

# Statutory Licensing Sub-Committee (3)

13th November 2012

## Application for the Review of a Premises Licence



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### Report of Terry Collins, Corporate Director, Neighbourhood Services

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The Golden Lion, 1 East End, Sedgefield. TS21 3AU

#### 1. Summary

The Sub-Committee is asked to consider and determine an application by Durham Constabulary to review the premises licence in respect of the above premises currently licensed for the sale of alcohol and the provision of regulated entertainment as detailed in the table below:

Licensable Activity	Timings
The Sale of Alcohol (on and off sales)	Mon – Thur 1100 – 2300 Fri & Sat 1100 – 0000 Sun 1200 – 0000  A further additional hour every Bank Holiday & Easter weekend. Christmas Eve & Boxing Day: 1100 – 0100 hrs. 1100 hrs on New Years Eve until 2400 hrs on New Years Day
Live Music – Indoors only	Mon – Thur 1100 – 2300 Fri & Sat 1100 – 0000 Sun 1200 – 0000  A further additional hour every Bank Holiday & Easter weekend. Christmas Eve & Boxing Day: 1100 – 0100 hrs. 1100 hrs on New Years Eve until 2400 hrs on New Years Day

Recorded Music – Indoors only	Mon – Thur 1100 – 2300 Fri & Sat 1100 – 0000 Sun 1200 – 0000  A further additional hour every Bank Holiday & Easter weekend. Christmas Eve & Boxing Day: 1100 – 0100 hrs. 1100 hrs on New Years Eve until 2400 hrs on New Years Day
Provision of Facilities for Entertainment Similar to Live or Recorded Music – Indoors only	Mon – Thur 1100 – 2300 Fri & Sat 1100 – 0000 Sun 1200 – 0000  A further additional hour every Bank Holiday & Easter weekend. Christmas Eve & Boxing Day: 1100 – 0100 hrs. 1100 hrs on New Years Eve until 2400 hrs on New Years Day
Opening times of the premises	Mon – Thur 1100 – 2330 Fri & Sat 1100 – 0030 Sun 1100 – 0030  A further additional hour every Bank Holiday & Easter weekend. Christmas Eve & Boxing Day: 1100 – 0130 hrs. 1100 hrs on New Years Eve until 0030 hrs on 2nd Jan.

A copy of the premises licence is attached at Appendix 1. Plans showing the location of the premises are attached at Appendix 2.

For Members information, the premises licence for The Golden Lion, Sedgefield was subject to a previous review in May 2009. This resulted in conditions being added to the licence, as shown in Annex 3 of the current premises licence.

## 2. Details of the Application

The application is for a review of the premises licence (SBCDL16PRM0106) currently held by Punch Taverns Plc in respect of The Golden Lion, Sedgefield.

On 18th September 2012 the Licensing Authority received an application from Durham Constabulary asking the Authority to consider a review of the premises licence.

The application is deemed by the Licensing Authority to be relevant.

This application for a review relates to the following licensing objectives:

- The Prevention of crime and disorder
- The Prevention of public nuisance
- The Protection of children from harm

A copy of the application for the review of the premises licence and supporting documents are attached at Appendix 3.

The application for review was advertised in accordance with the regulations.

### **3. Representations**

Within the statutory period no representations were forthcoming from the Responsible Authorities or any other persons.

### **4. The Parties**

The Parties to the hearing will be:

- Durham Constabulary (the applicant)
- John Coen, Ford & Warren (the licence holders' solicitor)

### **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
- 8.0 The Protection of Children from Harm
- 19.0 Reviews

Relevant information is attached at Appendix 4.

### **6. Section 182 Guidance**

The Sub-Committee's attention is drawn to the relevant parts of the Guidance issued under section 182 of the Licensing Act 2003 as follows:

- Part 11.

Relevant information is attached at Appendix 5.

