

Statutory Licensing Sub-Committee

17th July 2012

Application for the grant of a Premises Licence



Report of Terry Collins, Corporate Director, Neighbourhood Services

Name and Address of Premises: Royal British Legion Club, Macmillan Road, Newton Aycliffe, Co. Durham. DL5 4LG

1. Summary

The Sub-Committee is asked to consider and determine the application for the grant of a premises licence received from:

Royal British Legion Club,
Macmillan Road
Newton Aycliffe
Co. Durham
DL5 4LG

The Royal British Legion Club in Newton Aycliffe currently hold a Club Premises Certificate issued under the Licensing Act 2003.

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

A plan showing the layout of the premises is attached as Appendix 2.

2. Details of the Application

An application for the grant of a premises licence was received by the Licensing Authority on 30th May 2012. A copy of the application is attached as Appendix 3.

The application is deemed by the Licensing Authority to be correctly served and has been correctly advertised.

The application is in respect of the following licensable activities and for the hours detailed:

Activity	Days & Hours requested
Sale of Alcohol for consumption on the premises	Mon - Sat 1100 – 2330 hrs Sun 1200 – 2330 hrs Christmas Eve, Boxing Day & New Years Eve until 0030 hrs

Live Music (Indoors only)	Mon - Sat 1100 – 2330 hrs Sun 1200 – 2330 hrs Christmas Eve, Boxing Day & New Years Eve until 0030 hrs
Recorded Music (Indoors only)	Mon - Sat 1100 – 2330 hrs Sun 1200 – 2330 hrs Christmas Eve, Boxing Day & New Years Eve until 0030 hrs
Performances of Dance (Indoors only)	Mon - Sat 1100 – 2330 hrs Sun 1200 – 2330 hrs Christmas Eve, Boxing Day & New Years Eve until 0030 hrs
Provision of Facilities for Making Music (Indoors only)	Mon - Sat 1100 – 2330 hrs Sun 1200 – 2330 hrs Christmas Eve, Boxing Day & New Years Eve until 0030 hrs
Provision of Facilities for Dancing (Indoors only)	Mon - Sat 1100 – 2330 hrs Sun 1200 – 2330 hrs Christmas Eve, Boxing Day & New Years Eve until 0030 hrs
Provision of facilities for entertainment similar to making music or dancing (Indoors only)	Mon - Sat 1100 – 2330 hrs Sun 1200 – 2330 hrs Christmas Eve, Boxing Day & New Years Eve until 0030 hrs
Opening hours of the Premises	Mon - Sat 1100 – 2330 hrs Sun 1200 – 2330 hrs Christmas Eve, Boxing Day & New Years Eve 1100 - 0130 hrs

3. The Representations

The Licensing Authority received one representation on 1st June 2012 from Durham Constabulary.

The representation relates to the prevention of crime and disorder objective.

A copy of the representation from Durham Constabulary is attached as Appendix 4.

4. The Parties

The Parties to the hearing will be:

- Royal British Legion Club, Newton Aycliffe (The applicants)
- Durham Constabulary (Responsible authority)

5. Durham County Council Statement of Licensing Policy

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

- Part 5 - The Prevention of Crime and Disorder

Relevant information is attached at Appendix 5.

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

- Paragraph 2.1 – Licensing objectives – Crime and Disorder

7. For Decision

The Sub-Committee is asked to determine the application in the light of the application and the representation received from the responsible authority

Background Papers:

