



## **Statutory Licensing Sub-Committee**

**Date**        **Tuesday 17 July 2012**  
**Time**        **10.00 am**  
**Venue**       **Council Chamber, Council Offices, Chester-le-Street**

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### **Business**

#### **Part A**

1.    Declarations of Interest
2.    Minutes (Pages 1 - 10)
3.    Application for the Grant of a Premises Licence - Royal British Legion Club, Macmillan Road, Newton Aycliffe (Pages 11 - 44)
4.    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  
9 July 2012

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

Councillors B Arthur, C Carr, B Graham, J Hunter and M Williams

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**Contact:   Jill Errington**

**Tel: 0191 370 6250**

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**DURHAM COUNTY COUNCIL**

At a Meeting of **Statutory Licensing Sub-Committee** held in Council Chamber, Council Offices, Chester-le-Street on **Thursday 24 May 2012 at 10.00 am**

**Present:**

**Councillor C Carr (Chair)**

**Members of the Committee:**

Councillors K Holroyd, J Hunter and J Lee

**Apologies:**

An Apology for absence had been received from Councillor B Graham

**Also Present:**

Councillor J Lee (Substitute for Councillor B Graham)

Applicant

Sgt Robson (Durham Constabulary)

Yvonne Raine (Acting Team Leader)

Gill Proud (Legal Officer)

**1 Declarations of Interest**

There were no declarations of interest received.

**2 Minutes**

The Minutes of the Meeting held on 27 March 2012, were confirmed as a correct record and signed by the Chairman.

**3 Exclusion of the Public**

**Resolved:**

That under Section 100 A (4) of the Local Government Act 1972, the public be excluded from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraphs 1, 2, 3 and 5 of Schedule 12A to the said Act.

**4 Application for a Personal Licence**

Consideration was given to the report of the Corporate Director, Neighbourhood Services which gave details of an application for a Personal Licence, a copy of which had been circulated (for copy see file of minutes).

Members heard representations from the Police and the applicant before retiring to deliberate the application in private at 10.20 am.

On returning at 10.45 am the Chair delivered the Sub-Committee's decision.

In determining the application, Members had considered the report of the Licensing Officer, Section 182 Guidance, Section 120 of the Licensing Act 2003 and the Council's Licensing Policy, together with the verbal representations of the applicant and the Police.

**Resolved:**

That the application for a Personal Licence be granted.

## **DURHAM COUNTY COUNCIL**

At a Meeting of **Statutory Licensing Sub-Committee** held in Council Chamber, Council Offices, Chester-le-Street on **Tuesday 19 June 2012 at 10.00 am**

### **Present:**

**Councillor J Shiell (Chair)**

### **Members of the Committee:**

Councillors D Brown and A Hopgood

### **Apologies:**

Apologies for absence were received from Councillors B Alderson and J Wilkinson

### **Also Present:**

Councillor J Lee

Y Raine – Acting Team Leader - Licensing

S Buston – Legal Officer, DCC

M Dooney – applicant, Newton Aycliffe WMC

N Purves – applicant's representative, Newton Aycliffe, WMC

B Kent – Applicant's agent, Shell UK

E Patterson – Retailer, Shell UK

## **1 Declarations of Interest**

There were no declarations of interest received.

## **2 Minutes**

The Minutes of the meetings held on 13 and 16 April 2012 and 8 May 2012 were agreed as a correct record and were signed by the Chair.

## **3 Application for the Grant of a Premises Licence - Newton Aycliffe WMC Ltd, Sheraton Road, Newton Aycliffe**

Consideration was given to the report of the Corporate Director, Neighbourhood Services which gave details of an application for a Premises Licence in respect of Newton Aycliffe WMC (for copy see file of Minutes).

A plan showing the location of the premises had been circulated to Members together with a copy of representations received from Mr Farrell, Interested Party and a letter from the Club in response to his representation.

