

## **Statutory Licensing Sub-Committee**

**19th June 2012**



### **Application for the grant of a Premises Licence**

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

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**Name and Address of Premises:** Newton Aycliffe WMC Limited, Sheraton Road, Newton Aycliffe, Co. Durham. DL5 5NU

#### **1. Summary**

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

Newton Aycliffe WMC Limited  
Sheraton Road  
Newton Aycliffe  
Co. Durham  
DL5 5NU

Newton Aycliffe WMC 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 April 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:

<b>Activity</b>	<b>Days &amp; Hours requested</b>
Sale of Alcohol for consumption both on and off the premises	Mon - Sun 1000 – 2330 hrs

Plays (Indoors only)	Mon - Sun 1100 – 2300 hrs
Indoor Sporting Events	Mon - Sun 1100 – 2300 hrs
Boxing or Wrestling Entertainment (Indoors only)	Mon – Sun 1100 – 2300 hrs
Live Music (Indoors only)	Mon – Sun 1100 – 2300 hrs
Recorded Music (Indoors only)	Mon – Sun 1100 – 2300 hrs
Performances of Dance (Indoors only)	Mon – Sun 1100 – 2300 hrs
Entertainment of a similar nature to live or recorded music, or performances of dance (Indoors only)	Mon – Sun 1100 – 2330 hrs
Provision of Facilities for Making Music (Indoors only)	Mon – Sun 1100 – 2300 hrs
Provision of Facilities for Dancing (Indoors only)	Mon – Sun 1100 – 2300 hrs
Provision of facilities for entertainment similar to making music or dancing (Indoors only)	Mon – Sun 1100 – 2300 hrs
Provision of Late Night Refreshment (Indoors only)	Mon – Sun 2300 – 2330 hrs
Opening hours of the Premises	Mon - Sun 1000 – 2400 hrs

### **3. The Representations**

The Licensing Authority received one representation on 16th May 2012 from Mr. K. Farrell of 1 Sharp Road, Newton Aycliffe.

The representation relates to the prevention of crime and disorder and the prevention of public nuisance objectives.

A copy of the representation and additional correspondence from Mr. Farrell is attached as Appendix 4.

On 31st May 2012, a letter was sent by Newton Aycliffe WMC to Mr. Farrell in response to his representation. A copy of this correspondence is attached as Appendix 5.

During the consultation period, an agreement was reached between the applicants and Lyndsey Cairns, Principal Public Protection Officer (Pollution) for Durham County Council. The applicants have amended their application by adding the following two conditions to their operating schedule, in accordance with the advice given by the Principal Public Protection Officer (Pollution):

1. All external doors and windows shall be kept closed, other than for access egress in all rooms when events involving regulated entertainment are taking place.
2. 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.

A copy of the e-mail confirming the applicants' agreement to these conditions is attached at Appendix 6.

#### **4. The Parties**

The Parties to the hearing will be:

- Newton Aycliffe WMC Limited (The applicants)
- Mr K Farrell

#### **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
- Part 7 - The Prevention of Public Nuisance

Relevant information is attached at Appendix 7.

#### **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
- Paragraph 2.33 – Licensing Objectives – Public Nuisance

## **7. For Decision**

The Sub-Committee is asked to determine the application in the light of the application, the representation received and any mediation between the applicant and interested parties.

### **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**

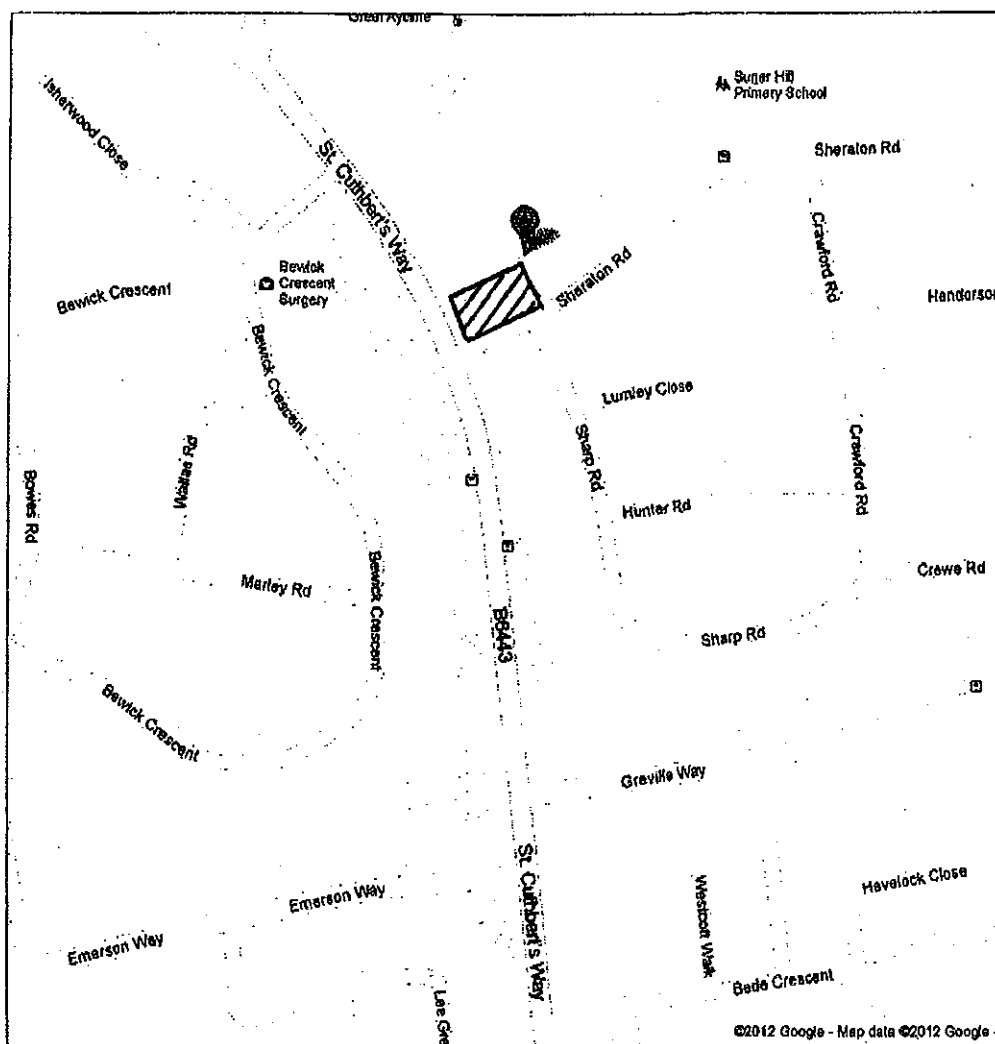
**Email: [yvonne.raine@durham.gov.uk](mailto:yvonne.raine@durham.gov.uk)**