## **7. For Decision**

The Sub-Committee is asked to determine the application for the review of the premises licence and to take any of the following steps that it considers necessary for the promotion of the licensing objectives:

- Take no further action
- Modify or add conditions to the licence
- Exclude a licensable activity from the licence
- Remove the Designated Premises Supervisor
- Suspend the licence for a period (not exceeding three months)
- Revoke the licence

### **Electoral Division(s):**

### **Background Papers:**

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

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<b>Contact:</b>	<b>Yvonne Raine</b>	<b>Tel: 03000 265256</b>
		<b>E-mail: <a href="mailto:yvonne.raine@durham.gov.uk">yvonne.raine@durham.gov.uk</a></b>

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## **APPENDIX 1 – PREMISES LICENCE**



## LICENSING ACT 2003 PREMISES LICENCE

Premises Licence Number  
 Granted  
 Issued

SBCDL16PRM0106
12 September 2005
7 May 2009

### Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description	Issuing Authority
<p><b>THE GOLDEN LION</b>            1 EAST END            SEDGEFIELD            STOCKTON ON TEES            TS21 3AU</p>	<p>DURHAM COUNTY COUNCIL            EHCP            LICENSING SERVICES            PO BOX 617            DURHAM            DH1 9HZ</p>
<p>Telephone number: 01740 620371</p>	

<p><b>Where the licence is time limited the dates</b>          N/A</p>
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<p><b>Licensable activities authorised by this licence</b>          Live Music          Recorded Music          Entertainment of a similar description to making music or dance          Sale by Retail of Alcohol</p>
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<p><b>The opening hours of the premises (all times in 24hr format)</b></p>		
Monday	11:00 - 23:30	<p><b>Non standard/seasonal timings:</b>            A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend. A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend. A further additional hour every Christmas Eve and Boxing Day when the sale of alcohol will cease at 01:00hrs and the premises will close at 01:30hrs.            11:00hrs New Years Eve until 00:30hrs 2<sup>nd</sup> January.</p>
Tuesday	11:00 - 23:30	
Wednesday	11:00 - 23:30	
Thursday	11:00 - 23:30	
Friday	11:00 - 00:30	
Saturday	11:00 - 00:30	
Sunday	11:00 - 00:30	

<p><b>Where the licence authorises the sale by retail of alcohol whether these are on and/or off sales</b>          ON AND OFF ALCOHOL SALES</p>
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**The times the licence authorises the carrying out of licensable activities (all in 24hr format)**

**Live music**

Indoors only

Monday	11:00 - 23:00	Further details
Tuesday	11:00 - 23:00	N/A
Wednesday	11:00 - 23:00	
Thursday	11:00 - 23:00	Non standard/seasonal timings:
Friday	11:00 - 00:00	A further additional hour into the morning following every Friday,
Saturday	11:00 - 00:00	Saturday, Sunday and Monday for each May Bank Holiday,
Sunday	12:00 - 00:00	Spring/Whitsun Bank Holiday and every August Bank Holiday weekend. A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend. A further additional hour every Christmas Eve and Boxing Day when the sale of alcohol will cease at 01:00hrs and the premises will close at 01:30hrs. 11:00hrs New Years Eve until 00:00hrs New Years Day.

**Recorded music**

Indoors only

Monday	11:00 - 23:00	Further details
Tuesday	11:00 - 23:00	N/A
Wednesday	11:00 - 23:00	
Thursday	11:00 - 23:00	Non standard/seasonal timings:
Friday	11:00 - 00:00	A further additional hour into the morning following every Friday,
Saturday	11:00 - 00:00	Saturday, Sunday and Monday for each May Bank Holiday,
Sunday	12:00 - 00:00	Spring/Whitsun Bank Holiday and every August Bank Holiday weekend. A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend. A further additional hour every Christmas Eve and Boxing Day when the sale of alcohol will cease at 01:00hrs and the premises will close at 01:30hrs. 11:00hrs New Years Eve until 00:00hrs New Years Day.

**Provision of facilities for entertainment similar to making music or dancing**

Indoors only

Monday	11:00 - 23:00	Further details
Tuesday	11:00 - 23:00	N/A
Wednesday	11:00 - 23:00	
Thursday	11:00 - 23:00	Non standard/seasonal timings:
Friday	11:00 - 00:00	A further additional hour into the morning following every Friday,
Saturday	11:00 - 00:00	Saturday, Sunday and Monday for each May Bank Holiday,
Sunday	12:00 - 00:00	Spring/Whitsun Bank Holiday and every August Bank Holiday weekend. A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend. A further additional hour every Christmas Eve and Boxing Day when the sale of alcohol will cease at 01:00hrs and the premises will close at 01:30hrs. 11:00hrs New Years Eve until 00:00hrs New Years Day.