In presenting the report the Acting Team leader - Licensing advised that during the consultation period an agreement had been reached between the applicants and

the Principal Public Protection Officer for Durham County Council. Accordingly the applicants had amended their application and had added two conditions to the operating schedule, details of which were set out in the report.

It was noted that Mr Farrell was not in attendance.

Mr J Purves, the applicant's representative stated that the premises was a large purpose built building with a concert room, bars and offices. In recent years membership had declined and for economic reasons the Club wished to make the premises available for functions.

Mr Purves addressed Mr Farrell's representations. He advised that the letter sent to Mr Farrell had attempted to allay some of his concerns. The changes to the opening hours were minor and the premises would only open at 10am for functions such as funerals and weddings. With regard to Mr Farrell's comments with regard to the burger van situated outside the premises on occasions, Mr Purves explained that the Club did not employ or invite street vendors to trade outside the Club.

The Club car park was large with spaces for over 100 cars and was only full during school runs. Parking was actively encouraged by the Club at these times to prevent traffic congestion. The majority of their members lived locally and therefore walked to the Club.

To conclude he stated that the premises were well-run and if granted the Premises Licence would help the Club to remain viable in the future.

In response to a question Mr Dooney, applicant stated that the Club would continue as a members and guests only premises but membership would not be necessary for functions.

At 10.16am the Sub-Committee retired to deliberate the application in private. After re-convening at 10.23am the Chair delivered the Sub-Committee's decision.

In determining the application, Members had considered the report of the Licensing Officer, Section 182 Guidance and the Council's Licensing Policy, together with written representations of the Interested Party, and the verbal and written representations of the applicant.

**Resolved:**

(a) That the application be granted as follows:-

Opening hours of the premises	Monday to Sunday 10.00 to 24.00
Sale of alcohol for consumption on and off the premises	Monday to Sunday 10.00 to 23.30
Plays	Monday to Sunday 11.00 to 23.00
Indoor Sporting Events	Monday to Sunday 11.00 to 23.00

Boxing or Wrestling Entertainment	Monday to Sunday 11.00 to 23.00
Live Music (indoors only)	Monday to Sunday 11.00 to 23.00
Recorded music (indoors only)	Monday to Sunday 11.00 to 23.00
Performance of dance (indoors only)	Monday to Sunday 11.00 to 23.00
Entertainment of a similar Nature to live or recorded music, or performances of dance (indoors only)	Monday to Sunday 11.00 to 23.00
Provision of facilities for making Music (indoors)	Monday to Sunday 11.00 to 23.00
Provision of facilities for dancing (indoors)	Monday to Sunday 11.00 to 23.00
Provision of facilities for entertainment similar to making music or dancing (indoors only)	Monday to Sunday 11.00 to 23.00
Provision of late night refreshment (indoors only)	Monday to Sunday 11.00 to 23.00

(b) That the following conditions be imposed upon the licence:-

- (i) No adult entertainment or service activities that may give rise to concern in respect of children shall be provided whilst children are present on the premises
- (ii) Notices will be put near to all gaming machines informing customers of the age restrictions on playing game machines. One of the CCTV cameras to be sited in this area
- (iii) Notices will be displayed requesting customers to remain with their children whilst on the premises
- (iv) All external doors and windows shall be kept closed, other than for access and egress in all rooms when events involving regulated entertainment are taking place
- (v) If considered necessary by a Council Enforcement Officer, a sound/noise limiting device shall be installed in order to control the sound/noise during regulated entertainment. The device shall be fitted, installed and set under the directions of a Pollution Control Officer and must be in full working order during the performance of regulated entertainment. No regulated entertainment shall take

place unless any amplified system used during the performance is linked/powered to/by the limiting device.

#### **4 Application for the Grant of a Premises Licence - Shell Garage - Easington West, A19 Northbound, Hawthorn, Seaham**

Consideration was given to the report of the Corporate Director, Neighbourhood Services which gave details of an application for the grant of a Premises Licence in respect of Shell Garage, Easington West, A19 Northbound, Hawthorn, Seaham (for copy see file of Minutes).

