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On behalf of *Siberdale*

Parish

Council

14/8/15



NEWCASTLE · UNDER · LYME

BOROUGH COUNCIL

14 AUG 2015

**STATEMENT OF LICENSING POLICY
CONSULTATION QUESTIONNAIRE**

PASSED TO CONFERENCE COMMITTEE

Section 1

Q.1. PUBLIC SAFETY

Conditions will be imposed in accordance with operating schedules and any relevant representations to protect public safety including where justified measures to address the following:

- Provision of escape routes and access for emergency vehicles to include adequate signage and emergency lighting
- Safety checks
- Provision of CCTV and panic buttons
- Use of shatterproof drinking vessels and bottles requiring use of toughened glass or plastic
- Use of security personnel, such as door supervisors, licensed by the Security Industry Authority
- Requirement of a minimum of a licensed door supervisor for every 100 customers in night clubs and large town centre pubs or as indicated by risk assessment
- Occupant capacity conditions will be applied where appropriate
- Provision of fire retardant hangings, decorations and upholstery
- Fire action notices and procedures to be followed in the event of fire
- The provision of First Aid equipment and suitably trained First Aiders.

Do you feel the Policy does enough to promote this area?

YES

NO

If no, what changes do you think we should consider?

Q.2. PREVENTION OF PUBLIC NUISANCE

In determining applications for new and varied licences, regard will be had to the location of premises, the type and construction of the building and the likelihood of nuisance and disturbance to the amenity of nearby residents by reason of noise from within the premises, or as a result of people entering or leaving the premises, or by reason of smell, vibration or light pollution.

Where relevant representations are received, a condition may be imposed on new licences that entertainment noise shall be inaudible in any residence.

Installation of sound limiting equipment and sound insulation may be required to minimise disturbance to the amenity of nearby residents by reason of noise from the licensed premises.

Do you feel the Policy does enough to promote this area? **YES** **NO**

If no, what changes do you think we should consider?

Q.3. THE PROTECTION OF CHILDREN FROM HARM

Premises licences are granted to a wide variety of establishments for a wide variety of activities regulated under the Act. For the majority of these activities, the presence of children either on their own or accompanied by a responsible adult is not unlawful. The Licensing Authority will not therefore impose a condition requiring that children not be admitted to licensed premises. Such a matter will generally be at the discretion of the licence holder. However, in some instances the licence holder will need to restrict the access of children to the premises or parts of the premises at certain times when specific activities are taking place. The applicant is required to detail in the operating schedule the measures they intend to take to meet the licensing objective of 'protecting children from harm'.

Where relevant representations are received, the conditions that may be attached to a licence to protect children from harm include the following:

- Limitations on the hours when children may be present
- Limitations on or the exclusion of the presence of children under certain ages when particular specified activities are taking place
- Limitations on the parts of premises to which children may be given access
- Age restrictions (below 18)
- Requirements for children to be accompanied by an adult (including, for example, a combination of requirements which provide that children under a particular age must be accompanied by an adult)
- Full exclusion of people under 18 from the premises when any licensable activities are taking place
- Provision of adult staff to supervise children and to ensure their safety
- Special requirements relating to children in performances
- The Challenge 21 policy
- To be an active member of "Off Licence Watch" where such a scheme exists
- Protection of children from passive smoking and access to cigarette vending machines.
- Steps to mitigate against possible child sexual exploitation issues.

Activities Giving Rise to Concern

The activities which would give rise to concern by the Licensing Authority in relation to potential harm for children include:

- Where entertainment or services of an adult or sexual nature are commonly provided

- Where there have been convictions of members of the current staff at the premises for serving alcohol to minors or with a reputation for under-age drinking
- Where there is a known association with drug taking or dealing
- Where there is a strong element of gambling on the premises (excluding a small number of cash prize gaming machines)
- Where the supply of alcohol for consumption on the premises is the exclusive or primary purpose of the services provided at the premises.

Role of the Director of Children and Lifelong Learning

The Licensing Authority recognises that the Director of Children and Lifelong Learning for the County Council is the responsible authority for advising the licensing authority on all those matters in relation to the licensing objective to protect children from harm. Applicants are specifically required to forward copies of their operating schedule to Staffordshire Trading Standards so that the Licensing Authority may be advised on the suitability and the effectiveness of the applicant's proposals to meet the licensing objective of 'protecting children from harm'.

Do you feel the Policy does enough to promote this area? **YES** **NO**

If no, what changes do you think we should consider?

Q.4. THE PREVENTION OF CRIME AND DISORDER

Conditions will be imposed in accordance with operating schedules and any relevant representations to address the following:

- Text pagers/radio links
- Door supervision
- The provision of CCTV
- Adherence to Exclusion Orders
- Maximum permitted numbers
- Irresponsible drinks promotions
- Bottle bans and use of plastic containers/toughened glass
- Restriction of drinking areas/removal of open containers
- Proof of age cards
- Drugs policies
- Signage
- Crime prevention notices
- Adoption of a dispersal policy
- Search on entry
- Overcrowding
- Chill-out facilities
- Pub Watch/Off Licence Watch where such a scheme exists.

SECTION 3

ABOUT YOU:

Where did you see a copy of the draft Policy?

Civic Offices _____ The Internet _____

Library _____

Other (please state) Posted copy to clerk.

Please indicate if you are responding as:

Member of the public _____ Community Group representative _____

Licensed business _____ Other business owner _____

Trade Association _____ Town/Parish Councillor

Other (please state) _____

*Silverdale
Parish
Council*

THANK YOU FOR TAKING THE TIME TO COMPLETE THIS QUESTIONNAIRE

Please return to:

**Julia Cleary,
Licensing Section,
Newcastle-under-Lyme Borough Council,
Civic Offices,
Merrial Street,
Newcastle, Staffs, ST5 2AG**

Or by email to licensing@newcastle-staffs.gov.uk