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## **APPENDIX 1 – LOCATION PLAN**

Google

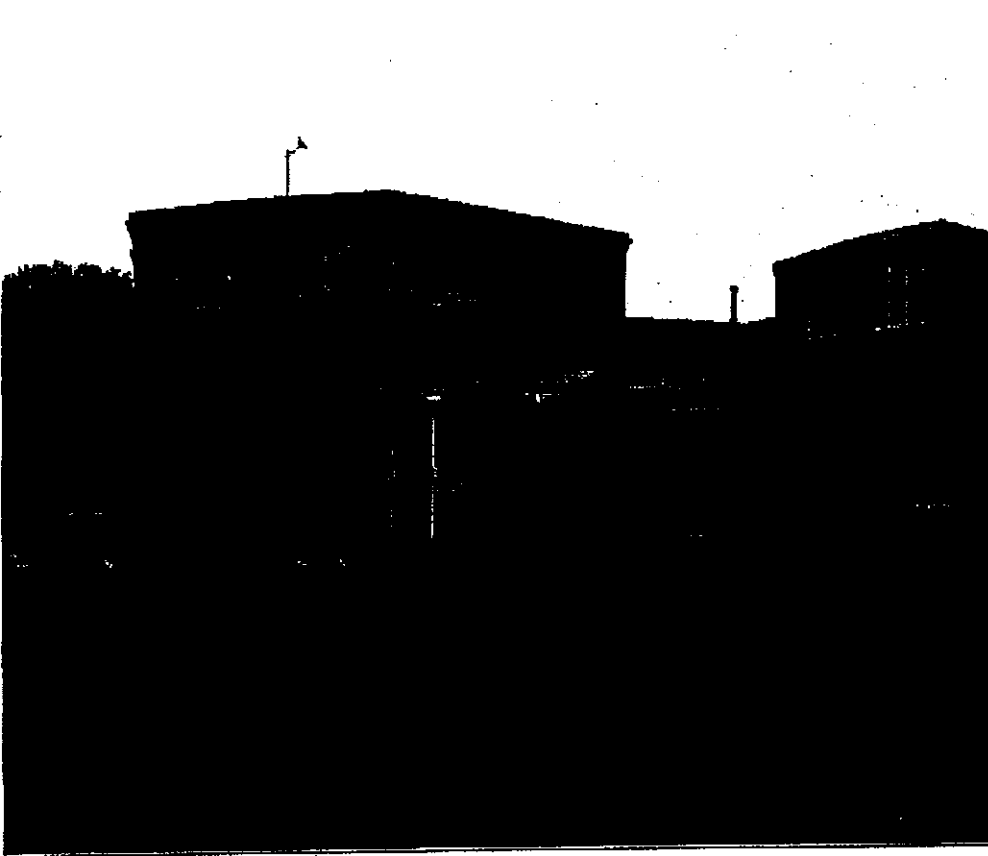
Address **Newton Aycliffe, County Durham**  
**DL6 5NU**  
**UK**