A plan showing the location of the premises and a copy of the application had been circulated to Members together with a copy of representations received from Hawthorn Parish Council.

During the consultation period an agreement was reached between the applicants and Durham Constabulary, and accordingly the operating schedule had been amended to include additional conditions relating to CCTV, details of which were set out in the report.

Additional information had been circulated to Members in relation to attempted mediation between the applicant and Hawthorn Parish Council. The applicants had offered to amend their application, reducing the hours for the sale of alcohol to 05.00 to 23.00. Members had also been provided with supplementary information from the applicants which included an overview of the store, photographs, quarter mile radius plan and an overview of the Due Diligence package.

Mr C Bungoni, Clerk to Hawthorn Parish Council stated that following the mediation the Parish Councillors remained adamant in their objection to the early opening hours. They were concerned that residents would walk along the A19 to purchase alcohol, causing a danger to the public.

The area had a high alcohol dependency rate and the nearest outlet selling alcohol was at Peterlee. Alcohol sold by the garage would not be conducive to the Parish.

In responding to a question from the Committee Mr Bungoni confirmed that Parish Council meetings were open to the public and were advertised on the Parish Noticeboard. Copies of the minutes were sent to relevant parties such as the Police and County Councillors. Other than the Parish Councillors, he was not able to advise of who was present at the meeting on 16 May 2012 when the issue was considered.

Mr Kent, the applicant's representative stated that there had been attempts at mediation and as a result they had amended their application for the sale of alcohol from 24 hours to between 05.00 and 23.00.

He reminded Members that only item 1(a) of the Parish Council's objections was relevant for consideration by the Sub-Committee.



The Parish Council's objection under 'public safety' stated that there was only the 'possibility of people walking onto and along the motorway'. This was a matter outside the control of the Premises Licence Holder and Mr Kent questioned the relevance of this objection.

The Responsible Authorities had raised no objections to the application. The Police had made recommendations which the applicants had agreed to include in the operating schedule.

In determining the application Mr Kent asked Members to consider the relevant parts of Section 182 Guidance and the Council's own Licensing Policy. The applicants could not be held responsible for people walking along the road to access the garage.

A Member referred to the analysis carried out by the company in relation to intensity of use over a 3 month period and asked how those customers who only used the store travelled there. Mr Patterson, retailer responded that customers arrived by vehicle and that there were no pedestrian visitors to the store.

In summing up Mr Bungoni stated that the Parish Council represented the people of Hawthorn and that the concerns expressed were the voice of Parishioners. The Parish Council were concerned about the welfare of local people and those from neighbouring Parishes.

Mr Kent summed up by stating that he did not intend to cast a slur on residents or their concerns, only that the objection put forward was not relevant. Shell UK were a professional company and had asked initially for the sale of alcohol over 24 hours. However they had attempted mediation and reduced the hours for the sale of alcohol, which would help to mitigate the concern of the Parish Council with regard to people walking to the garage along the road.

He confirmed that the hours requested for the sale of alcohol were 05.00 to 23.00 and this would coincide with their 'closed door' policy.

At 10.57am the Sub-Committee retired to deliberate the application in private. After re-convening at 11.10am the Chair delivered the Sub-Committee's decision.

In determining the application, Members had considered the report of the Licensing Officer, Section 182 Guidance and the Council's Licensing Policy, together with written and verbal representations of the applicant's representative and the Clerk to Hawthorn Parish Council.