**Sale by retail of alcohol**

## On and Off Sales

Monday	11:00 - 23:00	Further details
Tuesday	11:00 - 23:00	
Wednesday	11:00 - 23:00	Non standard/seasonal timings:
Thursday	11:00 - 23:00	A further additional hour into the morning following every Friday,
Friday	11:00 - 00:00	Saturday, Sunday and Monday for each May Bank Holiday,
Saturday	11:00 - 00:00	Spring/Whitsun Bank Holiday and every August Bank Holiday
Sunday	12:00 - 00:00	weekend. A further additional hour into the morning following every
		Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank
		Holiday weekend. A further additional hour every Christmas Eve and
		Boxing Day when the sale of alcohol will cease at 01:00hrs and the
		premises will close at 01:30hrs. 11:00hrs New Years Eve until
		00:00hrs New Years Day.

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

PUNCH TAVERNS PLC  
 JUBILEE HOUSE  
 SECOND AVENUE  
 CENTRUM ONE HUNDRED  
 BURTON ON TRENT  
 DE14 2WF  
 01283 501600

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

Company no:	03752645
Charity no:	N/A

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

MRS JULIE NEWBOLD  
 THE GOLDEN LION  
 1 EAST END  
 SEDGEFIELD  
 STOCKTON ON TEES  
 TS21 3AU  
 01740 620991

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the sale by retail of alcohol**

SBCDL16PER0521  
 SEDGEFIELD BOROUGH COUNCIL



## **Annex 1 – Mandatory conditions**

No supply of alcohol may be made at a time when no designated premises supervisor has been specified in the licence or at a time when the designated premises supervisor does not hold a personal licence or his or her licence has been suspended. Every supply of alcohol under this premises licence must be made or authorised by a person who holds a personal licence.

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.

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).

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

The premises licence holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol: -

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.

The responsible person shall ensure that:-

(a) Where any of the following alcoholic drinks is sold or supplied for sale or 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:-

1. Beer or cider - ½ pint;
2. Gin, rum, vodka or whisky - 25ml or 35ml; and
3. Still wine in a glass - 125ml; and

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

### **Mandatory condition: embedded restrictions**

This Premises Licence has been granted upon conversion under schedule 8 of the Licensing Act 2003 of the previous Justices' On Licence, and such rights and restrictions that applied to such Licence are hereby incorporated into this Premises Licence, subject to any express terms to the contrary hereinafter specified, and/or any restriction applying to a Premises Licence and/or any licensable activity.

## **Annex 2 – Conditions consistent with the premises Operating Schedule**

### **General**

**None**

### **The Prevention of Crime and Disorder**

Any Licensee providing CCTV on their premises must ensure that they comply with the provisions of the Data Protection Act and the Regulations of Investigatory Powers Act.

### **Public Safety**

Fire safety signs shall be adequately illuminated.  
The premises hold a full electrical test certificate.

The fire alarm, fire fighting equipment and emergency lighting shall be provided and maintained in working order.

Exterior lighting and lighting at the front and rear of the premises shall be maintained in good working order. A managed customer departure system through the two exits at the front and rear of the premises shall be implemented.

### **The Prevention of Public Nuisance**

Windows will remain closed during the course of any regulated entertainment.

### **The Protection of Children from Harm**

Children shall be permitted in the in the designated children's area situated in the ground floor bar area when accompanied until 19:00 hours. Children will be permitted in the first floor function room when accompanied during a private function.

In order to further the licensing objectives the licensee shall move fire appliances, Amusement With Prizes Machines, cigarette machines and any other similar objects temporarily in a fixed location, which may impact on the ability of individuals on the premises to use exits or escape routes without impediment.

### **CONDITION AGREED WITH THE POLICE**

The provision of regulated entertainment and sale of alcohol, to cease at 11:00pm Monday through to Thursday, and midnight Friday through to Sunday. An additional 30 minutes drinking up time will be allowed and the premises will close at 11:30 pm and 00:30am respectively. A further additional hour for the sale of alcohol and provision of regulated entertainment will be allowed for the following: 1) Every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank holiday and every August Bank holiday weekend. 2) Every Thursday, Friday, Saturday Sunday and Monday for the Easter Bank Holiday weekend. 3) Christmas Eve and Boxing. On these latter occasions the sale of alcohol will cease at 1am and the premises will close at 1:30am.

### **CONDITION AGREED WITH ENVIRONMENTAL HEALTH OFFICER**

Noise from regulated entertainment held at the premises shall be inaudible within the nearest noise sensitive location. The statutory nuisance provisions of the Environmental Protection Act 1990 remain unaffected by this.

