

Statutory Licensing Sub-Committee

24th January 2017

Application for the Grant of a Premises
Licence



Report of Jane Robinson, Corporate Director, Adult & Health Services

Name and Address of Premises: One Stop, Unit 1, North Road,
Catchgate, Co Durham, DH9 8EF

1. Summary

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

One Stop Stores Ltd
Apex Road
Brownhills
Walsall
West Midlands WS8 7TS

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

2. Details of the Application

An application for the grant of a premises licence was received by the Licensing Authority on 1st December 2016. A copy of the application is attached as Appendix 2. The premises licence application included an A3 size plan and this will be made available to members to view at the meeting.

The application is deemed by the Licensing Authority to be correctly served.

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

Activities	Days & Hours Requested
Sale of Alcohol (off sales)	06:00 – 23:00 hrs Monday to Sunday
Opening Hours	06:00 - 23:00 hrs Monday to Sunday

The applicant has proposed the steps that they intend to take in order to promote the four licensing objectives, which are outlined within the application form.

3. The Representations

The Licensing Authority received one letter of representation from 'other persons', from the McDermott family, namely Mr Nicholas Brian McDermott, Margaret McDermott, Mr Terry McDermott on 23rd December 2016. The licensing authority consider the letter to be relevant.

The representation relates to the following licensing objectives:

- The Prevention of Crime & Disorder
- The Prevention of Public Nuisance
- The Protection of Children from Harm

A copy of the representation is attached as Appendix 3.

The licensing authority also received a petition from Catchgate Residents on 23rd December 2016 which is attached as Appendix 4 for member's to attach the appropriate weight to this document.

Mediation

For Members information – The applicant's agent entered into discussions with one of the Responsible Authorities, Durham Constabulary, within the consultation period which resulted in the applicant amending the original application to change the commencement of the sale of alcohol times from 06:00 hrs to 07:00 hrs Monday to Sunday and include the additional proposed conditions listed in Appendix 5.

The following Responsible Authorities responded as below:

- Local Safeguarding Children's Board – 2nd December 2016
No comments or objections.
- Fire Authority – 5th December 2016 – No objections or comments.
- Planning Authority – 20th December 2016 – No comments.

There were no further responses received from any of the Responsible Authorities.

See Attached as Appendix 6.

4. Parties

The Parties to the hearing will be:

- Applicant – One Stop Stores Ltd
- Applicant's Solicitor – Nicola Smith, Squire Patton & Bogg
- Mr Nicholas Brian McDermott (other person)
- Mr Terry McDermott (other person)
- Mrs Margaret McDermott (other person)

5. Durham County Council Statement of Licensing Policy

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

- 7.0 Crime & Disorder
- 9.0 Prevention of Public Nuisance
- 10.0 Protection of Children from Harm
- Appendix B - Framework Licensing Hours

Relevant information is attached as Appendix 7.

6. Section 182 Guidance

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

- 2.1 – 2.5 Crime & Disorder
- 2.14 - 2.20 Public Nuisance
- 2.21 – 2.31 Protection of Children from Harm

Relevant information is attached as Appendix 8.

7. For Decision

The Sub-Committee is asked to determine the application in light of the representation and the petition received.

Background Papers:

- Durham County Council's Statement of Licensing Policy
- Guidance issued under section 182 of the Licensing Act 2003 (as amended March 2015)

Contact: Karen Robson

Tel: 03000 265104

Email: karen.robson2@durham.gov.uk

APPENDIX 1 – LOCATION PLAN

APPENDIX 2 – APPLICATION FORM



* required information

Section 1 of 19

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Other telephone number

01 DEC 2016

Include country code.

Indicate here if you would prefer not to be contacted by telephone

Are you:

- Applying as a business or organisation, including as a sole trader
- Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

VAT number

Legal status

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 19

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 19**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company
- A partnership
- An unincorporated association
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- 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
- The chief officer of police of a police force in England and Wales
- Other (for example a statutory corporation)

Confirm The Following

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

Section 4 of 19**NON INDIVIDUAL APPLICANTS**

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Private Limited Company

Address

Building number or name
Street
District
City or town
County or administrative area
Postcode
Country

Contact Details

E-mail
Telephone number
Other telephone number

Section 5 of 19

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

Convenience Store

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

Continued from previous page...

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

- Yes No

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

- Yes No

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

- Yes No

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

- Yes No

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

- Yes No

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

- Yes No

Section 13 of 19

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes No

Section 14 of 19

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Section 15 of 19

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

On the premises

Off the premises

Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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

Name

First name

Family name

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Continued from previous page...

Section 16 of 19

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

Continued from previous page...