**Resolved:**

- (a) That the application for a Premises Licence be granted as follows:-

Opening hours of the premises Monday to Sunday 00.00 to 24.00

Sale of alcohol (for  
consumption off the premises) Monday to Sunday 05.00 to 23.00

Provision of late night  
refreshment (indoors only)

Monday to Sunday 23.00 to 05.00

- (b) The following conditions be imposed upon the Licence:-
- (i) The premises shall be fitted with a suitable and sufficient CCTV system which is operational upon the granting of this licence to Home Office Standard. The system should have a recording facility available to keep data for 28 days
  - (ii) The system will be maintained in good working order and access to the CCTV equipment and recordings be given to the Police as soon as reasonably possible or in any event within 24 hours of the request. Any recorded data/images required by the Police will be provided as soon as reasonably possible or in any event within 24 hours.
  - (iii) Staff training will be implemented and recorded to ensure they are aware of their responsibilities in the retail sale of alcohol. Training and refresher training to take place on a regular basis, training records to be made available to all responsible authorities upon request.
  - (iv) A refusals register shall be maintained with all records to be signed by staff as appropriate. Such records shall be made available to all responsible authorities upon request.
  - (v) Challenge 25 will be used in store. Any person believed to be under the age of 25 must be asked to provide photo identification (via a passport, driving licence or PASS hologram ID card) confirming their age. If identification is requested and refused then no sale of alcohol will take place.
  - (vi) Spirits will be located behind the counter.

## **DURHAM COUNTY COUNCIL**

At a Meeting of **Statutory Licensing Sub-Committee** held in Council Chamber, Council Offices, Chester-le-Street on **Monday 25 June 2012 at 10.00 am**

### **Present:**

**Councillor J Shiell (Chair)**

### **Members of the Committee:**

Councillors B Arthur and K Holroyd

### **Apologies:**

There were no apologies for absence received

### **Also Present:**

Councillor E Bell, S Buston (Solicitor) and K Monaghan (Senior Licensing Officer)

### **1 Declarations of Interest**

There were no declarations of interest received.

### **2 Consideration of a Temporary Event Notice - Red Velvet, Front Street, Consett**

Consideration was given to the report of the Corporate Director, Neighbourhood Services which detailed an objection notice served by the Chief Inspector of Durham Constabulary in response to an application from Mr David Ian Bartley for a temporary event notice for Red Velvet, Consett (for copy see file of minutes).

A copy of the temporary event notice had been circulated to Members together with a copy of the objection received from Durham Constabulary.

A successful mediation had taken place between Durham Constabulary and the Applicant, details of which had been circulated.

Durham Constabulary and the Applicant had both given notice to the Authority that a hearing was unnecessary and requested that it be dispensed with provided that any licence granted included all the conditions that were present on the current premises licence.

In determining the application, the Sub-Committee had considered the report of the Corporate Director, Neighbourhood Services and the Mediation Agreement. The Sub-Committee had also taken into account the relevant provisions of the Licensing Act 2003, Section 182 Guidance issued by the Secretary of State and the Council's Licensing Policy.

**Resolved:**

That the application for a temporary event notice be granted subject to all the conditions that were present on the currently premises licence apply for the full duration of the temporary event notice.

**3 Consideration of a Temporary Event Notice - Decades, Front Street, Consett**

Consideration was given to the report of the Corporate Director, Neighbourhood Services which detailed an objection notice served by the Chief Inspector of Durham Constabulary in response to an application from Mr Luke Richards for a temporary event notice for Decades, Consett (for copy see file of minutes).

A copy of the temporary event notice had been circulated to Members together with a copy of the objection received from Durham Constabulary.

A successful mediation had taken place between Durham Constabulary and the Applicant, details of which had been circulated.

Durham Constabulary and the Applicant had both given notice to the Authority that a hearing was unnecessary and requested that it be dispensed with provided that any licence granted included all the conditions that were present on the current premises licence.

In determining the application, the Sub-Committee had considered the report of the Corporate Director, Neighbourhood Services and the Mediation Agreement. The Sub-Committee had also taken into account the relevant provisions of the Licensing Act 2003, Section 182 Guidance issued by the Secretary of State and the Council's Licensing Policy.

**Resolved:**

That the application for a temporary event notice be granted subject to all the conditions that were present on the currently premises licence apply for the full duration of the temporary event notice.