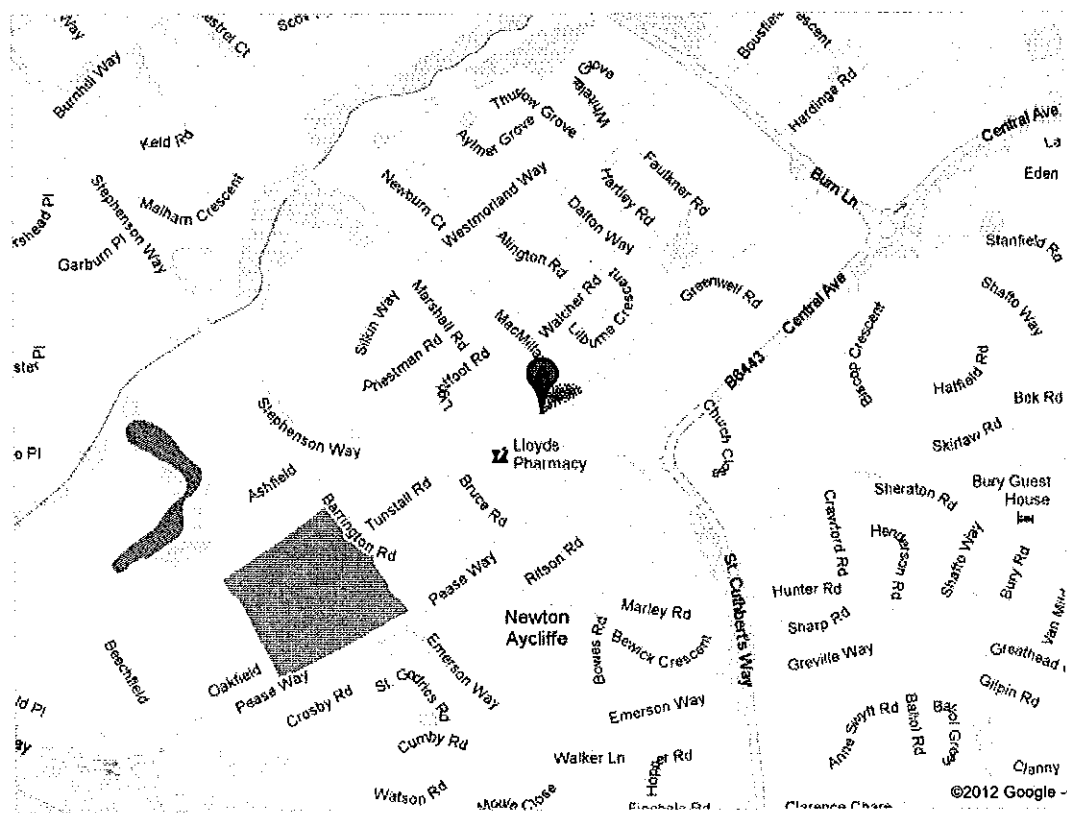
- Durham County Council's Statement of Licensing Policy
- Guidance issued under section 182 of the Licensing Act 2003 (as amended April 2012)