Google

Address **Sheraton Road**

Address is approximate



Google

Address 47 Sheraton Road

Address is approximate

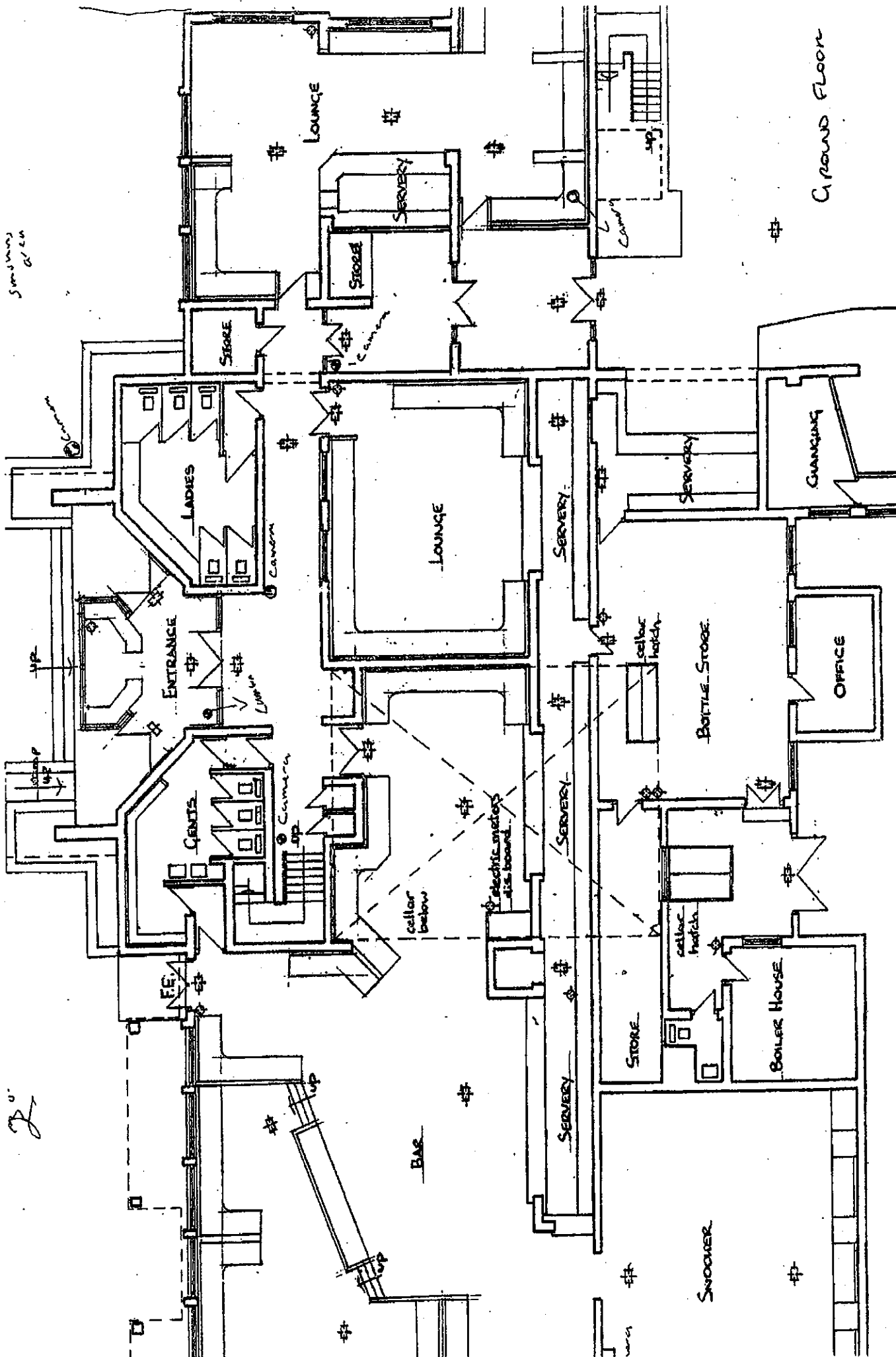


Sharp  
Road

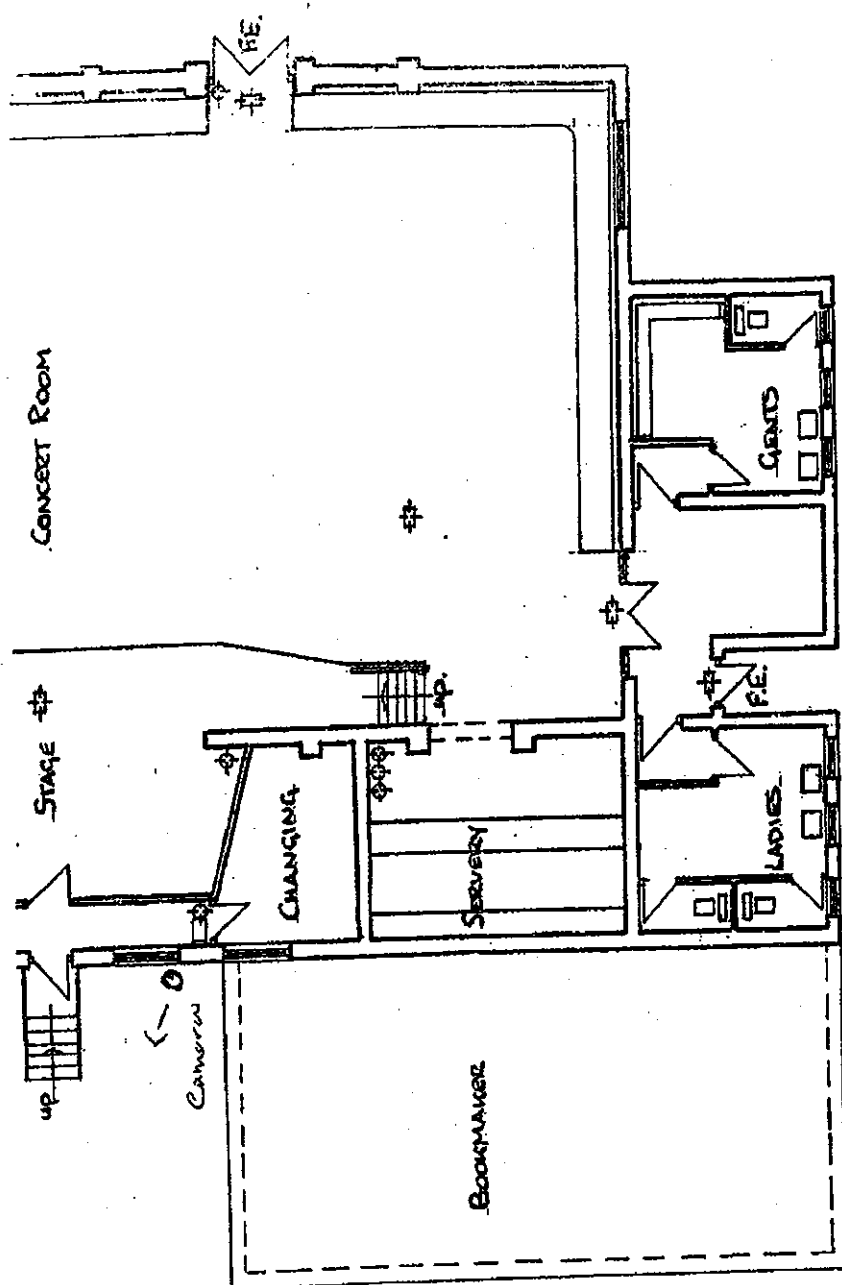
Sheraton Road



## **APPENDIX 2 – LAYOUT PLANS**

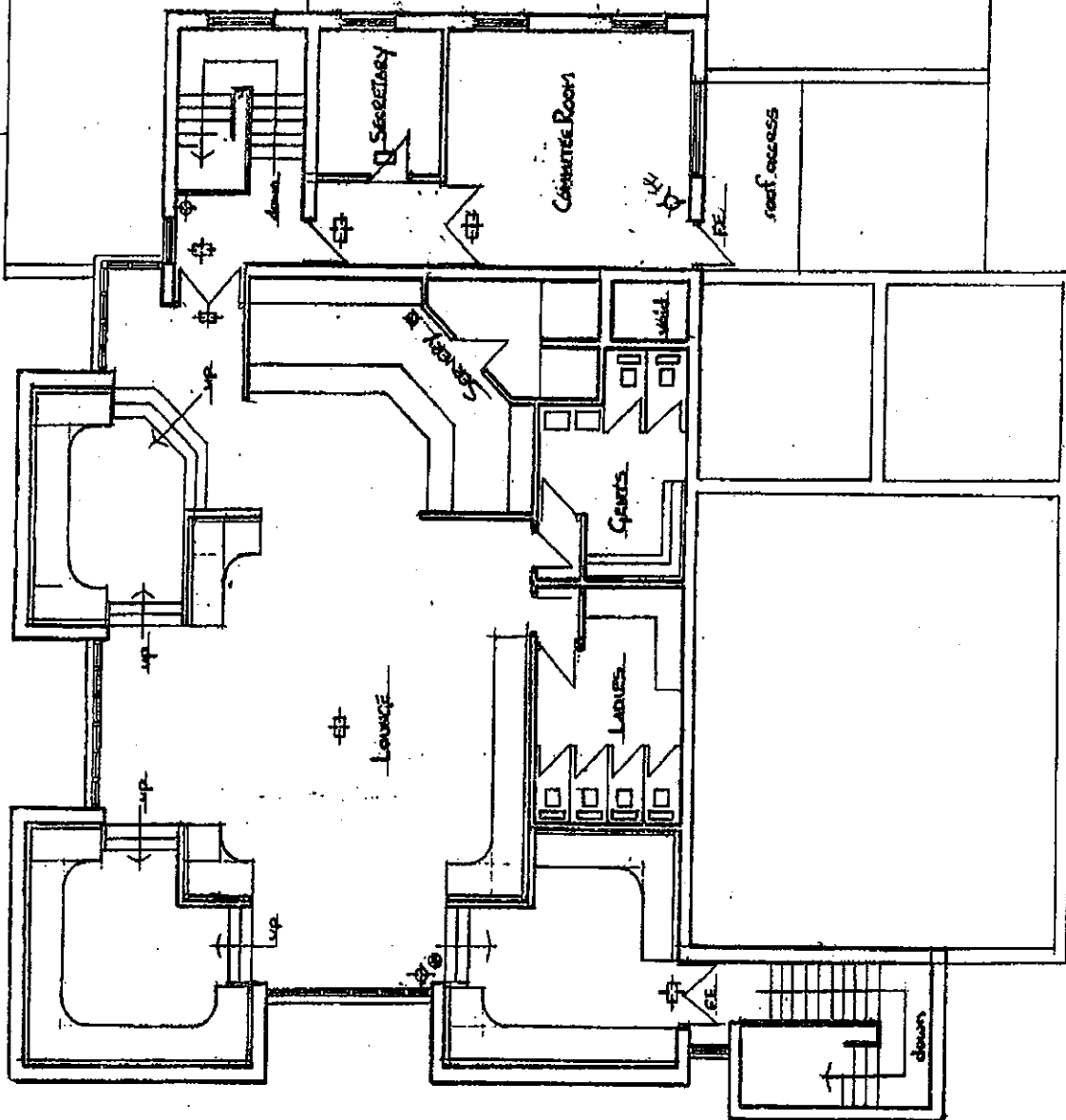


Ground Floor



GROUND FLOOR

First Floor



## **APPENDIX 3 – APPLICATION**



by 28/5/12

### Application for a premises licence to be granted 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 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.