# 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)

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**Contact: Yvonne Raine**

**Tel: 03000 265256**

**Email: [yvonne.raine@durham.gov.uk](mailto:yvonne.raine@durham.gov.uk)**

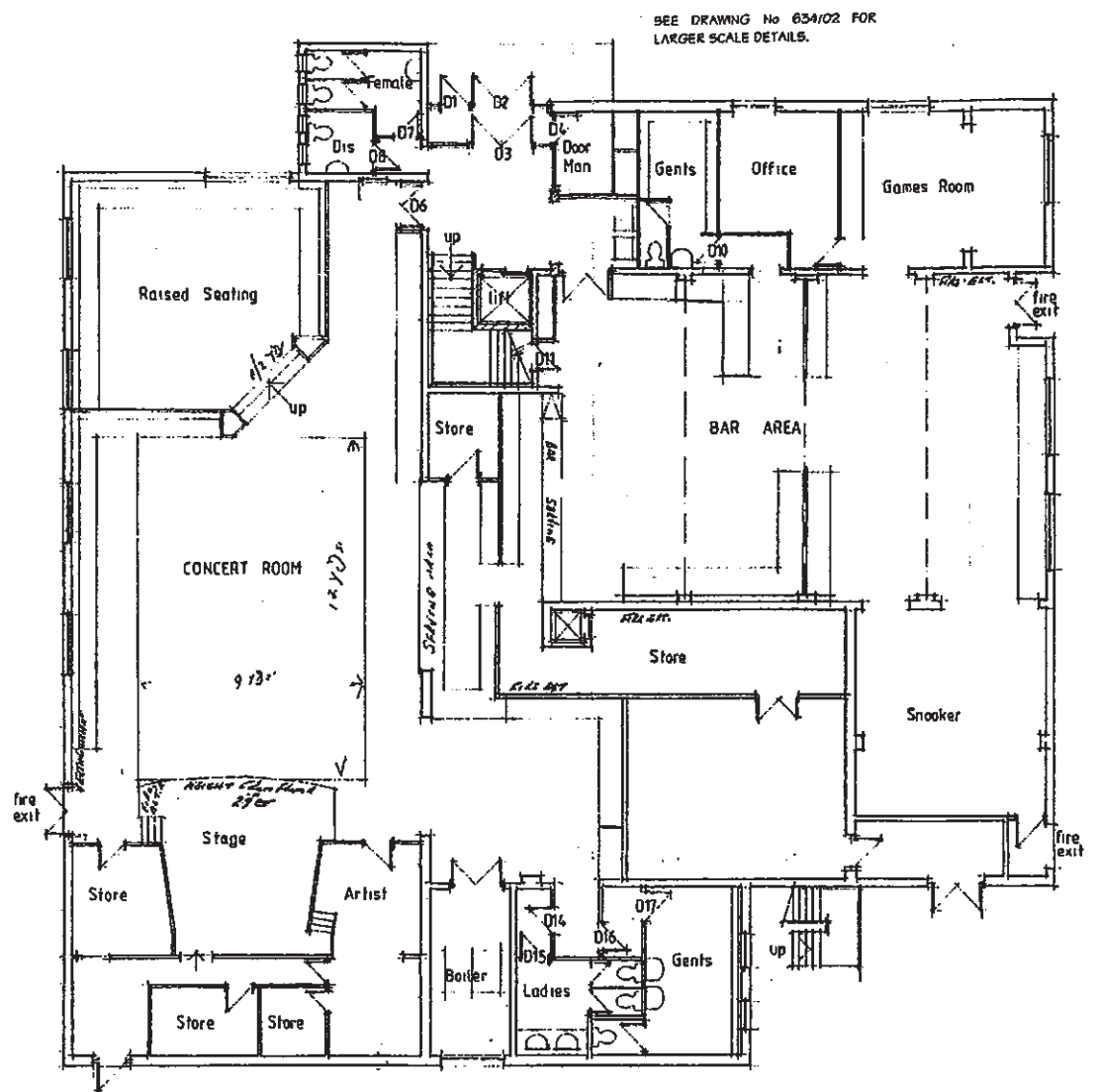
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## APPENDIX 1 – LOCATION PLAN