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 18 of 19

LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

All staff will be trained in relation to the sale of age restricted goods.

A CCTV system will operate at the store.

An age recognition scheme such as Challenge 25 will be in place.

A register of all challenged and refused sales will be maintained.

A system of prompts will be in place to ensure staff undertake age checks on age restricted products.

b) The prevention of crime and disorder

A close circuit television system offering sufficient coverage of the store will be in operation during trading hours with all equipment being maintained in good working order.

CCTV images will be retained for 28 days and made available to any of the Responsible Authorities upon reasonable request.

c) Public safety

d) The prevention of public nuisance

Continued from previous page...

e) The protection of children from harm

All staff will be trained in relation to the sale of age restricted goods.

An age recognition scheme such as Challenge 25 will be in place.

A system of prompts will be in place to ensure staff undertake age checks on age restricted products.

A register of all challenged and refused sales will be maintained.

Section 19 of 19

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Premises licence fees can be calculated by visiting the Department for Culture Media and Sport website at http://www.culture.gov.uk/what_we_do/alcohol_and_entertainment/3193.aspx

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time. Details of these additional fees can be found on the website http://www.culture.gov.uk/what_we_do/alcohol_and_entertainment/4040.aspx

* Fee amount (£)

100.00

DECLARATION

* I/we understand 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.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

Sarah Marklew

* Capacity

Trading Law Manager

* Date

01 / 12 / 2016
dd mm yyyy

[Add another signatory](#)

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/county-durham/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

APPENDIX 3 – REPRESENTATION FROM MCDERMOTT FAMILY

Licensing Authority
Durham County Council
EHCP (Licensing)
PO Box 617
Durham
DH1 9HZ

McDermott Family
Tollgate Terrace
Catchgate
Stanley
Co Durham
DH9 8EG

23 DEC 2016

22 December 2016

Tel:

Dear Sir/Madam

Myself my wife and my son are writing to register our objections to the application for premises Alcohol License by One Stop Stores for unit 1 North Road, Catchgate, Stanley Co Durham, DH9 8EF.

The basis for this opposition is that granting a license for these premises to sell Alcohol between the hours of 6-00 am and 23-00 pm will not promote the licensing objectives, particularly under age drinking, crime, disorder and antisocial behaviour.

We live opposite the stores car park entrance, permitting this store to sell alcohol from early morning till very late at night, is going to affect our lives. The noise at these hours will also have an affect on our health causing undue stress. Our bedroom faces on to these premises.

I contacted Thomas Nearney concerning this matter. Thomas in turn contacted Helen Johnston from the licensing authority, Helen said. Objections should have been registered to the planning department when the building application was made. We did object to the proposed opening hours. Durham County Council replied to our objections, saying we had to object when the store applied for an Alcohol License.

It appears no matter what the residents object to, Durham County Council ignores them. The county council slogan is "A caring council" well we do not think so.

One Stop Stores is part of the Tesco Empire, so it seems these powerful companies have a high degree of persuasion. Residents do not come into the equation.

This particular store is surrounded by residential housing, not like the Esso service station at Annfield Plain.

My family and I urge to consider the impact on our lives and other nearby residents. We have enclosed our objection in the same envelope as a petition from the residents. All we ask for is for alcohol sales to bring them in line within reasonable hours. Once you give them their requested alcohol licensing hours, we the residents will never be able to have them altered, so we appeal to you to think of us the residents.

Yours Faithfully

Nicholas Brian, Margaret and Terry McDermott.

APPENDIX 4 – PETITION FROM RESIDENTS

Licensing Authority
Durham County Council
EHCP (Licensing)
PO Box 617
Durham
DH1 9HZ

Residents of Catchgate
Stanley
Co Durham
DH9

23 DEC 2016

15 December 2016

Dear Sir/Madam

We the residents of Catchgate are writing to register our objection to the application for a premises Alcohol license by One Stop Stores for UNIT 1 North Road, Catchgate, Stanley County Durham DH9 8EF..

The basis for this opposition is that granting a license for these premises between the hours of 6-00 am and 23-00 pm will not promote the licensing objectives, particularly under age drinking, crime, disorder and antisocial behaviour.

The area suffers from under age drinking and anti social behaviour, granting a license for the hours of the application will increase the problem.

There is a Tesco supermarket and a mini market in nearby Annfield Plain both open till late. Tesco have always had problems with antisocial behaviour outside their premises. There is also a mini market selling alcohol in North Road Catchgate, this shop closes at 9-00 pm.

The One Stop Stores is extremely close to residential housing. The application to open from 6-00 am till 23-00 pm is going to cause unacceptable noise and behaviour problems for the residents.

