

DURHAM COUNTY COUNCIL

At a Meeting of **Statutory Licensing Sub-Committee** held in Council Chamber, Council Offices, Chester-le-Street on **Thursday 24 January 2013 at 10.00 am**

Present:

Councillor D Marshall (Chair)

Members of the Committee:

Councillors B Arthur and D Brown

Also Present:

H Johnson – Licensing Team Leader

G Proud – Legal Officer

1 Apologies for Absence

There were no apologies for absence received.

2 Substitute Members

There were no substitute Members.

3 Minutes

The Minutes of the meeting held on 31 December 2012 were agreed as a correct record and were signed by the Chair.

4 Declarations of Interest

There were no declarations of interest.

5 Application for the Review of a Premises Licence - Etherley Cricket Club, Bishop Auckland

Consideration was given to the report of the Corporate Director, Neighbourhood Services which gave details of an application for the review of a Premises Licence in respect of Etherley Cricket Club, Bishop Auckland (for copy see file of Minutes).

Members had been provided with a copy of the Premises Licence, location plan and the application made under Section 53A of the Licensing Act 2003 by Durham Constabulary, together with the Notice of Determination of the expedited review hearing held on 31 December 2012.

The Sub-Committee was advised that successful mediation had taken place between Durham Constabulary and the Cricket Club with the result that the hours for carrying out licensable activities had been amended and conditions on the existing Premises Licence had been modified, which included the removal of the Designated Premises Supervisor.

A copy of the Mediation Agreement had been circulated to Members.

In determining the application Members considered the report of the Licensing Officer and the Mediation Agreement. The Sub-Committee also took 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 in view of the successful mediation between the Licence Holder and the Police the review application be disposed of by removal of the Designated Premises Supervisor, Fred Adams and by modifying the conditions of the Premises Licence.

Accordingly the suspension of the Premises Licence following the hearing on 31 December 2012 be lifted and;

(a) the following conditions be attached to the Premises Licence:-

- (i) Licensable activities to finish at 22:00 with all patrons leaving the premise at its terminal hour of 22:30, only CPC members and bonafide guests after 22:00.
- (ii) Children under the age of 18 years will be supervised by an adult at all times.
- (iii) Children under the age of 18 years must not be in the premise after 21:00 hours.
- (iv) All planned events likely to attract large numbers of patrons will be risk assessed in advance and should it be deemed necessary door supervision registered under the SIA will be employed to work the duration of that event. The premise will be required to increase the number of door staff at the request of Durham Constabulary on days of large scale events and/or where concerns regarding the 4 Licensing Objectives are identified at a ratio of 1:100.
- (v) In addition to previous conditions CCTV will be fitted and operational in all internal areas of the premise covered by the licence. The system will record 24 hours a day in all light conditions. Cameras will specifically cover the main entrance achieving facial recognition standard on entry and will be fitted externally covering all exits front and rear. The CCTV will record on a hard drive for 28 days in cycle. All members of staff will be trained in its operation such that if a responsible authority makes

request for a recording then it will be produced as expediently as possible.

- (vi) All windows and external doors shall be kept closed after 21:00 hours or at any time the regulated entertainment in the form of live or recorded music takes place except for the access and egress of patrons.
- (vii) The premise will implement the use of polycarbonate drinking vessels in respect of any customers who consume alcohol in the designated area outside.
- (viii) An incident log shall be kept at the premise and made available on request to an authorised Licensing Officer or Police which shall record the following:
 - All crimes reported to the venue
 - All ejections of patrons
 - Any incidents of crime and disorder
 - All seizures of drugs or offensive weapons
 - Any patron refused entry to the premise.
- (ix) Challenge 25 shall be operated at the premise where the only acceptable forms of identification are recognised photographic identification cards such as driving licence, passport or PASS card. When employed door staff will assist in the management of the Premise Age Verification Policy.
- (x) The premise shall, as a standard, use toughened glassware where available and shall risk assess the use of polycarbonate glassware in consultation with Durham Constabulary on days of large scale events.
- (xi) Visual inspection, and personal interaction with customer, will enable staff to determine if the customer is fit to be sold alcohol. If staff believe person to be intoxicated with drink or drugs they will be refused.
- (xii) Persons known to be, or suspected of buying on behalf of children will be refused sale and reported to the Police.
- (xiii) Where a Pubwatch exists, the premise will be an active member of Pubwatch, and will attend meetings, and join activities.
- (xiv) Adequate lighting both inside and outside shall be provided at the premise.

(b) the licensable activities be modified as follows:-

Opening hours Monday through to and including Sunday 09:30 to 22:30 (The Club Premises Certificate (CPC) is still in existence and the opening hours in respect of the CPC are not affected)
Films Indoors only Monday to Sunday 11:00 to 20:00
Indoor Sporting Events Monday to Saturday 18:00 to 22:00 Sunday 12:00 to 22:00
Live Music Indoors only Monday to Sunday 19:00 to 22:00
Recorded Music Indoors only Monday to Saturday 19:00 to 22:00 Sunday 12:00 to 22:00
Performance of Dance Indoors only Monday to Friday 19:00 to 22:00 Saturday and Sunday 12:00 to 22:00
Anything of a similar description to live music, recorded music or performances of dance Indoors only Monday 19:00 to 22:00 Tuesday to Sunday 12:00 to 22:00
Sale by Retail of Alcohol (On and off sales) Monday to Sunday 11:00 to 22:00