## APPENDIX 2 – LAYOUT PLANS

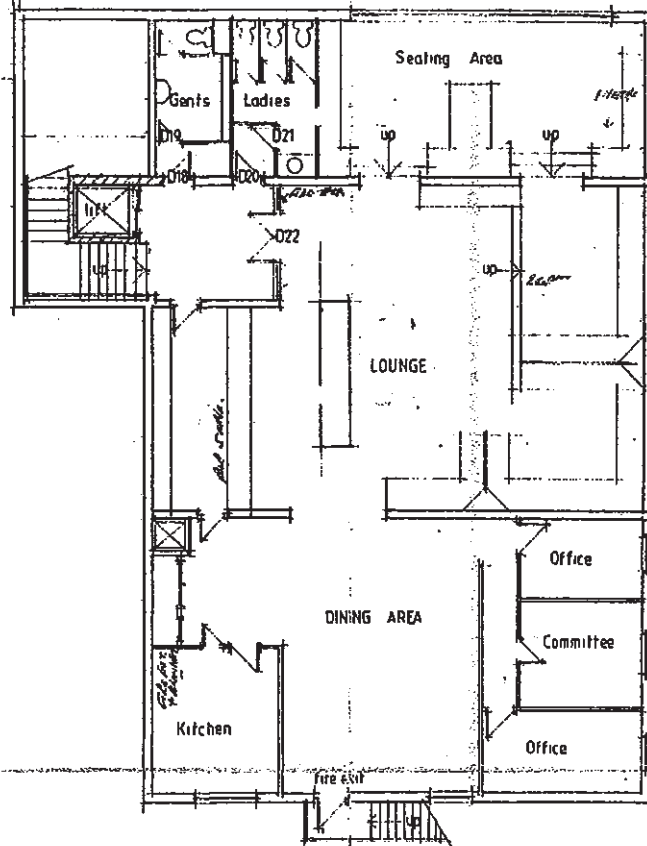


GROUND FLOOR PLAN

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 1:100 201. A.D.

PROJECT No. 634	DRAWING No. 01	Rev.
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## **APPENDIX 3 – APPLICATION**

Receipt no.  
714954  
£190.00 30/5/12

Received 30/05/12

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

by 24/6  
27/6.

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	
ROYAL BRITISH LEGION CLUB, MACMILLAN ROAD, NEWTON AYCLIFFE, CO. DURHAM DL5 4LG	
Post town	NEWTON AYCLIFFE
Post code	DL5 4LG
Telephone number at premises (if any)	01325 312876
Non-domestic rateable value of premises	£18250-00 B.

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)            |

DURHAM COUNTY COUNCIL  
NEIGHBOURHOOD SERVICES

- 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 Anglicote 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 note1)

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 2<sup>ND</sup> 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)  | <input type="checkbox"/>            |
| b) films (if ticking yes, fill in box B)  | <input type="checkbox"/>            |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/>            |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)   | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)   | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G)  | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/>            |

**Provision of entertainment facilities:**

- |   |                                     |
|---|-------------------------------------|
| i) making music (if ticking yes, fill in box I)   | <input checked="" type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J)  | <input checked="" type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) | <input checked="" type="checkbox"/> |

**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

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)	
Mon				
Tue				
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)	
Thur				
Fri				
Sat			<b>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</b> (please read guidance note 5)	
Sun				

## B

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Wed			<b>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</b> (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

# C

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b><u>Please give further details</u></b> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 4)
Wed			
Thur			<b><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></b> (please read guidance note 5)
Fri			
Sat			
Sun			

# D

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Tue					
Wed			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 4)		
Thur					
Fri			<b><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></b> (please read guidance note 5)		
Sat					
Sun					

