

DELEGATED

AGENDA NO.

**REPORT TO THE
STATUTORY LICENSING
COMMITTEE**

26 November 2019

**LICENSING ACT 2003
APPLICATION FOR REVIEW OF A PREMISE LICENCE
THE CLOCK TOWER, 96-96A HIGH STREET, STOCKTON-ON-TEES TS18 1UB**

SUMMARY

The purpose of this report is for Members to consider an application for review of a premise licence from Cleveland Police.

RECOMMENDATION

That Members determine the application.

THE APPLICATION

1. An application for a review of the premise licence in respect of The Clock Tower, 96-96a High Street, Stockton-On-Tees has been received from Cleveland Police. A copy of the application together with supporting evidence is attached at Appendix 1.
2. Members are advised that these premises currently have the benefit of a premise licence which permits the supply of alcohol on & off the premises, provision of regulated entertainment and late night refreshment.

The opening hours of the premises are:

Monday & Tuesday	10.00 until 00.30
Wednesday & Thursday	10.00 until 01.30
Friday to Saturday	10:00 until 02:30
Sunday	12.00 until 01.30

A copy of the premise licence is attached at Appendix 2.

RESPONSIBLE AUTHORITIES

3. This review application received from Cleveland Police relates to the prevention of crime and disorder and public safety.

ADDITIONAL INFORMATION

4. Attached at Appendix 3 is a map showing the location of the premise.

POLICY CONSIDERATION

5. Members are respectfully reminded of the need to give due consideration to Stockton Borough Councils Licensing Policy Statement and the Section 182 Revised Guidance issued April 2018 under the Licensing Act 2003 when considering this application for review.

6. Part 11 of the Guidance deals with 'Reviews' and at paragraph 11.18 it states:

".....However, where responsible authorities like the police and environmental health officers have already issued warnings requiring improvement – either orally or in writing – that have failed as part of their approach to concerns, licensing authorities should not merely repeat that approach and should take this into account when considering what further action is appropriate."

Paragraph 11.28 of the Guidance states:

"It is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedure effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered."

7. A copy of the policy documents will be available at the meeting for Members information and details regarding the full range of powers available to members can be found at Paragraphs 11.16 to 11.28 of the Guidance.
8. Members must carry out their functions with a view to promoting the four licensing objectives:
- The prevention of crime and disorder
 - Public safety
 - The prevention of public nuisance
 - The protection of children from harm

MEMBERS OPTIONS

8. Members are advised that under the provisions of Section 51(4) The Licensing Act 2003 the authority may, at any time, reject any ground for review if it is satisfied –
- (a) that the ground is not relevant to one or more of the licensing objectives, or
 - (b) in the case of an application made by a person other than a responsible authority, that-
 - (i) the ground is frivolous or vexatious, or
 - (ii) the ground is a repetition
9. If Members are not minded to reject the application, then under the provisions of Section 52(3) The Licensing Act 2003, the authority must, having regard to the application and any relevant representations take such steps mentioned in subsection (4) (if any) as it considers necessary for the promotion of the four licensing objectives.

The steps are –

- (a) to modify the conditions of the licence which could include reducing opening hours or requiring door supervisors at a particular time;
- (b) to exclude a licensable activity from the scope of the licence;
- (c) to remove the designated premise supervisor for example, because they consider that the problems are the result of poor management;
- (d) to suspend the licence for a period not exceeding three months;
- (e) to revoke the licence

and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

Where the authority takes a step mentioned in (a) or (b), it may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.

10. The Committee also have the option to leave the licence in its existing state.

ASSOCIATED PAPERS

11. The following appendices are attached for information:

Appendix 1 The application for review & supporting evidence
Appendix 2 Copy of the existing licence
Appendix 3 Location Map

**Assistant Director Administration
Democratic And Electoral Services:
Contact Officer:
Telephone No.
Email Address:**

Margaret Waggott
Sandra Percival
(01642) 526601
Sandra.percival@stockton.gov.uk

Financial Implications:

None

Community Safety Implications:

The Licensing Act 2003 requires the licensing authority to have regard to:

- The prevention of crime and disorder
- The prevention of public nuisance

Legal implications

Any decision made in respect of the review application can be appealed to the magistrate's court within 21 days by –

1. the applicant
2. the premise licence holder
3. any other person who made relevant representations.