I would also urge the committee to consider the findings of the Health Impact this would have on us, the residents.

In view of the above we urge the License Authority to refuse the application for those hours of alcohol sales, and bring them in line within reasonable hours for the sale of alcohol.

Yours Faithfully.

<u>NAME</u>	<u>ADDRESS</u>	<u>SIGNATURE</u>
John Woods	old Blackthorn Street Catchgate	
MIKE GOLDSMITH	WEST KYD DH9 8TB	
W THOMPSON	VALENT VENTON DH9 8ET	
STEPHEN BLACK	VICTORIA TERRACE DH9 8JZ	

Mrs Jan Akers

Church St.
Catchgate.

John Martin Wm Stanley

Annfield Place.
DHA SNP.6

Scott Sheldon.

Viscount
CATCHGATE.

HETMELVILLE

BETHANY GARDENS
DHO BSC.

AUGN MARRS

QUEENS PARADE, ANNFIELD PLAIN. DHA 854

BILL MARRS

GREENTREES LANE, CATCHGATE DHA 04F

SUSAN MARRS

QUEENS PARADE, ANNFIELD PLAIN. DHA 854.

D

GREENTREE LANE, DHA 8UF

Stuart Black

Victory terrace DHA 8JZ

Catherine & David Pick.

Kingsdale Close.

DHA 8FB

MAHEON JIM WIL

TOLLGATE BUNGALOWS

J. RICHARDSON

KIRKFIELD GARDENS

S FERGUSON

Tollgate Bungalows

E. Rumley.

1 TOLLGATE

E. POTT

1 TOLLGATE

Van Potts

TOLLGATE

D GRANT

TOLLGATE

P GRANT

TOLLGATE

Licensing Authority
Durham County Council
EHCP (Licensing)
PO Box 617
Durham
DH1 9HZ

Residents of Catchgate
Stanley
Co Durham
DH9

23 DEC 2016

15 December 2016

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The basis for this opposition is that granting a license for these premises between the hours of 6-00 am and 23-00 pm will not promote the licensing objectives, particularly under age drinking, crime, disorder and antisocial behaviour.

The area suffers from under age drinking and anti social behaviour, granting a license for the hours of the application will increase the problem.

There is a Tesco supermarket and a mini market in nearby Annfield Plain both open till late. Tesco have always had problems with antisocial behaviour outside their premises. There is also a mini market selling alcohol in North Road Catchgate, this shop closes at 9-00 pm.

The One Stop Stores is extremely close to residential housing. The application to open from 6-00 am till 23-00 pm is going cause unacceptable noise and behaviour problems for the residents.

I would also urge the committee to consider the findings of the Health Impact this would have on us, the residents.

In view of the above we urge the License Authority to refuse the application for those hours of alcohol sales, and bring them in line within reasonable hours for the sale of alcohol.

Yours Faithfully.

<u>NAME</u>	<u>ADDRESS</u>	<u>SIGNATURE</u>
Nicole Roach	Rose court	
Gloria Davidson	TONGATE TERRACE	
G. Stobbs	Greenfield Lane	
D WATSON	POLICE HOUSE	
lynalson	Police House	
S bolman.	Ryde Ten	
J Lawes.	, GREENWICK LANE	
R Lawes	, GREENWICK LANE	
A G NELSON	DURHAM DH1 4QR	

NAME

ADDRESS

SIGNATURE

SUSAN GREENER

ASQUITH Tce

JOHN R GREENER

ASQUITH Tce

JOHN STEPHENS

ANNFIELD TERR

ANDREW STEPHENS

ANNFIELD TERR

LISA BARRON

annf.eld Tce

NICHOLAS B McDERMOTT

COLLIERIE TERR

MARGARET McDERMOTT

"

FERRY McDERMOTT

"

1977/02 22/02/77 11/02/77

Licensing Authority
Durham County Council
EHCP (Licensing)
PO Box 617
Durham
DH1 9HZ

Residents of Catchgate
Stanley
Co Durham
DH9

23 DEC 2016

15 December 2016

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There is a Tesco supermarket and a mini market in nearby Annfield Plain both open till late. Tesco have always had problems with antisocial behaviour outside their premises. There is also a mini market selling alcohol in North Road Catchgate, this shop closes at 9-00 pm.

The One Stop Stores is extremely close to residential housing. The application to open from 6-00 am till 23-00 pm is going to cause unacceptable noise and behaviour problems for the residents.

I would also urge the committee to consider the findings of the Health Impact this would have on us, the residents.

In view of the above we urge the License Authority to refuse the application for those hours of alcohol sales, and bring them in line within reasonable hours for the sale of alcohol.