Contact: Yvonne Raine	Tel: 03000 265256
	Email: yvonne.raine@durham.gov.uk

APPENDIX 1 – LOCATION PLAN

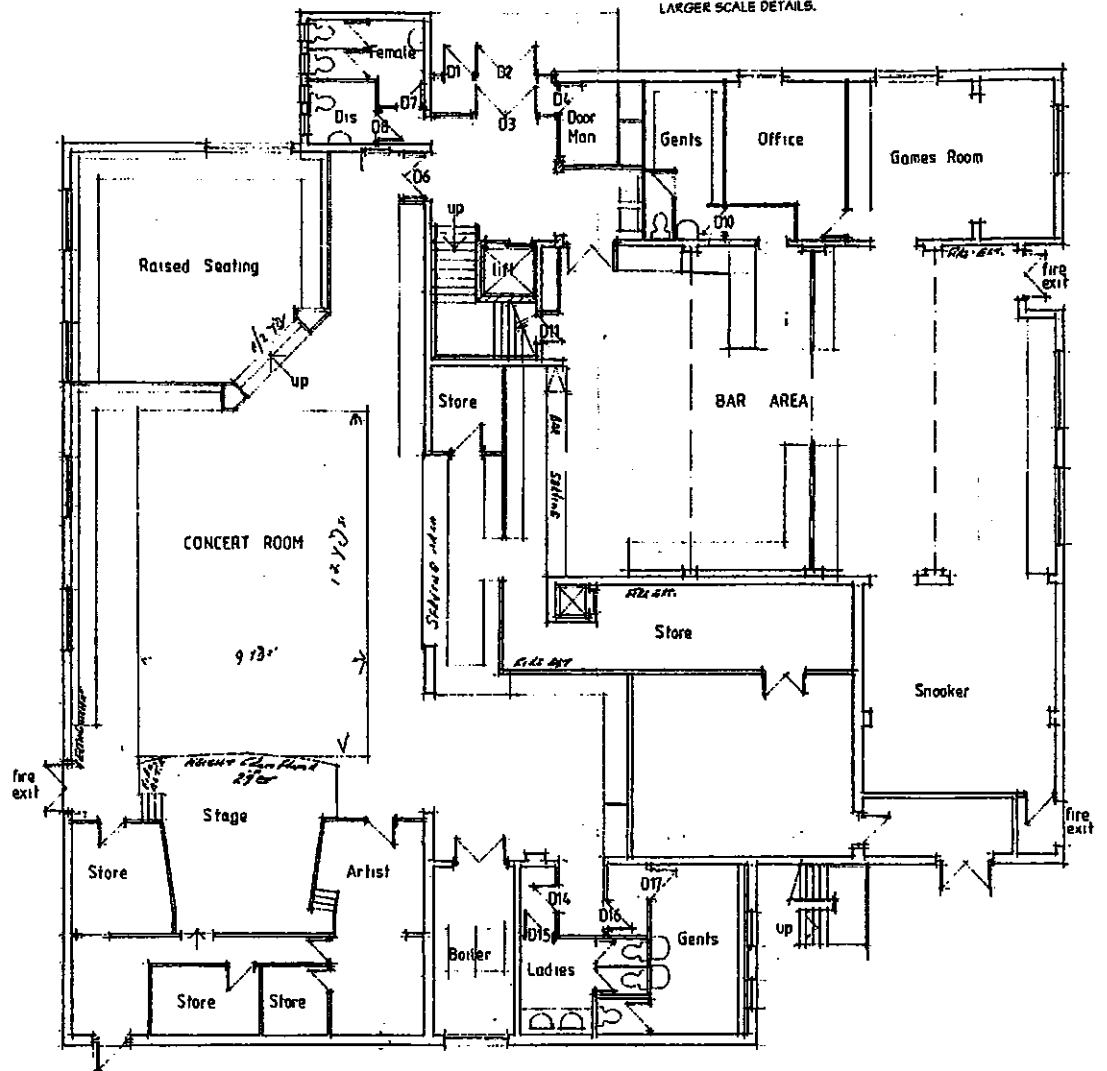


MacMillan Road, Newton Aycliffe, County
Durham DL5 4LG
01325 312876



APPENDIX 2 – LAYOUT PLANS

SEE DRAWING No 634/02 FOR
LARGER SCALE DETAILS.

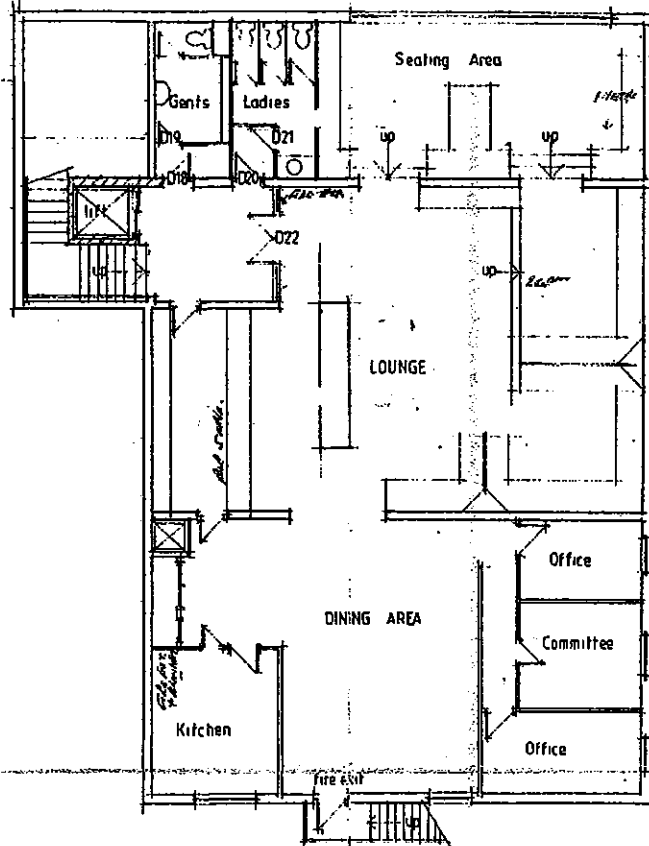


GROUND FLOOR PLAN

If in any doubt please ask the Architect for clarification.
 Do not scale from drawing, all dimensions to be checked on site.
 The copyright for these drawings remains the property of the
 Architects, they must not be reproduced in any way without the
 Architects prior written consent

SEE DRAWING No 634/02 FOR
 LARGER SCALE DETAILS.

FLAT ROOF



FIRST FLOOR PLAN

ACEWARD LTD.
 Design & Build

European House
 93 Wellington Rd.
 Leeds LS12 1DZ
 Tel.0113 2891311
 Fax.0113 2891269

CLIENT
ACEWARD Ltd

PROJECT
**Newton Aycliffe
 British Legion**

DRAWING TITLE
FLOOR PLANS

Rev.	Notes	Date	Drawn
SCALE 1:100		2.01.	AD.
PROJECT No. 634	DRAWING No. 01	Rev.	

08/11/1998

APPENDIX 3 – APPLICATION

714954
£190.00 3-5/12

Received 3/05/12

Application for a premises licence to be granted
under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

03 2716
2716

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

You may wish to keep a copy of the completed form for your records.