We Newton Aycliffe WMC Limited 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 am making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

#### Part 1 – Premises Details

NEWTON AYCLIFFE WMC LIMITED SHERATON ROAD NEWTON AYCLIFFE	
Post town: county Durham	Post code: DL5 5NU

Telephone number at premises (if any)

01325 312949

Non domestic rateable value of premises

£ 21000

#### Part 2 – Applicant Details

Please state whether you are applying for a Premises Licence as:

Please tick ✓

- |   |   |
|---|---|
| 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   | <input type="checkbox"/> | please complete section (B) |
| f) A health service body  | <input type="checkbox"/> | 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   | <input type="checkbox"/> | please complete section (B) |
| ga) A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England | <input type="checkbox"/> | please complete section (B) |
| h) The chief officer of police of a police force in England and Wales   | <input type="checkbox"/> | please complete section (B) |

Please tick ✓

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

- 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

<input type="checkbox"/>
<input type="checkbox"/>

**(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) <input type="checkbox"/>
Surname		First names		
<input type="text"/>		<input type="text"/>		

Please tick ✓

I am 18 years old or over

☐

Current postal address  
if different from  
premises address

Post Town



Daytime contact telephone number

Email address (optional)

**SECOND INDIVIDUAL APPLICANT (if applicable)**

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

Surname

First names

Please tick ☒

I am 18 years old or over

☐

Current postal address  
if different from  
premises address

Post Town

Postcode

Daytime contact telephone number

Email address (optional)

**(B) OTHER APPLICANTS**

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

Name Newton Aycliffe WMC Limited
Address Sheraton Road Newton Aycliffe County Durham DL5 5NU
Registered number (where applicable) CIU REGISTERED NUMBER 14153
Description of applicant (for example, partnership, company, unincorporated association etc.) Club limited by Guarantee



Telephone number (if any) 01325 312949
E-mail address (optional) <del>XXXXXXXXXX</del>

### Part 3 Operating Schedule

When do you want the premises licence to start?

Day		Month		Year			
A	S	A	P				

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

Day		Month		Year			
A	S	A	P				

If 5000 or more people are expected to attend the premises at any one time, please state the number expected to attend

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The premises operate as a working men's club and are affiliated of Club Institute Union (CIU) The club currently operate under a Club Premises Certificate number SBCDL16PRM0100.

The club is a detached property which benefits from a large car park. The club consists of three lounge or bar areas, a large concert room. The club also has a games room off one of the downstairs bar areas which has 2 snooker table a pool table offices and committee rooms and the usual service areas. The premises are built over 2 floors, with the concert room, games rooms and 2 bar areas on the ground floor. The upper floor consists of a lounge area, committee room and offices.

For most of the week the only areas open to the public/members are the ground floor concert room and bar areas. The upstairs lounge is open at the week-end and for functions

The club operate with an executive committee; the executive committee have designated duties including health & safety, bar, staff, building maintenance and finance. The executive committee meet once every week.

The bar manager who holds a personal licence reports each week to the executive committee.

The club have external and internal CCTV which operates on a hard drive system. Two are situated on the outside of the building, one covering the customer entrance, the other covering the staff entrance to the rear of the building, the same area where beer deliveries are accepted. Internally there are 7 cameras situated in corridors, bar areas, smoking area and beer cellar.

The club have operated for some 56 years at the present purpose built site, social changes over the years have led to the demise of many clubs. Newton Aycliffe is a successful well run club, however in order to make best use of the facilities and use the concert room and upstairs lounge for functions, the executive committee have taken the decision to apply for a premises licence which will allow the club to increase it's income and provide re-investment funds for the future as well as safeguarding the current workforce.

All customers will be encouraged to become members of the club. At present the club has over 4000 members, many of whom are pensioners and life members, approximately 2150 members pay subscriptions each year

What licensable activities do you intend to carry on from the premises?  
 (Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

**Provision of regulated entertainment**

- 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) performance 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)

Please tick ✓

✓
✓
✓
✓
✓
✓
✓

**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)

☒

Sale by retail 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)			Will the performance of a play take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	✓
				Outdoors	
Day	Start	Finish	Please give further details here (please read guidance note 3) <b>CHRISTMAS PANTOMINE FOR MEMBERS</b>		
Mon	11.00	23.00			
Tue	11.00	23.00	State any seasonal variations for performing plays (please read guidance note 4)		
Wed	11.00	23.00			
Thur	11.00	23.00	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)		
Fri	11.00	23.00			
Sat	11.00	23.00			
Sun	11.00	23.00			

# B

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

**C**

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)  POOL, DARTS, SNOOKER IN THE PRESENCE OF AN AUDIENCE
Day	Start	Finish	
Mon	11.00	23.00	State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue	11.00	23.00	
Wed	11.00	23.00	
Thur	11.00	23.00	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. (please read guidance note 5)  N/A
Fri	11.00	23.00	
Sat	11.00	23.00	
Sun	11.00	23.00	

**D**

Boxing or wrestling entertainment Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	✓
Day	Start	Finish		Outdoors	
Mon	11.00	23.00	Please give further details here (please read guidance note 3)  Indoor boxing and wrestling matches in front of spectators.	Both	
Tue	11.00	23.00	State any seasonal variations for the boxing or wrestling entertainment (please read guidance note 4)		
Wed	11.00	23.00			
Thur	11.00	23.00			
Fri	11.00	23.00	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. (please read guidance note 5)		
Sat	11.00	23.00			
Sun	11.00	23.00			

# E

<b>Live music</b> 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	✓
				Outdoors	
				Both	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	Please give further details here (please read guidance note 3) Both amplified and unamplified music by musicians		
Mon	11.00	23.00			
Tue	11.00	23.00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed	11.00	23.00			
Thur	11.00	23.00	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)		
Fri	11.00	23.00			
Sat	11.00	23.00			
Sun	11.00	23.00			

