Operating Schedules that suitable and sufficient measures, ranging from the design and layout of the premises through to the daily operation of the business have been identified and will be implemented and maintained with the intention of preventing crime and disorder. Procedures to deal with drunken customers, violence and anti social behaviour in and outside premises and the provision of closed circuit television in certain premises must be considered by applicants and licencees when addressing this issue. The Licensing Authority will also expect that Personal Licence holders will actively participate in established "Pubwatch" schemes where issues relating to crime and disorder can be addressed. The Licensing Authority support involvement in "Best Bar None" initiative which enables premises to demonstrate good safe operating procedures.

5.3 The Licensing Authority considers the effective and responsible management of the premises through competent and efficient and regular instruction, recorded training, supervision of staff and the adoption of good practice, such as 'Challenge 25', to be among the most important control measures for the achievement of all Licensing Objectives. The Licensing Authority will take a positive view of anyone who invests in appropriate training, and in particular nationally accredited qualifications tailored to the Licensing sector. Training records should be kept available for inspection by all enforcement agencies.

5.4 The application for premises selling alcohol must identify a Designated Premises Supervisor (DPS) who must also hold a Personal Licence. The DPS does not have to be present on the premises at all times when alcohol is being sold. However, the DPS and Premises Licence Holder remain responsible for the premises at all times. It is important that there is an accountable, responsible person present when alcohol is being sold or supplied to ensure, for example, that alcohol is not sold to persons who have had too much to drink, or to those under the age of 18 years, and so that the Licensing Authority and Police can discuss any problems or issues arising from the licensable activities offered on the premises. The Licensing Authority considers it to be good practice if the DPS or Premises Licence Holder is present in the licensed area of the premises:

- Between 22:00 hours and closing time, when the premises is one that regularly opens after midnight for both regulated entertainment and the sale or supply of alcohol for consumption on the premises.
- At all times when the premises is a “vertical drinking establishment” where little or no seating is provided.
- At times where there is a substantial increase in customers i.e. for televised major sporting events etc.

5.5 The Licensing Authority will only impose a maximum number of people that can attend a premises or an event where there is a clear and justifiable need in respect of that particular premises or event, any such decision will be based on the nature and style of the operation. The Licensing Authority will consider information provided by the applicant and any other body, in particular the Council’s Building Control Section, Environmental Health Section and the Durham and Darlington Fire and Rescue Service before setting a maximum number. Applicants will be expected to detail the arrangements that would be put in place e.g. provision of door staff to ensure that the permitted number of people attending the premises or event will not be exceeded.

5.6 Whenever security operatives/door supervisors are employed at licensed premises to carry out security functions they must be licensed by the Security Industry Authority (SIA). If a licensee directly employs security operatives they will need to be licensed by the SIA as a supervisor/manager.

5.7 The numbers of licensed door supervisors, both male and female, required at any premises will be dependant upon the nature of the activities licensed and the characteristics and capacity of the establishment and hours of trading.

5.8 In addition to the requirement of the Licensing Authority to promote the Licensing Objectives, the Council also has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder in its area and to consider crime and disorder in its decision making process.

7.0 Prevention of Public Nuisance

7.1 Licensed premises, especially those operating late at night and in the early hours of the morning, can cause a range of nuisances impacting on people living, working or sleeping in the vicinity of the premises.

7.2 The concerns relate, amongst other things, to litter, light pollution, noxious odours and noise nuisance resulting from music, human voices, ventilation equipment and vehicles. The Licensing Authority will expect applicants to demonstrate that suitable and sufficient measures have been identified, and will be implemented and maintained, with the intention of preventing public

nuisance relevant to the individual style and characteristics of the premises and events.

7.3 If an external structure or area is to be used by customers, whether for consumption of alcohol or smoking, the applicant will be expected to offer measures designed to minimise its impact on local residents in respect of both public nuisance and crime and disorder. These measures may include a restriction on hours that areas / structures will be used, appropriate signage requesting customers to consider local residents and monitoring of such areas by staff.

7.4 The placement of tables and chairs outside of licensed premises may give rise to public nuisance including noise and litter. When tables and chairs are situated on the public highway relevant consents will be required. Enquiries for consents should be directed to the Council's Licensing Team. In predominantly commercial areas such as shopping centres the Licensing Authority will normally allow the use of tables and chairs outside but will expect them to be removed before the premises close, and any resulting litter/ debris cleared away.

7.5 Applicants should give consideration to reducing potential noise nuisance by, for example:

- Assessment of likely noise levels in the premises.
- Assessment of likely noise levels if outdoor drinking is allowed.
- The sound insulation the building would provide (e.g. double glazing, openable windows, double doors / lobbies to entrances).
- The distance and direction to the nearest noise sensitive premises.
- Likely noise sources outside of the premises (e.g. emptying bottle bins, taxis, unruly customers leaving the premises).
- Dispersal of patrons – where necessary the Licensing Authority will expect a dispersal policy for patrons at the end of the evening. The policy will specify such issues as alterations to the style and volume of music played, public address announcements and use of appropriate signage at exits.
- Ways to limit noise / disorder from patrons leaving the premises.

7.6 The extent to which the above matters will need to be addressed will be dependant on the nature of the area where the premises are situated, the type of premises concerned, the licensable activities to be provided, operational procedures and the needs of the local community.

7.7 Applicants are advised to seek advice from Durham County Councils Environmental Health Team and incorporate any recommendations in their Operating Schedule before submitting their applications.