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LICENSING SUB-COMMITTEE

30 May 2007

Present:- Councillor Cooper in the Chair

Councillors Mrs Heames and Williams

P R Washington	Clerk
C Drew	Solicitor to Applicant
M Prosser	Applicant and Owner
R Manifold	} Police Officer, Staffs Police
P Smart	
L Jarvie	
J Moore	
R Constantine	Head of Legal Services at Trading Standards

85. * **61 HIGH STREET, NEWCHAPEL**

Issues

Representations had been received from the Police, Trading Standards and residents within the vicinity of the premises concerning the Prevention of Crime and Disorder, Public Safety, the Prevention of Public Nuisance and the Protection of Children From Harm.

Decision

The Sub-Committee considered the relevant licensing objectives in the light of what had been said and were persuaded that the sale of alcohol from the premises after the hour of 6pm would not the promote the licensing objective in relation to Crime and Disorder.

The reason behind the Sub-Committee's decision was that any existing disorder in the vicinity of the premises took place later in the evening and as such the Sub-Committee were not convinced that such disorder was as a result of the premises trading but that the variation would be likely to exacerbate the problems.

The Sub-Committee resolved to grant a premises licence on the following basis:-

The supply of alcohol from Monday to Sunday inclusive 6am until 6pm with the premises to be open to the public from 6am until 8pm.

The conditions which the Sub-Committee imposed in addition to the mandatory conditions were as follows:-

(i) The Prevention of Crime and Disorder

- (a) CCTV shall be provided at the premises and there shall be at least one camera recording the exterior of the premises and one camera recording the interior of the premises.
- (b) The CCTV system installed at the premises shall be maintained in effective working order and shall be operating during the provision of licensable activity and that all tapes/recordings shall be kept for a minimum of 31 days.
- (c) Clear, prominent and legible notices shall be displayed in the premises stating that sales of alcohol are restricted to over 21s only.

(ii) Public Safety

- (a) Fire extinguishers shall be provided at all exits and they shall be maintained in effective working order.
- (b) There shall be clear, prominent and legible notices advising customers of fire exits.
- (c) There shall be a car park at the front of the premises for up to 6 vehicles.

(iii) The Prevention of Public Nuisance

- (a) Patrons shall be encouraged to respect the needs of neighbours and to leave the area quietly once they have been served.

(iv) The Protection of Children From Harm

- (a) Staff shall be trained in relation to age related sales.
- (b) All staff shall be properly trained before they are allowed to sell alcohol to the public.

NOTE: Records should be kept in the employee's personal file.

- (c) Training records shall be maintained along with any training material.
- (d) Refresher training shall be carried out at regular intervals and records are maintained.
- (e) A 'Challenge 21' policy and 'No ID No Sale' policy shall be introduced which is supported with signage at all entrances and in the serving areas.

NOTE: It is generally accepted that the age of young people between the ages of 16 to 18 is very difficult to assess, particularly girls, by challenging young people who look younger than 21 it gives an acceptable margin for error. This has been accepted throughout the county by the Police and has been adopted by off-licenses and major supermarket chains.

- (f) Only documents which include a photograph of the purchaser are acceptable to prove that person's age, e.g. passport, new style driving licence, pass-approved age card, Portman card, citizen's card.

NOTE: This ensured that only acceptable forms of identification were accepted.

- (g) A 'Refusals Sales Log' shall be maintained, which documents the date and time a refusal of sale is made, the reason for the refusal and the member of staff refusing the sale. The licensee or a senior of his/her staff should monitor the Log on a regular basis and sign it to show it has been done

NOTE: The Log demonstrated that the training had been understood, which members of staff were challenging under age purchasers, the level of problem, the time of day that staff must be diligent. In short it was a good management tool. It was recommended to off-licence holders by the British Institute of Innkeeping (BIIAB) handbook.

**J COOPER
Chair**