

Licensing Sub Committee

A meeting of Licensing Sub Committee was held on Thursday, 16th July, 2009.

Present: Cllr Dick Cains, Cllr Miss Tina Large and Cllr Bill Woodhead.

Officers: M Vaines (DNS); J Nertney (LD).

Also in attendance: Applicant: Patrick Joseph Golden & Roselyn Claire Gresham (Mr & Mrs Golden were in attendance at the meeting to make their application).

Apologies: None

**LSC
4/09** **Appointment of Chairman**

RESOLVED that Councillor Woodhead be appointed Chairman for this meeting only.

**LSC
5/09** **Declarations of Interest**

No interests were declared.

**LSC
6/09** **Goldies Bar, 93 High Street, Stockton on Tees - Application for Variation of a Premise Licence under the Licensing Act 2003.**

The Chair introduced all persons who were present and explained the procedure to be followed during the hearing.

The Licensing Officer presented the report to the Committee. Consideration was given to the application as outlined in the report. Members noted and gave consideration to the representation that had been received from "persons living within the vicinity of the premise", namely the manager of the Swallow Hotel which was situated on Stockton High Street. Members noted that the Applicant had agreed conditions with Cleveland Police and that no other representations had been received from responsible authorities.

Mrs Golden stated that the application had been made as their customers would like to spend an additional hour in their premise between Thursday and Sunday evenings. The surrounding licensed businesses on the High Street all had later licences and Goldies would not create any additional problems in the locality. Mrs Golden explained that they had been trading for six years and had not had to call the Police to the premises.

One representation had been received although Mr Livingstone-Evans (Manager of the Swallow Hotel) was not in attendance at the meeting to make his representation or provide any additional evidence to support his views.

The Committee had regard to Mr Livingstone-Evans representation.

In considering their decision members were mindful that to refuse or vary the application they would need evidence to show that the licensing objectives would be undermined should the licence be granted.

When considering their decision the Members had regard to the Statutory

guidance issued under Section 182 of the Licensing Act 2003 and the Councils Licensing Policy.

Members were of the view that there was insufficient detail in the representation to show that Goldies was responsible for the problems allegedly experienced. It was also noted that there were no objections from any of the responsible authorities. Members were of the view that to grant the licence would not undermine the Licensing Objectives as set out in the Licensing Act 2003.

RESOLVED that the variation application be granted to permit the supply of alcohol till 3a.m. Thursday to Saturday and till 2a.m. on Sunday.

For the avoidance of doubt the permitted hours (for regulated activities) at the premise were:-

Monday to Wednesday: 11a.m. – 2a.m.

Thursday to Saturday: 11a.m. – 3a.m.

Sunday: 12 noon – 2a.m.

The premises will close to members of the public 30 minutes after the terminal hours referred to above.

Members noted that the conditions as agreed by the Applicant with Cleveland Police would be attached to the licence, namely:-

1. A minimum of two SIA registered door supervisors must be on duty on a Friday and Saturday from 21:30 hours until 03:30 hours in order to control the entry of persons to the premises and to keep order in the premises when licensable activities are taking place.
2. Digital colour CCTV must be installed. It must be maintained and in good working order in accordance with the manufacturers instructions. Discs/images must be kept for a period of 31 days and must be made available to Cleveland Police or any responsible authorities upon request.
3. Members of staff must be trained in the downloading of the CCTV system and a member of staff trained to download the CCTV system must be on duty at all times.
4. There must be sufficient discs available to carry out the above procedure. These shall be kept at the premises.
5. A "Challenge 21" policy must be implemented at the premises and such signage must be displayed around the premises including entrances and exits.
6. An incident book must be kept at the premises and must be maintained at all times. This must record any incidents that occur on the premises. The book must be produced to Cleveland Police or any relevant authority upon request.
7. Staff training must be implemented at least every three months.