Yours Faithfully.

NAME

ADDRESS

SIGNATURE

Cryer	Lumsdon	Terr
Cryer	Lumsdan	Terr
Cryer	lumsden	Terrace.
DARBY	LUMSDEN	TERRACE.
NILSON	LUMSDEN	TERRACE
Johnson	Green Lane	Lane
Kirk	Tollgate Bungalows	Catchgate

NAME

ADDRESS

SIGNATURE

ALAN BRINTON

GRACE COURT
DH9 8UF

JOHN G. MILBURN

REGENT ST.
DH9 8SJ

OSSIE O'NEILL

LANGDON GARDENS
DH9. PRW

MARY MILEY

REGENT ST

Jean Pinner

CATCHGATE
OAKWOOD COURT
DH9 8VE

WINDSOR DRIVE G. EMBLESON

G. Whitehead

TAYLOR ST. CATCHGATE
CREENTREE LANE
CATCHGATE

D. J. AKERS

CHURCH STREET
CATCHGATE

N ESTERAY

BETHANY GARDENS
CATCHGATE

G. MOHAN

DUKE STREET
CATCHGATE

T. HENDERSON

North Road
catchgate

**APPENDIX 5 – MEDIATION WITH DURHAM CONSTABULARY –
ADDITIONAL CONDITIONS AGREED**

Karen Robson

From: Sarah Marklew
Sent: 19 December 2016 11:55
To: Karen Robson
Cc: Michelle Williamson
Subject: One Stop, Catchgate, Stanley
Attachments: Operating Schedule One Stop, Unit 1 Durham Road, Catchgate..docx

Hi Karen

Following Michelle's email, I can confirm One Stop and Durham Police have agreed the attached conditions.

One Stop also wish to amend the start time for the sale of alcohol from 06:00 to 07:00. There are no changes to the sale of alcohol end time or the opening hours.

If you require further information, please let me know.

Kind regards

Sarah

Sarah Marklew
Trading Law Manager (Licensing)
One Stop Stores Limited

***** --- Disclaimer ---
This is a confidential email. One Stop may monitor and record all emails. The views expressed in this email are those of the sender and not One Stop. One Stop Stores Limited Company Number: 02462858 Registered in England Registered Office: Apex House, Apex Road, Brownhills, Walsall, West Midlands WS8 7HU VAT Registration Number: GB 220 4302 31 Please consider the Environment before printing this message.

Operating Schedule

B) The Prevention of crime & disorder

All staff shall be trained in the sale of alcohol. Training shall take place twice annually. Records of this training shall be maintained. The records will be made available to officers and responsible authorities when requested.

CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions.

Cameras shall encompass the inside and outside of all entrances and exits to the premises and rear yards, fire exits and all areas where the sale / supply of alcohol occurs.

Equipment must be maintained in good working order, be correctly times and date stamped and kept for a period of 28 days.

The Premise Licence Holder must ensure at all times the DPS or appointed member of staff is capable and competent at viewing the CCTV and downloading the footage onto a disc, hard drive or memory stick when requested to do so by the police / local authority within a time scale agreed to by officers and appointed staff.

The recording equipment and discs / memory sticks shall be kept in a secure environment under the control of the DPS or other responsible named individual.

C) Public Safety

An electronic incident log will be maintained. The log will be made available to officers and responsible authorities when requested.

E) The Protection of Children from Harm

A proof of age policy in place for people under 25 years of age via the Challenge 25 scheme.

The only forms of identification we will accept are a passport, a photo driving licence and 'PASS' hologram I.D.

An electronic refusal register will record all refused sales of alcohol, including attempted proxy sales

Spirits will be shelved behind the counter.

APPENDIX 6 – RESPONSES FROM RESPONSIBLE AUTHORITIES

Karen Baker

From: Neighbourhood Services Licensing
Sent: 02 December 2016 11:19
To: Karen Baker
Subject: NEW Premises licence application - One Stop Unit 1 North Road Catchgate County Durham DH9 8EF

FYI

Karen Robson
Senior Licensing Officer
Adult & Health Services

T: 03000 265104
E: karen.robson2@durham.gov.uk

Web: www.durham.gov.uk
Follow us on Twitter [@durhamcouncil](https://twitter.com/durhamcouncil)
Like us at facebook.com/durhamcouncil

From: Sean Barry
Sent: 02 December 2016 10:59
To: Neighbourhood Services Licensing
Subject: RE: Licensing - NEW Premises licence application - One Stop Unit 1 North Road Catchgate County Durham DH9 8EF

Good Morning

I have received a new premises licence application for the establishment: One Stop Unit 1 North Road Catchgate County Durham DH9 8EF

I have no comments or objections to make on behalf of Durham Local Safeguarding Children Board.