# E

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	
			Indoors	<input checked="" type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3) WHERE THE CLUB HAS PROFESSIONAL ACTS ON STAGE, THE MUSIC WILL BE AMPLIFIED	
Mon	11 AM	11-30 PM		
Tue	11 AM	11-30 PM		
Wed	11 AM	11-30 PM		
Thur	11 AM	11-30 PM	<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)	
Fri	11 AM	11-30 PM	<b>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</b> (please read guidance note 5) BOXING DAY CHRISTMAS EVE + NEW YEARS EVE until 12.30 PM	
Sat	11 AM	11-30 PM		
Sun	12 NOON	11-30 PM		

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon	11.00	23.30			
Tue	11.00	23.30			
Wed	11.00	23.30	<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Thur	11.00	23.30			
Fri	11.00	23.30			
Sat	11.00	23.30	<b>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</b> (please read guidance note 5)  Boxing Day Christmas Eve & New Years Eve until 00.30		
Sun	12.00	23.30			

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of dance take place indoors or outdoors or both – please tick</b> (please read guidance note 2)		Indoors	<input checked="checked" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
Day	Start	Finish	Both <input type="checkbox"/>			
Mon	11.00	23.30	<b>Please give further details here</b> (please read guidance note 3)			
Tue	11.00	23.30				
Wed	11.00	23.30	<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)			
Thur	11.00	23.30				
Fri	11.00	23.30	<b>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</b> (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				



# H

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

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			<b>Please give a description of the facilities for making music you will be providing</b>	
			<b>Will the facilities for making music be indoors or outdoors or both – please tick</b> (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	<b>Please give further details here</b> (please read guidance note 3)	
Tue	11.00	23.30		
Wed	11.00	23.30	<b>State any seasonal variations for the provision of facilities for making music</b> (please read guidance note 4)	
Thur	11.00	23.30		
Fri	11.00	23.30	<b>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</b> (please read guidance note 5)  Boxing christmas eve & New Years eve until 00.30	
Sat	11.00	23.30		
Sun	12.00	23.30		

J

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			<b>Will the facilities for dancing be indoors or outdoors or both – please tick</b> (see guidance note 2)		Indoors	<input checked="" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
			<b>Please give a description of the facilities for dancing you will be providing</b>			
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)			
Mon	11.00	23.30				
Tue	11.00	23.30				
Wed	11.00	23.30	<b>State any seasonal variations for providing dancing facilities</b> (please read guidance note 4)			
Thur	11.00	23.30				
Fri	11.00	23.30				
Sat	11.00	23.30	<b>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</b> (please read guidance note 5) Boxing Day Christmas Eve & New Year's Eve until 00.30			
Sun	12.00	23.30				

K

<b>Provision of facilities for entertainment of a similar description to that falling within i or j</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment facility you will be providing</u></b>	
Day	Start	Finish	<b><u>Will the entertainment facility be indoors or outdoors or both – please tick</u></b> (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	<b><u>Please give further details here</u></b> (please read guidance note 3)	
Wed	11.00	23.30		
Thur	11.00	23.30	<b><u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u></b> (please read guidance note 4)	
Fri	11.00	23.30		
Sat	11.00	23.30	<b><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></b> (please read guidance note 5)	
Sun	17.00	23.30		

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

L

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)</b>	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Tue					
Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 4)		
Thur					
Fri			<b><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></b> (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"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	11.00	23.30			
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	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 (please read guidance note 5)		
			<p>Boxing Day CHRISTMAS EVE &amp; NEW YEARS EVE until 00.30</p>		

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

Name	STEWART	
Address		
Postcode	DL5 4LH	
Personal Licence number (if known)	SACDL 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)

Day	Start	Finish
Mon	11.00	23.30
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

State any seasonal variations (please read guidance note 4)

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)

CHRISTMAS EVE } 11.00  
+ } TO  
BOXING DAY } 24.00 01.30  
+  
NEW YEARS EVE }

**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 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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	

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (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](http://www.durham.police.uk)  
E-mail: [NALU@durham.pnn.police.uk](mailto: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.