Any decision made in respect of the review does not have effect until –

- (a) the end of the period given for appealing against the decision, or
- (b) if the decision is appealed against, the time the appeal is disposed of.

Human Rights

Members should have regard to the Human Rights Act when conducting this hearing.

Background Papers:

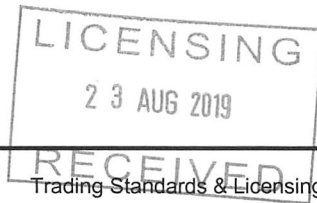
Stockton Borough Council Licensing Policy Statement and Section 182 Guidance

Ward(s) and Ward Councillors:

Stockton Town Centre
Councillor Kirton
Councillor Beall



**Application For A Review
Of A Premises Licence
Or Club Certificate
(Form LA09)**



www.stockton.gov.uk

Trading Standards & Licensing, PO Box 232, 16 Church Road, Stockton on Tees TS18 1XD
Tel: (01642) 526558 • Fax: (01642) 526584

**Application for A Review Of A Premises Licence Or Club Premises Certificate Under
The Licensing Act 2003**

Before Completing This Form Please Read the Guidance Notes At The End Of The Form

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I (Insert name of applicant)

Paul Higgins

apply for the review of a premises licence under section 51/apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description The Clock Tower 96 High Street	
Post Town Stockton on Tees	Post Code TS18 1BD

Name of premises licence holder or club holding club premises certificate (if known)
Andrew McAllister

Number of premises licence or club premise certificate (if known)
051238

PART 2 – APPLICANT DETAILS

I am

- | | |
|---|--------------------------|
| | Please Tick ✓ |
| 1) an interested party (please complete (A) or (B) below) | <input type="checkbox"/> |
| a) a person living in the vicinity of the premises | <input type="checkbox"/> |
| b) a body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| c) a person involved in business in the vicinity of the premises | <input type="checkbox"/> |
| d) a body representing persons involved in business in the vicinity of the premises | <input type="checkbox"/> |
| 2) a responsible authority (please complete (C) below) | x |
| 3) a member of the club to which this application relates (please complete (A) below) | <input type="checkbox"/> |

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Mr Mrs Miss Ms Other Title (for example, Rev)

Surname

First Names

I am 18 years old or over

Yes

(Please Tick)

Current Address			
Post Town		Post Code	

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and Address	
------------------	--

Telephone Number (If any)	
E-Mail address (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and Address	
Chief Constable of Cleveland Police	
c/o Sgt Paul Higgins	
Licensing Unit	
Middlesbrough Police	
Bridge Street West	
Middlesbrough	
TS2 1AB	

Telephone Number (If any)	01642 302160
E-Mail address (optional)	Paul.higgins@cleveland.pnn.police.uk

This application to review relates to the following licensing objective(s)

Please
Tick ✓

- | | | |
|----|--------------------------------------|--------------------------|
| 1. | The prevention of crime and disorder | X |
| 2. | Public safety | X |
| 3. | The prevention of public nuisance | <input type="checkbox"/> |
| 4. | The protection of children from harm | <input type="checkbox"/> |

Cleveland Police make an application to review the premises licence at the Clocktower for the following reasons:

At 00:47 on Saturday 17th August 2019 an incident occurred at the Clocktower pub where a man was punched in the face by a member of door staff causing him to fall to the pavement and bang his head. The man was knocked unconscious and was taken to hospital with a suspected fractured skull. The member of door staff was arrested on suspicion of causing Grievous Bodily Harm. The victim was later discharged from hospital and it has been established that he does not have a fracture to his skull, however given the circumstances of the incident the physical outcome for the victim could have been very serious indeed.