My Ref: SB/2016/142

Thanks
Sean

Karen Baker

From: FS-Derwentside
Sent: 05 December 2016 13:50
To: Karen Baker
Subject: RE: Licensing - NEW Premises licence application - One Stop Unit 1 North Road Catchgate County Durham DH9 8EF

Hello Karen

I can confirm that the fire authority have no objections or comments to make regarding this application.

Kind Regards

Dave Mitchelson

Dear Sir/Madam

The following application has been received/accepted by Durham County Council and is attached.

Les/Enforcement - please check that the blue notice is being correctly displayed.

1

Application Type - Application for a New Premises Licence

Applicant: - One Stop Stores Ltd

Premises – One Stop Unit 1 North Road Catchgate County Durham DH9 8EF

Date of Application – 1ST December 2016

Last date for representations – 29th December 2016

Karen Baker

From: Sarah Seabury
Sent: 20 December 2016 15:15
To: Karen Baker
Subject: CON28/16/03587 - One Stop Stores Ltd North Road Catchgate Harelaw Stanley DH9 8EF

Dear Ms Baker,

Proposed: New premises consent.

At: One Stop Stores Ltd North Road Catchgate Harelaw Stanley DH9 8EF

In response to your enquiry regarding the views of the Planning Department in relation to the above, the property benefits from A1 and A2. I can confirm that the Northern Area Planning Team have no comments to make at this time.

I trust this information is of assistance however, should you wish to discuss this matter further please do not hesitate to contact me.

Regards

**Sarah Seabury
Planning Officer**

Direct Line Telephone Number [REDACTED]

**Planning Development (North),
Planning Development Management
Regeneration and Local Services**

APPENDIX 7 – STATEMENT OF LICENSING POLICY

DURHAM COUNTY COUNCIL STATEMENT OF LICENSING POLICY

7.0 The Prevention of Crime and Disorder

7.1 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.

7.2 As a matter of policy, the Licensing Authority will require every holder of a premises licence, club premises certificate or temporary event notice to be responsible for minimising the impact of crime, disorder and anti-social behaviour by their patrons both on and within the immediate vicinity of their premises, including for example on the pavement, in a beer garden or in a smoking shelter.

7.3 The Licensing Authority recommends that all 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 14 television in certain premises should be considered by applicants, licensees and event organisers when addressing this issue.

7.4 The Licensing Authority encourages Personal Licence holders to 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. Such schemes have been very successful in reducing the negative impact of alcohol across a range of circumstances.

7.5 The Licensing Authority recognises and promotes effective and responsible management of all licensed and authorised premises through competent and efficient and regular instruction, recorded training, supervision of staff and the adoption of good practice, such as 'Challenge 25'. These are considered 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.

7.6 The application for premises licence 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.

7.7 Someone should always be present on premises or at an event during times when licensable activities are taking place who can discuss any problems or

issues arising from the licensable activities offered on the premises with officers from Licensing Authority and Police. 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.

7.8 The Licensing Authority will only impose a maximum number of people that can attend 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.

7.9 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.

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

7.11 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 do to prevent crime and disorder in its area and to consider crime and disorder in its decision making process.

7.12 Toughened/Safety Glass Policy: Licensed venues that provide the sale or supply of alcohol for consumption on the premises should consider the introduction of toughened/safety glass. This policy expectation applies to those premises that would be considered as carrying a higher risk for potential crime and disorder. In particular it is expected in premises considered to be high volume vertical drinking establishments and those premises open beyond midnight in areas where there is a high concentration of venues (but not premises in those areas that are viewed as low risk in this context).

7.13 Drugs/Knives/Weapons: The Licensing Authority will expect licensees to take all reasonable steps to prevent the presence of drugs on licensed premises and to take appropriate steps to prevent drugs changing hands within the

premises in order to prevent tragedies as a result of drug misuse. The Licensing Authority will expect licensees to be familiar with the Home Office Drug Strategy booklet entitled Safer Clubbing (ISBN 1840827807) or other subsequent editions. The Licensing Authority also expects that licence holders will also take steps to prevent the presence of knives and other weapons on their premises and that a log be kept of all drug, knife and weapon incidents. Licence holders should also consider arranging training for their staff on drugs, knives and weapons and to have policies for dealing with the possession of drugs, knives and weapons and the supply of drugs.

DURHAM COUNTY COUNCIL STATEMENT OF LICENSING POLICY

9.0 Prevention of Public Nuisance

9.1 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.

9.2 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, location and characteristics of the premises and events.