I/we ROYAL BRITISH LEGION CLUB
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 - Premises Details

Postal address of premises or, if none, ordnance survey map reference or description <u>ROYAL BRITISH LEGION CLUB,</u> <u>MACMILLAN ROAD, NEWTON AYCLIFFE,</u> <u>CO. DURHAM DL5 4LG</u>			
Post town	<u>NEWTON AYCLIFFE</u>	Post code	<u>DL5 4LG</u>
Telephone number at premises (if any)		<u>01325 312876</u>	
Non-domestic rateable value of premises		<u>£ 18250-00 B.</u>	

Part 2 - Applicant Details

£190.00

Please state whether you are applying for a premises licence as

Please tick yes

- | | |
|---|---|
| a) an individual or individuals * | <input type="checkbox"/> please complete section (A) |
| b) a person other than an individual * | |
| i. as a limited company | <input type="checkbox"/> please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> please complete section (B) |
| c) a recognised club | <input checked="" type="checkbox"/> please complete section (B) |
| d) a charity | <input type="checkbox"/> please complete section (B) |

- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☐
- I am making the application pursuant to a
 - statutory function or ☐
 - a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post Town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	

Current postal address if different from premises address			
Post Town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

*

Name	Royal British Legion Club
Address	Macmillan Road Newton Aycliffe Co Durham DL5 4LG.
Registered number (where applicable)	
Description of applicant (for example, partnership, company, unincorporated association etc.)	club
Telephone number (if any)	
E-mail address (optional)	

Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day	Month	Year

Please give a general description of the premises (please read guidance note 1)

THE PREMISES IS A PURPOSE BUILT ROYAL BRITISH LEGION CLUB. IT WAS BUILT IN 1962 AND IS A PART 2 STOREY PART SINGLE STOREY BRICK STRUCTURE. THE 2 STOREY PART OF THE BUILDING IS FLAT ROOF WHEREAS THE SINGLE STOREY PART OF THE BUILDING IS OF A TILED ROOF CONSTRUCTION. THE SINGLE STOREY PART OF THE BUILDING COMPRISES THE CONCERT HALL FOR THE USE OF ENTERTAINMENT (MUSIC). THE 2ND STOREY PART IS BAR, LOUNGE + RESTAURANT

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

☐☐☐☐☒☒☒☐

Provision of entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

☒☒☒

Provision of late night refreshment (if ticking yes, fill in box L)

☐

Supply of alcohol (if ticking yes, fill in box M)

☒

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri					
Sat			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors <input checked="" type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon	11 AM	11-30 PM	WHERE THE CLUB HAS PROFESSIONAL ACTS ON STAGE, THE MUSIC WILL BE AMPLIFIED	
Tue	11 AM	11-30 PM		
Wed	11 AM	11-30 PM	State any seasonal variations for the performance of live music (please read guidance note 4)	
Thur	11 AM	11-30 PM		
Fri	11 AM	11-30 PM	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat	11 AM	11-30 PM	Boxing Day CHRISTMAS EVE + NEW YEARS EVE until 12.30 PM	
Sun	12 NOON	11-30 PM		

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors <input checked="" type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon	11.00	23.30		
Tue	11.00	23.30		
Wed	11.00	23.30	State any seasonal variations for the playing of recorded music (please read guidance note 4)	
Thur	11.00	23.30		
Fri	11.00	23.30		
Sat	11.00	23.30	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5) Boxing Day Christmas Eve & New Years Eve until 00.30	
Sun	12.00	23.30		

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors <input checked="" type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon	11.00	23.30		
Tue	11.00	23.30		
Wed	11.00	23.30	State any seasonal variations for the performance of dance (please read guidance note 4)	
Thur	11.00	23.30		
Fri	11.00	23.30		
Sat	11.00	23.30	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5) Christmas Eve ^{Boxing Day} New Years Eve until 00.30	
Sun	12.00	23.30		

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing	
			Will the facilities for making music be indoors or outdoors or both – please tick (please read guidance note 2)	
Day	Start	Finish	Indoors	<input checked="" type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Mon	11.00	23.30	Please give further details here (please read guidance note 3)	
Tue	11.00	23.30		
Wed	11.00	23.30	State any seasonal variations for the provision of facilities for making music (please read guidance note 4)	
Thur	11.00	23.30		
Fri	11.00	23.30	Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list (please read guidance note 5) Christmas Eve ^{Boxing day} & New Years Eve until 00.30	
Sat	11.00	23.30		
Sun	12.00	23.30		