This is the second time in 12 months that Cleveland Police have sought a review of this premises licence.

On the 28th January 2019 Stockton Council Licensing Committee held a Review of the Clocktower Licence which was initiated by Cleveland Police. That Licensing Review was brought following a background of disorder at the premises and in particular an incident on the 6th October 2018 where an altercation between 2 customers resulted in a male hitting his head on the pavement outside the Clocktower resulting in a fractured skull and a bleed on the brain.

Prior to the submission of that Licensing Review, Police had held meetings with the Premises Licence Holder in 2018 raising concerns not just about violence between customers but also heavy handed door staff at the premises. Police evidence at that review included evidence of the concerns about the behaviour of the door staff. In the 5 months between May 2018 and October 2018 when the Licensing Review was initiated there were 5 incidents where door staff were identified as using excessive force including one incident where a man was choked unconscious.

In the months leading up to the Licensing Review hearing in January 2019 the Premises Licence Holder changed his door staff provider and there was an immediate improvement at the club with a reduction in disorder at the premises. As a result an agreement was reached at the Committee Hearing between all parties present based upon the addition of new licence conditions including the use of body worn cameras by door staff and a minimum drinks pricing condition.

The change of door staff provider was the major factor in the Police agreeing to the changes made at the hearing as opposed to contesting the hearing. Such was the importance of this change that the Managing Director of the new door staff provider attended the hearing in person and Police were told that the Premises Licence Holder had signed up for a 2 year contract with the new door staff provider.

On the 13th July 2019 the Premises Licence Holder cancelled his contract with this new door staff provider and reverted to the original door staff provider who had been in charge in the lead up to the original review. Police were not told about this change by the Premises Licence Holder although found out through other means. A month after that change of door staff provider this latest incident occurred which is captured on CCTV and could have resulted in a very serious outcome.

In producing evidence for this hearing Cleveland Police will rely upon CCTV of the latest incident, the Licensing Committee report from January 2019 and a table of incidents which formed part of

the Police evidence for that Licensing Review demonstrating the involvement of door staff in violent incidents in 2018.

Please provide as much information as possible to support the application. (Please read guidance note 2)
See attached evidence

Please Tick ✓

Have you made an application for review relating to these premises before? X

If Yes, please state the date of that application

Day		Month		Year			
0	2	1	1	2	0	1	8

If you have made representation before relating to these premises please state what they were and when you made them.
Representation to variation of hours at the Clocktower on 1/10/18 to Stockton Council

Please Tick ✓

• I have sent copies of this form and enclosures to the responsible authorities And the premises licence holder or club holding the club premises certificate, as appropriate. X□

• I understand that if I do not comply with the above requirements my application will be rejected. X□

It Is An Offence, Liable On Conviction To A Fine Up To Level 5 On The Standards Scale Under Section 158 Of The Licensing Act 2003 To Make A False Statement In Or In Connection With This Application.

How We Collect And Use Information

The information collected, on this form and from supporting evidence, by Stockton on Tees Borough Council will be used to process your application. The information may be passed to other Enforcement Agencies as permitted by law.

We may check information provided by you, or information about you provided by a third party, with other information held by us. We may also get information from certain third parties, or give information to them to check the accuracy of information, to prevent or detect crime, or to protect public funds in other ways, as permitted by law. These third parties include Government Departments and local authorities.

We will not disclose information about you to anyone outside Stockton on Tees Borough Council nor use information about you for other purposes unless the law permits us to.

Stockton on Tees Borough Council is the Data Controller for the purposes of the Data Protection Act 1998. If you want to know more about what information we have about you, or the way we use your information, you can ask at; Trading Standards and Licensing, PO Box 232, 16 Church Road, Stockton on Tees, TS18 1XD

Part 3 – Signatures (Please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the applicant please state in what capacity.