9.3 If an external structure or area is to be used by customers, whether for consumption of alcohol or for 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.

9.4 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 often be required. Enquiries for such consents should be made to the Council's Highway's Section of the Regeneration and Economic Development Department. In predominantly commercial areas such as shopping centres the Licensing Authority, the use of tables and chairs outside may be allowed however, the Council will normally expect them to be removed before the premises close, and any resulting litter/ debris cleared away.

9.5 Applicants should give consideration to reducing potential noise nuisance by, for example (this list is not exhaustive):

- 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, double doors / lobbies to entrances, windows used for ventilation).
- 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.

9.6 The extent to which the above matters will need to be addressed will be dependent 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.

9.7 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.

9.8 Takeaways and fast-food outlets: The Licensing Authority expects takeaways and late night refreshment premises to take reasonable steps in clearing litter from outside their premises and along the pavement in either direction as necessary, whilst the premises are open and at the end of the working day. These premises should maintain clean, dirt or grease free frontages. Such premises should also provide notices displayed advising customers of the location of bins and patrons should use the bins any provided.

DURHAM COUNTY COUNCIL STATEMENT OF LICENSING POLICY

10.0 Protection of Children from Harm

10.1 While the Act does not prohibit children from having free access to any licensed premises, the Licensing Authority recognises that limitations may have to be considered where it appears necessary to protect children from physical, moral or psychological harm and the effects of alcohol on parenting.

10.2 The Act makes it an offence for any child under the age of 16 who is not accompanied by an adult from being present:

- At any time on pub premises, or other premises being used exclusively or primarily for the supply of alcohol for consumption on those premises; or
- Between the hours of midnight and 05:00 hours on restaurant premises or other premises that supply alcohol for consumption on the premises
- The Licensing Authority will judge the merits of each separate application before deciding whether to impose conditions limiting the access of children to individual premises where it is necessary to prevent physical, moral or psychological harm.

10.3 The Licensing Authority may consider the following when dealing with a licence application where children may have limited access:

- Limitations on the hours when children may be present.
- Limitations on under 18s
- Limitations or exclusion when certain activities are taking place.
- Requirements for an accompanying adult to be present.
- Full exclusion of people under 18 from the premises when certain licensable activities are taking place (e.g. entertainment of a sexual nature).
- Limitations on the parts of premises to which children might be given access.
- Any other limitations appropriate to the application and according with the four licensing objectives.

10.4 The Licensing Authority will work closely with the Police and the Council's Trading Standards service to ensure the appropriate enforcement of the law, especially relating to the sale and supply of alcohol to children. Alcohol must not be served to persons under the age of 18, except in limited circumstances allowed by the law, and then only after verifying a person's proof of age e.g. 16 and 17 year-olds may drink beer, wine or cider with a table meal in relevant premises, where accompanied by an adult aged 18 years or over. The currently accepted verifications for proof of age are a passport, a photo card driving licence or a proof of age scheme such as Challenge 25.

10.5 The Licensing Authority is aware of young persons' vulnerability to alcohol and events which are aimed at children under the age of 18 years on licensed premises will not be supported by the licensing authority unless the applicant can demonstrate that all safeguards for children have been addressed such as the removal of alcohol advertising.

10.6 The Licensing Authority, Durham Constabulary Alcohol Harm Reduction Unit and the Local Safeguarding Children Board have produced a "good practice guide" for an event catering for under-18's and mixed events of under and over 18's. This guide is highly recommended by the Licensing Authority and should be adhered to by licence holders and event organisers.

10.7 Recorded staff training programmes, the use of a refusals register, in-store signage and limited access to alcoholic drink can all reduce the likelihood of illegal sales and proxy sales and are to be encouraged.

10.8 The Licensing Authority commends the use of the 'Portman Group' Code of Practice on the naming, packaging and the promotion of alcoholic drinks in all licensed premises.

10.9 Access to Cinemas: In the case of premises requiring an licence to show films, applicants should include in the operating schedule arrangements for restricting access only to those children who meet the required age limit, in line with any certificate granted by the British Board of Film Classification or, in specific cases, a certificate given to the film by the Local Authority.

10.10 The Act provides that it is mandatory for Licensing Authorities to include a condition in all premises licences and club certificates authorising the exhibition of film, for the admission of children to the exhibition of any film to be restricted in accordance with the recommendations given to films either by the British Board of Film Classification or by the Licensing Authority itself.

10.11 Should the Licensing Authority need to adopt its own system of film classification the information regarding such classifications will be published on the Local Authority's website.