# F

<b>Recorded music</b> 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	✓
				Outdoors	
				Both	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	Please give further details here (please read guidance note 3) Pre recorded backing music for performers eg DJ		
Mon	11.00	23.00			
Tue	11.00	23.00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Wed	11.00	23.00			
Thur	11.00	23.00	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)		
Fri	11.00	23.00			
Sat	11.00	23.00			
Sun	11.00	23.00			

# G

<b>Performance of dance</b> 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	✓
					Outdoors	
					Both	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	Please give further details here (please read guidance note 3) Provision for dance groups to perform			
Mon	11.00	23.00				
Tue	11.00	23.00				
			State any seasonal variations for the performance of dance (please read guidance note 4)			
Wed	11.00	23.00				
Thur	11.00	23.00				
			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)			
Fri	11.00	23.00				
Sat	11.00	23.00				
Sun	11.00	23.00				

# 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)			Please give a description of the type of entertainment you will be providing			
			Will this entertainment take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)		Indoors	✓
					Outdoors	
					Both	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	Please give further details here (please read guidance note 3)			
Mon	11.00	23.30				
Tue	11.00	23.30				
			State any seasonal variations for the entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)			
Wed	11.00	23.30				
Thur	11.00	23.30				
			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. (please read guidance note 5)			
Fri	11.00	23.30				
Sat	11.00	23.30				
Sun	11.00	23.30				



<b>Provision of facilities for making music</b> Standard day 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)	Indoors	✓
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3) Karaoke performance, live and recorded music		
Mon	11.00	23.00			
Tue	11.00	23.00			
Wed	11.00	23.00	State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Thur	11.00	23.00			
Fri	11.00	23.00			
Sat	11.00	23.00	Non standard timings. Where you intend to use the premises for the 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)		
Sun	11.00	23.00			

**J**

<b>Provision of facilities for dancing</b> Standard days & timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (✓) (please read guidance note 2)		Indoors	✓
					Outdoors	
					Both	
					Please give a description of the facilities for dancing you will be providing	
Day	Start	Finish				
Mon	11.00	23.00				
Tue	11.00	23.00	Please give further details here (please read guidance note 3)			
Wed	11.00	23.00				
Thur	11.00	23.00				
Fri	11.00	23.00	State any seasonal variations for providing dancing facilities (please read guidance note 4)			
Sat	11.00	23.00				
Sun	11.00	23.00				
			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list. (please read guidance note 5)			

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)			Please give a description of the type of entertainment facility you will be providing		
			Will the entertainment facility be place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	✓
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	11.00	23.00			
Tue	11.00	23.00			
Wed	11.00	23.00	State any seasonal variations for the provisions of facilities for entertainment of a similar description to that falling within (i) or (j) (please read guidance note 4)		
Thur	11.00	23.00			
Fri	11.00	23.00			
Sat	11.00	23.00	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. (please read guidance note 5)		
Sun	11.00	23.00			

L

<b>Late night refreshment</b> 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	✓
					Outdoors	
					Both	
					Day	Start
Mon	23.00	23.30				
Tue	23.00	23.30				
Wed	23.00	23.30	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)			
Thur	23.00	23.30				
Fri	23.00	23.30				
Sat	23.00	23.30	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. (please read guidance note 5)			
Sun	23.00	23.30				

**M**

<b>Sale of alcohol</b> Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption on or off the premises or both – please tick (✓). (please read guidance note 7)	On the premises	
				Off the premises	
				Both	✓
<b>Day</b>	<b>Start</b>	<b>Finish</b>	State any seasonal variations for the sale of alcohol (please read guidance note 4)		
Mon	10.00	23.30			
Tue	10.00	23.30			
Wed	10.00	23.30			
Thur	10.00	23.30	Non standard timings. Where you intend to use the premises for the sale of alcohol at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Fri	10.00	23.30			
Sat	10.00	23.30			
Sun	10.00	23.30			

<b>State the name and details of the individual whom you wish to specify on the licence as premises supervisor</b>	
<b>Name</b>	
<b>Address</b>	
<b>Postcode</b>	
<b>Personal licence number (if known)</b> ELINDC/A/008977	
<b>Issuing licensing authority (if known)</b> East Lindsey District Council	

# 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)**

1. 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.
2. Gaming machines are on the premises, notices will be put near the machines informing customers of the age restrictions on playing gaming machines. One of the CCTV cameras is sited in this area.
3. Customers will not be allowed to "abandon" their children, notices will be put up requesting customers that they should remain with their children when they are on the premises.

# O

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	10.00	00.00	
Tue	10.00	00.00	
Wed	10.00	00.00	
Thur	10.00	00.00	
			Non standard timings. Where you intend to open 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)

Fri	10.00	00.00	
Sat	10.00	00.00	
Sun	10.00	00.00	

## 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 club are willing to take on board any reasonable requests from responsible bodies not covered in b to d below.

**b) The prevention of crime and disorder**

1. The club are already active members of the local Pubwatch scheme, the DPS, a member of staff or committee member shall use his or her best endeavours to attend all meetings of the scheme.
2. Currently there is a doorman on Friday, Saturday and Sunday nights, the DPS and or committee members will assess the requirements for door supervisors on an ongoing basis and employ door supervisors at such times and in such numbers as necessary.
3. A Check 21 proof of age scheme shall be adopted.
4. A new CCTV has been installed at the premises with 2 external and 7 internal cameras. Images are recorded 24 hours per day and will be retained for 31 days and made available to Durham Police on request. The recording device and monitor are located in the secretary's office. This office is closed when not in use with the keyholders limited to the secretary and treasurer.