Notices should be displayed at all exit of the premises asking patrons to be mindful of the location and not to cause noise when leaving the premises.

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

That a Challenge 21 Scheme be implemented within the premises

That all employees be trained on their responsibilities under the Licensing Act 2003 prior to commencing work, with the training to be refreshed on a regular basis

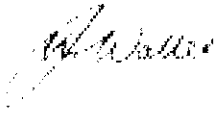
That a CCTV system which meets the minimum standard required by Durham Constabulary be installed and fully maintained at the premises.

That senior employees be trained to use the CCTV system

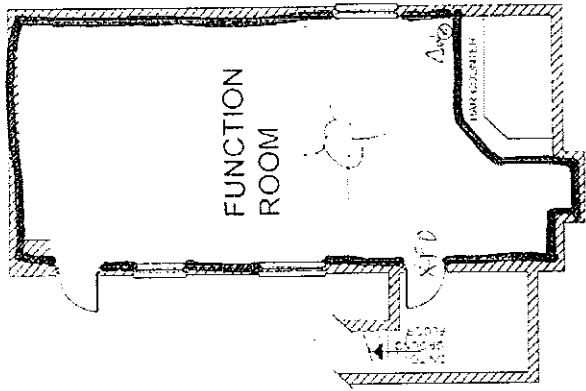
That an incident register be maintained to record all incidents at the premises

**Annex 4 – Plans attached**

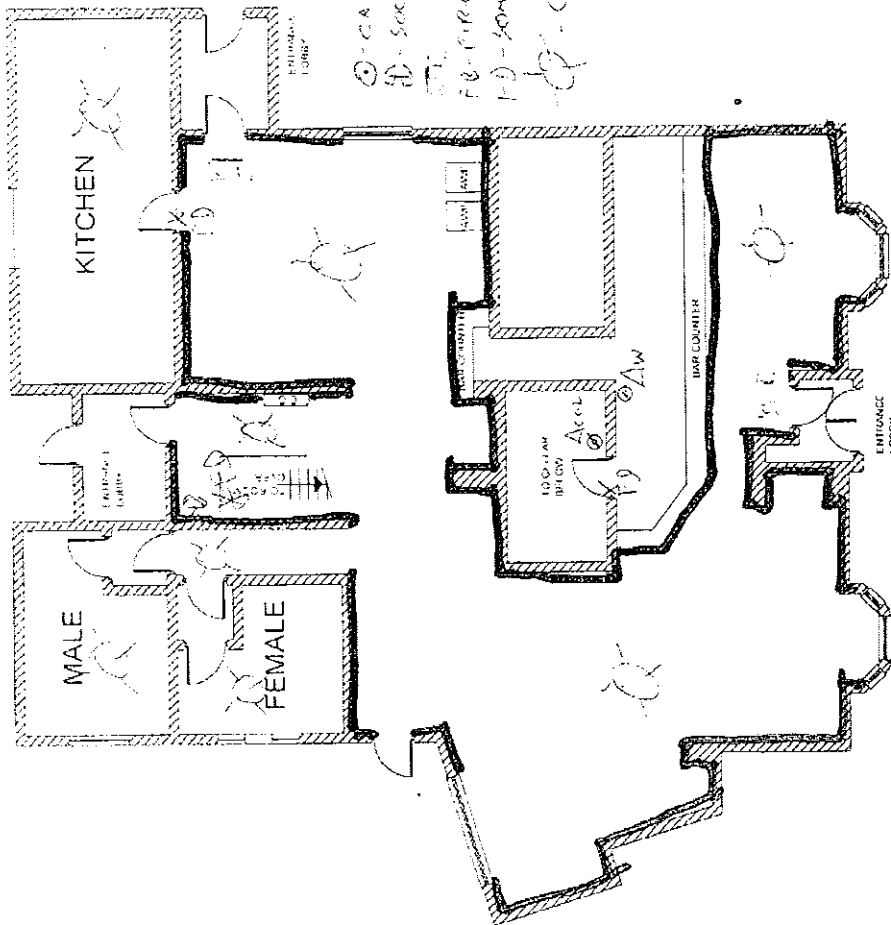
Attached

A handwritten signature in black ink, appearing to read 'A. Waller', written in a cursive style.