10.12 Children and Public Entertainment: Many children go to see and / or take part in an entertainment arranged especially for them. For example, children's film shows and dance or drama school productions, and additional arrangements may be required to safeguard them while at the premises.

10.13 Where entertainment requiring a Licence is specifically presented for children, the Licensing Authority will normally expect the presence of at least one member of staff from the Licensed premises for every 50 children present to ensure their safety and protection from harm and to control their access and egress from the premises. The Council will require those caring for or supervising children to have undergone an appropriate Criminal Record check with the Disclosure and Barring Service.

10.14 With regard to this Licensing Objective, the Licensing Authority considers Durham County Council Safeguarding Children Board to be the competent authority for matters relating to the protection of children from harm. A protocol exists between Durham Local Safeguarding Children Board and Durham Constabulary. All safeguarding concerns identified as a result of premises, personal applications and all variations to licences are covered by this protocol.

10.15 Applicants are advised to seek advice from the Local Safeguarding Children Board and incorporate any recommendations in their Operating Schedule before submitting their applications

Appendix B. Framework Licensing Hours - recommended hours for the operation of licensable activities (the sale of alcohol and the provision of late night refreshment) for categories of licensed premises situated within the County of Durham.

Category of Premise	Weekdays (Sunday to Thursday)	Weekends (Friday night into Saturday morning and Saturday night into Sunday morning)	Bank Holidays
For premises licences and club premises certificates authorising the sale or supply of alcohol for consumption on or off the premises	07.00 to 00.00	07.00 to 01.00	<p>Good Friday Plus 1 Hour</p> <p>For all other bank holidays, an additional hour be added to the terminal hour of the day preceding the bank holiday</p> <p>(i.e. if the Monday is the bank holiday, the Sunday is normal trading plus 1 hour).</p>
For licences not including the sale or supply of alcohol	07.00 to 23.30	07.00 to 00.30	<p>Good Friday Plus 1 Hour</p> <p>For all other bank holidays, an additional hour be added to the terminal hour of the day preceding the bank holiday</p> <p>(i.e. if the Monday is the bank holiday, the Sunday is normal trading plus 1 hour).</p>
For licences not including the sale or supply of alcohol (community centres, village halls)	07.00 to 00.00	07.00 to 01.00	<p>Good Friday Plus 1 Hour</p> <p>For all other bank holidays, an additional hour be added to the terminal hour of the day preceding the bank holiday</p>

			(i.e. if the Monday is the bank holiday, the Sunday is normal trading plus 1 hour).
For licences authorising late night refreshment as the primary licensable activity (takeaways)	01.00	02.00	<p>Good Friday Plus 1 Hour</p> <p>For all other bank holidays, an additional hour be added to the terminal hour of the day preceding the bank holiday</p> <p>(i.e. if the Monday is the bank holiday, the Sunday is normal trading plus 1 hour).</p>

APPENDIX 8 – SECTION 182 GUIDANCE

S182 GUIDANCE – CRIME AND DISORDER

2.1 Licensing authorities should look to the police as the main source of advice on crime and disorder. They should also seek to involve the local Community Safety Partnership (CSP).

2.2 In the exercise of their functions, licensing authorities should seek to co-operate with the Security Industry Authority ("SIA") as far as possible and consider adding relevant conditions to licences where appropriate. The SIA also plays an important role in preventing crime and disorder by ensuring that door supervisors are properly licensed and, in partnership with police and other agencies, that security companies are not being used as fronts for serious and organised criminal activity. This may include making specific enquiries or visiting premises through intelligence led operations in conjunction with the police, local authorities and other partner agencies. Similarly, the provision of requirements for door supervision may be appropriate to ensure that people who are drunk, drug dealers or people carrying firearms do not enter the premises and ensuring that the police are kept informed.

2.3 Conditions should be targeted on deterrence and preventing crime and disorder. For example, where there is good reason to suppose that disorder may take place, the presence of closed-circuit television (CCTV) cameras both inside and immediately outside the premises can actively deter disorder, nuisance, anti-social behaviour and crime generally. Some licence holders may wish to have cameras on their premises for the prevention of crime directed against the business itself, its staff, or its customers. But any condition may require a broader approach, and it may be appropriate to ensure that the precise location of cameras is set out on plans to ensure that certain areas are properly covered and there is no subsequent dispute over the terms of the condition.

2.4 The inclusion of radio links and ring-round phone systems should be considered an appropriate condition for public houses, bars and nightclubs operating in city and town centre leisure areas with a high density of licensed premises. These systems allow managers of licensed premises to communicate instantly with the police and facilitate a rapid response to any disorder which may be endangering the customers and staff on the premises.