**c) Public safety**

1. The club currently has a health and safety consultant who has carried out risk assessments on all aspects of the club's operations
2. Before opening checks are carried out to ensure all access to the premises and all exits are clear.
3. Written records of all accidents and safety incidents involving members of the public and staff will be kept.
4. A suitable trained and competent person (normally HSE Consultant) will ensure regular safety checks are undertaken including decorative and functional fixtures, floor surfaces and equipment.
5. PAT testing by a suitably qualified person is undertaken on an annual basis
6. Electrical installations are inspected on a periodic basis by a suitably qualified and competent person. Inspection records/certificates are kept. These will be made available at the request of an authorised officer.
7. Regular safety checks of guarding to stairs, balconies, landings and ramps are undertaken and a supervision policy will be maintained to prevent people from inappropriate behaviour including climbing which may lead to a fall from height.
8. A suitable trained first aider will be provided at all times when the premises are open
9. Adequate and appropriate first aid kit and materials will be made available on the premises.

10. A procedure for dealing with unwell customers will be in place including those who appear to be affected by alcohol or drugs. At least one member of staff per shift will be appropriately trained.
11. No strobes, lasers smoke machines or other special effects will be used at the premises unless there is a clearly displayed warning at the premises that such equipment is in use.
12. Drinks, open bottles and glasses will not be taken from the premises. Glasses and empty bottles will be collected regularly and promptly. Glass and other sharp will be stored and disposed of safely using suitable receptacles. These will be secured and not accessible to customers.
13. Safety glass that is impact resistant will be used in all areas where possible where the public may come into contact with it.
14. A written spillage policy will be kept to ensure spillages are dealt with in a timely and safe manner.

**d) The prevention of public nuisance**

1. Signage is displayed at all exits from the premises that customers leave quietly and with regard to any residents neighbouring properties.
2. No noise nuisance should be caused by noise or vibration emanating from the internal parts of the premises.
3. All licensable activities shall be conducted and operated as to prevent the transmission of audible noise or perceptible vibration through the fabric of the building.
4. No bottles shall be placed in any external receptacle between the hours of 22. hrs and 09.00 to minimise noise disturbance to adjoining properties
5. Plant and machinery to be regularly serviced and maintained.
6. There shall be no loudspeakers located on external parts of the premises.
7. Any external lighting provided for customer and staff safety, for the securing of the premises shall be of such intensity, suitably positioned and operated as not to cause nuisance to neighbouring properties.
8. Business waste shall be stored inside closed containers awaiting collection and are located to the rear of the building. Litter arising from people using the premises shall be cleared away regularly.
9. A facility is provided for customers to order taxis and telephone numbers are placed in a prominent position. The club already liaises with a local taxi firm

**e) The protection of children from harm**

1. 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.

- I have made or enclosed payment of the fee
- I have enclosed a 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 proposed 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

Please tick ✓

✓
✓
✓
✓
✓
✓

**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.

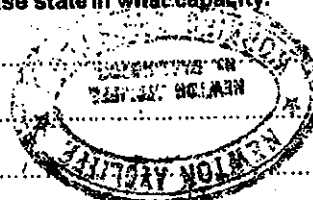
Signature .....

Date .....

Capacity .....

20/4/12

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 .....

**Contact Name (where not previously given) and address for correspondence associated with this application** (please read guidance note 19)

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**

To Licencing dpt.  
Durham County Council  
Cannon House  
John St. North  
Meadowfield  
Co. Durham DH17 8RS

1. Sharp road  
Newton Bycliffe  
Co. Durham DL5 5NX  
Tel. 01325 312569  
10/5/12

Dear Sir,

Re-notice of planning application  
fixed to the lamp post at the Working  
Mens Club at Sheraton road, Newton  
Bycliffe

I object to the plans which are  
intended to attract more people and more  
anti social behavior. The car park only  
holds fifty cars and the annexed betting  
shop takes some of those. The plans  
are ambiguous and I would like to know  
what they mean by similar entertainment?

The Club currently have drinking and  
music untill 11.00 p.m. In reality the  
music never stops before 11.15 p.m., drinking  
untill midnight and people noisily leaving  
after that. They plan to start drinking  
at 10.00 a.m. Does that mean the doors  
open at 9.00 a.m. drinking with children

starting school next door?

This drinking entertainment business is inappropriate on Sheraton rd. The Planning authority was wrong to allow it to grow to its current size. It was also wrong to grant it permission for a smoking area on the pavement on Sheraton rd. There is only railings separating the public and school grounds from revelers. Revelers believe that swearing and shouting is mandatory.

I observe one of the plans is for boxing. The Club already stage boxing. The next event being May 25th 2012.

Whenever the club believes it can attract large numbers of people they invite burger caravan businesses. They set up as close to my house as they can. These bay by trailers are powered by generators. They sell fast food to anyone while the demand is there. I am expected to suffer this noise some ten yards from my property. The next time a trailer sets up there i will make a video recording and send a copy to your council.

This club was intended as a private club. Now it is failing the ruling members are determined to attract anyone who will pay to drink their beer.