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



EXISTING FIRST FLOOR PLAN



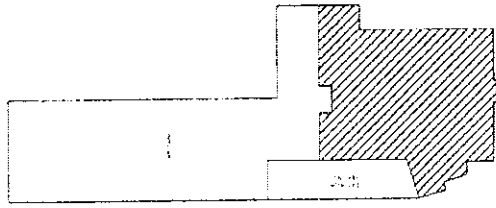
EXISTING GROUND FLOOR PLAN

KEY

- WATER TROUGH
- EXTERIOR LIGHT
- GLASS FRONT DOOR
- FRUIT MACHINE

SAVED CONSUMPTION OF FOOD & ALCOHOL

CALL POINT  
D. SECOND FL  
FIRE ALARM BELL  
10-30 MIN FIRE DRILL  
C. CANTONMENT



OUTLET 200819 CONSTRUCTION

NEW DATE DETAILS DRAWING



**ROMANS**  
Surveyors

4 KING STREET EAST, WIMBORNE, DORSET, BH20 9JG  
TELEPHONE: 01202 930 6000  
35 THE AVENUE, SOUTHAMPTON, HAMPSHIRE, SO9 1NR  
TELEPHONE: 02380 843170  
10 PRINCE BRIDGE, FINESTOCK, WILTSHIRE, SN1 1LN  
TELEPHONE: 01299 240 000  
E-MAIL: ROMANS@ROMANS.CO.UK  
WWW.ROMANS.CO.UK

ON-SITE USE

Punch Taverns

PROJECT TITLE  
Golden Lion, Sedgefield,  
Cleveland

DRAWING TITLE  
Existing Floor Plans

DRAWN: JKL  
CHECKED: JKL  
DATE: 1.1.99  
DATE: 17th March 2000  
DWG NO: 200819  
SCALE: 1:500

THE ROMANS GROUP INCORPORATED  
DOMESTIC, COMMERCIAL, INDUSTRIAL  
LAND & NEW HOMES, RECREATIONAL  
LETTINGS, RESIDENTIAL, RECREATIONAL