2.5 Conditions relating to the management competency of designated premises supervisors should not normally be attached to premises licences. It will normally be the responsibility of the premises licence holder as an employer, and not the licensing authority, to ensure that the managers appointed at the premises are competent and appropriately trained. The designated premises supervisor is the key person who will usually be responsible for the day to day management of the premises by the premises licence holder, including the prevention of disorder. A condition of this kind may only be justified as appropriate in rare circumstances where it can be demonstrated that, in the circumstances associated with particular premises, poor management competency could give rise to issues of crime and disorder and public safety.

S182 GUIDANCE – PUBLIC NUISANCE

2.14 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.

2.15 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.

2.16 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 15). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.

2.17 As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be appropriate.

2.18 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.

2.19 Measures to control light pollution will also require careful thought. Bright lighting outside premises which is considered appropriate to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, licensing authorities and responsible authorities will need to balance these issues.

2.20 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

S182 GUIDANCE – PROTECTION OF CHILDREN FROM HARM

2.21 The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions.

2.22 The Government believes that it is completely unacceptable to sell alcohol to children. Conditions relating to the access of children where alcohol is sold and which are appropriate to protect them from harm should be carefully considered. Moreover, conditions restricting the access of children to premises should be strongly considered in circumstances where:

- adult entertainment is provided;
- a member or members of the current management have been convicted for serving alcohol to minors or with a reputation for allowing underage drinking (other than in the context of the exemption in the 2003 Act relating to 16 and 17 year olds consuming beer, wine and cider when accompanied by an adult during a table meal);
- it is known that unaccompanied children have been allowed access;
- there is a known association with drug taking or dealing; or
- in some cases, the premises are used exclusively or primarily for the sale of alcohol for consumption on the premises.

2.23 It is also possible that activities, such as adult entertainment, may take place at certain times on premises but not at other times. For example, premises may operate as a café bar during the day providing meals for families but also provide entertainment with a sexual content after 8.00pm. It is not possible to give an exhaustive list of what amounts to entertainment or services of an adult or sexual nature. Applicants, responsible authorities and licensing authorities will need to consider this point carefully. This would broadly include topless bar staff, striptease, lap-, table- or pole-dancing, performances involving feigned violence or horrific incidents, feigned or actual sexual acts or fetishism, or entertainment involving strong and offensive language.

2.24 Applicants must be clear in their operating schedules about the activities and times at which the events would take place to help determine when it is not appropriate for children to enter the premises. Consideration should also be given to the proximity of premises to schools and youth clubs so that applicants take appropriate steps to ensure that advertising relating to their premises, or relating to events at their premises, is not displayed at a time when children are likely to be near the premises.

2.25 Licensing authorities and responsible authorities should expect applicants, when preparing an operating schedule or club operating schedule, to set out the steps to be taken to protect children from harm when on the premises.

2.26 Conditions, where they are appropriate, should reflect the licensable activities taking place on the premises. In addition to the mandatory condition regarding age

Offences relating to the sale and supply of alcohol to children

2.31 Licensing authorities are expected to maintain close contact with the police, young offenders' teams and trading standards officers (who can carry out test purchases under section 154 of the 2003 Act) about the extent of unlawful sales and consumption of alcohol by minors and to be involved in the development of any strategies to control or prevent these unlawful activities and to pursue prosecutions. Licensing authorities, alongside the police, are prosecuting authorities for the purposes of these offences, except for the offences under section 147A (persistently selling alcohol to children). Where, as a matter of policy, warnings are given to retailers prior to any decision to prosecute in respect of an offence, it is important that each of the enforcement arms should be aware of the warnings each of them has given.

Table of relevant offences under the 2003 Act

Section	Offence	Prosecuting Authority
Section 145	Unaccompanied children prohibited from certain premises	Police and/or Licensing Authority
Section 146	Sale of alcohol to children	Police, Licensing Authority and/or Local Weights and Measures Authority
Section 147	Allowing the sale of alcohol to children	Police, Licensing Authority and/or Local Weights and Measures Authority
Section 147A	Persistently selling alcohol to children	Police and/or Local Weights and Measures Authority
Section 148	Sale of liqueur confectionery to children under 16. (This offence will be repealed by the Deregulation Act 2015 on 26 May 2015).	Police and/or Licensing Authority
Section 149	Purchase of alcohol by or on behalf of children	Police and/or Licensing Authority
Section 150	Consumption of alcohol by children	Police and/or Licensing Authority
Section 151	Delivering alcohol to children	Police and/or Licensing Authority
Section 152	Sending a child to obtain alcohol	Police and/or Licensing Authority
Section 153	Prohibition of unsupervised sales by children	Police and/or Licensing Authority