Yours faithfully,

K. FARRELL

DURHAM COUNTY COUNCIL  
NEIGHBOURHOOD SERVICES

1. Mary Kay,  
Newton Eycliffe,  
Co. Durham  
DLS 5NX  
5/6/12

Yvonne Raine  
Durham County Council,  
Neighbourhood Services Department  
Environment, Health and Consumer Protection,  
Licensing Services,  
P.O. Box 617  
Durham DH1 9HZ.

Dear Yvonne Raine,

Re Application  
for premises licence W.M.C. Tharston rd.  
Newton Eycliffe DLS 5ND

I recieved your hand  
delivered letter dated the day before.  
Squeezing my response time down further  
It is the unfairness we come to expect.  
My past experience of the W.M.C. and agents  
to it, has taught me no matter what  
evidence your department receive the W.M.C.  
will be granted license to do whatever  
it plans.

They already drink untill midnight  
and have been opening before noon for  
years.

The W.M.C. is unregulated. It is an  
inappropriate business in this area. It has  
been permitted to grow too big

It has parking spaces for your own cars  
the overflow parking being the school  
pavement.

There is only the good fairy  
on my side. The rundown premises has  
been in decline for years. Hence the  
public entertainment license. They never  
believe that quozzeling beer at breakfast  
time will save the club from failure.  
It is no longer a working men's club.

Its ruling members are prepared to drag  
this area down to any level so they can  
survive.

My presence at your hearing would  
make not one jot of difference to the  
outcome. Anyone passing these plans  
should hang their heads in shame.

Yours sincerely,

 K. FARRELL

## **APPENDIX 5 – APPLICANTS' RESPONSE TO REPRESENTATION**

# NEWTON AYCLIFFE W.M.C. LTD

Sheraton Road Newton Aycliffe  
Cb. Durham DL5 5NU  
Phone 01325 312949 Fax 01325 300178  
MOB 07974403198  
Registered Number 14153 R. Durham  
VAT Reg. No. 257 8272 28  
MICKDOONEY@BTCONNECT.COM

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Date 31/05/2012

Mr K Farrell  
1 Sharp Road  
Newton Aycliffe  
County Durham  
DL5 5NX

Dear Mr Farrell

## PREMISES LICENCE APPLICATION

I refer to your letter of 10 May 2012 to the licensing department at Durham County Council. I would like to explain why we have applied for the premises licence and what our intentions are as well as answer some of the points you mention in your letter.

The club bar will only open at 10.00 am on special occasions e.g. weddings or funerals; it is not our intention to open before 11.00 am on a regular basis. The changes in the times open and facilities offered are minor. The request for a premises license is based on economic factors. The club has a large concert room that is not used on a regular basis. In order to rent out this room the club require to apply for a premises license in order that non-members can book the room. We could apply for temporary event notices, however this restricts the number of events we can have.

You mention that our plans are ambiguous in respect of "similar entertainment" this is a catch all phrase. As far as I'm aware the club have never put on a play or had dance performances, however if we do not apply for this it precludes us from either putting these events on in the future or renting the concert room out for those events which could include a school play or some children's dance competition. We do not intend to provide any entertainment which has an adult theme.

We do not employ or invite street vendors who supply burgers etc, I can only assume that the hear of events and trade on this basis. I suggest you take this up with licensing or the police or the vendors themselves.

MR. K. FARRELL  
1 SHARP ROAD  
NEWTON AYCLIFFE  
COUNTY DURHAM  
DL5 5NX

The car park you mention can hold over 100 cars, they only time it is anywhere near fully utilized is on the school run, parent's evenings or functions at the adjacent school. We have a very good relationship with the school and have encouraged parents to use the car park instead of blocking the road with all the dangers this brings.

In conclusion, we like to think we are good neighbours and encourage our members and guests to leave the premises in a quiet manner. We have notices to this effect and a doorman on Friday, Saturday and Sunday. We do not expect our function trade to dramatically increase, many weeks there are no functions at all.

The boxing event that was held on the 25<sup>th</sup> May was a great success, we are not aware from the police or anyone else that there were any problems. We hope to allow charities to use our premises for meetings and functions and have already been approached by MIND.

The club have complied with all the requirements and conditions as laid down by the Police, environmental health etc.

I hope this answers your questions and allays and fears that you may have over our future operation of the club.

Yours sincerely



Mick Dooney  
Club Secretary



**APPENDIX 6 - ACCEPTANCE OF  
CONDITIONS**

**Yvonne Raine**

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**From:** Neil Purves [npurves@.....co.uk]  
**Sent:** 23 May 2012 14:33  
**To:** Yvonne Raine  
**Cc:** Mick Dooney  
**Subject:** NEWTON AYCLIFFE WMC PREMISES LICENCE APPLICATION

Dear Ms Raine

Further to your e mail to Mick Dooney of 22nd May, I can on behalf of the club confirm that the following conditions in respect of the licence are acceptable to the club. This was agreed in an exchange of e mails and a telephone conversation between Lyddsey Cairns Principle Public Protection Office (Pollution) at Durham County Council and Mick Dooney the club secretary.

1. All external doors and windows shall be kept closed, other than for access egress in all rooms when events involving regulated entertainment are taking place.
2. 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.

Regards

Neil Purves

For and on behalf of Newton Aycliffe WMC

MOBILE NUMBER ~~0191 234 5678~~

## **APPENDIX 7 – STATEMENT OF LICENSING POLICY**

## **APPENDIX 7**

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

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

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

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

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

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

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

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

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

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

## **7.0 Prevention of Public Nuisance**

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

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

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

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

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

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

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

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

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