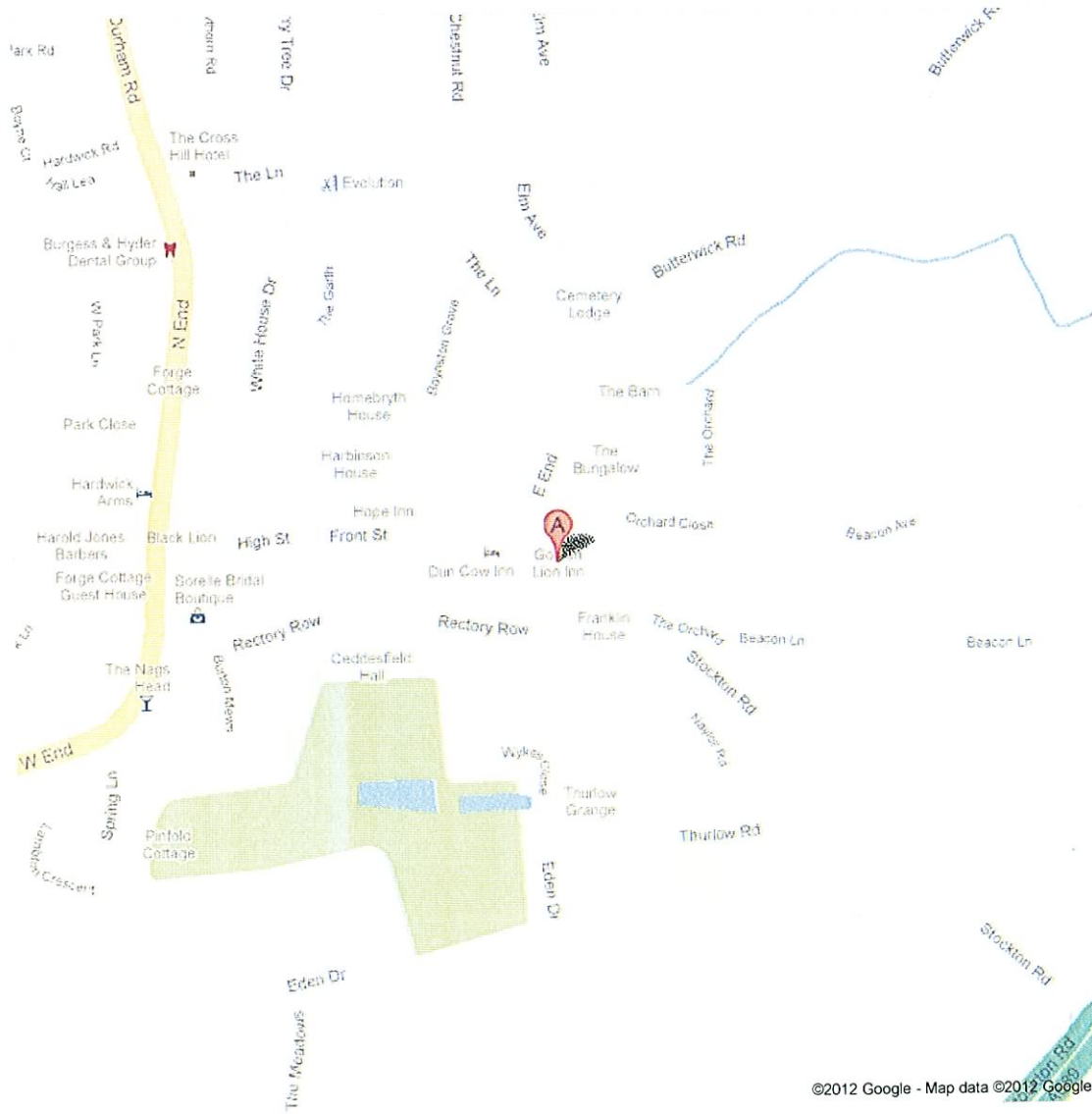
OUTLET NO.  
200819

THE ROMANS GROUP  
150 9001

## APPENDIX 2 – PLANS



Address **Golden Lion Inn**  
**1 E End, Sedgfield, Stockton-on-**  
**Tees, County Durham TS21 3AU,**  
**UK**





Address **Golden Lion Inn**  
**1 E End, Sedgefield, Stockton-on-Tees,**  
**County Durham TS21 3AU, UK**



## **APPENDIX 3 – REVIEW APPLICATION**



**Application for the review of a premises licence or club premises certificate under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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 Mr T J Stoddart - the Chief Constable of Durham

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

**Part 1 – Premises or club premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> The Golden Lion 1 East End Sedgefield	
<b>Post town</b> Stockton on Tees	<b>Post code (if known)</b> TS21 3AU

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Punch Taverns PLC
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<b>Number of premises licence or club premises certificate (if known)</b> SBCDL16PRM0106
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**Part 2 - Applicant details**

I am

**Please tick yes**

- 1) an interested party (please complete (A) or (B) below)
- a) a person living in the vicinity of the premises
  - b) a body representing persons living in the vicinity of the premises
  - c) a person involved in business in the vicinity of the premises
  - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A)  below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

**Please tick**

Mr  Mrs  Miss  Ms  Other title  
(for example, Rev)

**Surname**

**First names**

I am 18 years old or over

**Please tick yes**

**Current postal address if different from premises address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address (optional)**

**(B) DETAILS OF OTHER APPLICANT**

Name and address

Telephone number (if any)

E-mail address (optional)

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address Mr T J Stoddart The Chief Constable of Durham Durham Constabulary Police Headquarters Aykley Heads Durham DH1 5TT
Telephone number (if any) 03456060365
E-mail address (optional)

**This application to review relates to the following licensing objective(s)**

Please tick one or more boxes

- |   |                                     |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety                        | <input type="checkbox"/>            |
| 3) the prevention of public nuisance    | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input checked="" type="checkbox"/> |

**Please state the ground(s) for review** (please read guidance note 1)  
See attached Grounds

**Please provide as much information as possible to support the application**  
(please read guidance note 2)

See attached Grounds

**Please tick yes**

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

2	3	0	3	2	0	0	9
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**If you have made representations before relating to this premises please state what they were and when you made them**

See attached copy Application for Review and Grounds dated 23/03/2009

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- 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 3 – Signatures** (please read guidance note 3)

**Signature of applicant or applicant's solicitor or other duly authorised agent**  
(See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature

[Redacted Signature]

Date

18. 9. 12.

Capacity

Club Inspector

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 5)

Sgt 1590 Timothy Robson  
Alcohol Harm Reduction Unit  
Annand House  
John Street North  
Meadowfield

**Post town**  
Durham

**Post Code**  
DH7 8RS

**Telephone number (if any)** 0191 3754980

**If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)**

**Notes for Guidance**

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.