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
			Please give a description of the facilities for dancing you will be providing	
Day	Start	Finish		
Mon	11.00	23.30	Please give further details here (please read guidance note 3)	
Tue	11.00	23.30		
Wed	11.00	23.30		
Thur	11.00	23.30	State any seasonal variations for providing dancing facilities (please read guidance note 4)	
Fri	11.00	23.30		
Sat	11.00	23.30		
Sun	12.00	23.30	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5) Boxing Day Christmas Eve & New Years Eve until 00.30	

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	11.00	23.30		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	11.00	23.30	<u>Please give further details here</u> (please read guidance note 3)		
Wed	11.00	23.30			
Thur	11.00	23.30	<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Fri	11.00	23.30			
Sat	11.00	23.30	<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun	17.00	23.30			

Boxing Day
 Christmas Eve & New Year's Eve
 until 00.30


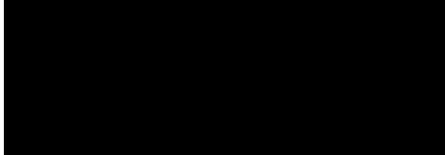
L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish	Both <input type="checkbox"/>		
Mon	11.00	23.30	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4)		
Tue	11.00	23.30			
Wed	11.00	23.30			
Thur	11.00	23.30	<u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 5) Boxing Day CHRISTMAS EVE & NEW YEARS EVE until 00.30		
Fri	11.00	23.30			
Sat	11.00	23.30			
Sun	12.00	23.30			

State the name and details of the individual whom you wish to specify on the licence as
premises supervisor

Name		STEWART.
Address		
Postcode	DL5 4LP	
Personal Licence number (if known)	SACBL 16 PER 390	
Issuing licensing authority (if known)	SADDLEFELD.	

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

THE CLUB HAS TWO (2.) GAMING MACHINES

THE CLUB DOES NOT PROVIDE ANY ADULT ENTERTAINMENT, OR SERVICES AND NEVER WILL

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	11.00	23.30	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p> <p>CHRISTMAS EVE } 11.00 + BOXING DAY } TO + NEW YEARS EVE } 24.00 01.30</p>
Tue	11.00	23.30	
Wed	11.00	23.30	
Thur	11.00	23.30	
Fri	11.00	23.30	
Sat	11.00	23.30	
Sun	12.00	23.30	

P Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

The responsible person will promote the objectives of the licensing Act.

b) The prevention of crime and disorder

A CCTV system is installed & will be maintained in an effective working order.

c) Public safety

First Aid kit on the premises
Fire extinguisher on the premises

d) The prevention of public nuisance

Noise from regulated entertainment shall be inaudible within the nearest noise sensitive location.

Notices shall be displayed at all exits asking patrons to be mindful of the location & not to cause noise when leaving the premises.

e) The protection of children from harm

PI ID will be requested for proof of age 18 for sale of alcohol.

Children under the age of 18 will be allowed on the premises if accompanied by an adult.

Please tick yes

- I have made or enclosed payment of the fee ☒
- I have enclosed the plan of the premises ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable ☒
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable ☒
- I understand that I must now advertise my application ☐
- I understand that if I do not comply with the above requirements my application will be rejected ☐

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	R. Henderson
Date	30/5/12
Capacity	SECRETARY

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

APPENDIX 4 – REPRESENTATION DURHAM CONSTABULARY



Durham Constabulary
Licence Support Officer
Alcohol Harm Reduction Unit
Annand House
John Street North
Meadowfield
County Durham
DH7 8RS

Web Site: www.durham.police.uk
E-mail: NALU@durham.pnn.police.uk

Tel No: 0191 3752308
Fax No: 0191 375 2304
DX: 721661

Your Ref:
Our Ref: PJJ/prem/2784

01 June 2012

This matter is being dealt with by Sgt T Robson
Tel 0845 60 60 365 ext 6632351 or direct 0191 3752351

Dear Sir/Madam

Premises: Royal British Legion, Macmillan Road, Newton Aycliffe

Applicant: Royal British Legion club

Type of application: new Premise Licence application

Date Received: 28.05.2012

With reference to the above application, please note that the Police **object** to this application as it undermines the specific licensing objective –

The Prevention of Crime & Disorder

We have asked that a member of staff is available at all times the premises are open to download CCTV footage when requested by an authorised officer. This has been refused by committee member.

Yours faithfully

PP Inspector Colin Dobson

NOT PROTECTIVELY MARKED

Licensing Officer
Durham County Council
Annand House
John Street North
Meadowfield
County Durham
DH7 8RS

APPENDIX 5 – 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.