Signature	P. Higgins 	Date	02/11/18
Capacity	Licensing Sgt		

Contact name (where not previously given) and address for correspondence associated with this application. (Please read guidance note 5)	
Sgt P. Higgins Middlesbrough Police Station Bridge Street West Middlesbrough	
Post Town Middlesbrough	Post Code TS2 1AB

Telephone Number (if any)	01642 302160
E-mail Address (optional)	Paul.higgins@cleveland.pnn.police.uk

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for review, if applicable.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address, which we shall use to correspond with you about this application.
6. Information on the Licensing Act 2003 is available at www.tradingstandards.gov.uk/stockton and you are advised to read any relevant guidance leaflets before completing this form.

STOCKTON-ON-TEES BOROUGH COUNCIL

STATUTORY LICENSING COMMITTEE DECISION NOTICE (THE LICENSING ACT 2003)

PREMISES	The Clock Tower, 96-96A High Street, Stockton-On-Tees, TS18 1UB
APPLICANT	Cleveland Police (represented by Mr Kemp, Barrister). Also in attendance Mrs Wilson, Solicitor, Sergeant Higgins, PC Johnson and PC Thorpe
RESPONDENT	Andrew McAllister (Premise Licence Holder and Designated Premises Supervisor) (represented by Mr Holland Barrister). Also in attendance, Hannah Railton, Bethany Cheetham, Steve Howe (Phoenix Security)
OTHER RESPONSIBLE AUTHORITIES	No representations received
APPLICATION TYPE	Application for review of a Premises Licence
PANEL MEMBERS	Councillor Kirton (Chairman) Councillor Brown Councillor Woodhead
OFFICERS	Mr Nertney, Chief Solicitor – Legal Advisor to the Committee Mrs Maloney-Kelly, Licensing Team Leader Mrs Whaley, Democratic Services Officer
DATE OF MEETING	28 th January 2019

Preliminary

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

Report to Committee

Members of the Licensing Sub Committee of the Council's Statutory Licensing Committee considered the above application, full details of which appeared before the Members in their agenda and the background papers.

A copy of the report and supporting documents had been provided to all persons present and to members of the Committee.

Respondents Submission

Mr Holland on behalf of the respondent informed the Committee that constructive discussions had taken place with Cleveland Police and that the parties were jointly inviting the Committee to agree to modify the premises licence and vary the conditions.

Mr Holland summarised the background to the issues which were of concern to the Police and confirmed that Mr McAllister had taken proactive steps to address the issues. It was accepted that there were too many incidents at the premise and that on occasions they were not been managed appropriately. With that in mind Mr McAllister had changed the door firm which he employed which appeared to be having positive results. The premises has now introduced a strict dress code and improved the documentation relating to reporting of incidents. Many steps have been taken since the review was commenced. Mr Holland provided to the Committee a copy of the proposed amended conditions which had been agreed following discussion with the Police.

Applicants Submission

Mr Kemp on behalf of Cleveland Police informed the Committee that this review had been sought following a catalogue of violent crimes in relation to the premise. In the view of the Police the Crime and Disorder licensing objective was not been achieved. Although the Police were initially seeking revocation of the premises licence they acknowledge the proactive work that has been done by Mr McAllister. It does appear that the steps Mr McAllister has taken are working and with that in mind the Police are in agreement that the proposed amended conditions are an appropriate solution to deal with the issue as at the date of this hearing. The proposed amended conditions are both necessary and proportionate and the Committee were invited to agree to the variation of the premises licence as proposed by the parties.

Decision

Members had regard to the Committee papers, which had been circulated prior to the hearing and presented to them, in addition to the oral submissions made at the meeting.

Having carefully considered those matters brought before them and in reaching their decision, the Members had full regard to both the provisions of the Licensing Act 2003 (as amended by the Violent Crime Reduction Act 2006), the Guidance Issued under Section 182 of the Licensing Act 2003 (as amended) and the Council's Licensing Policy.

The Members were persuaded that since the review proceedings had commenced the respondent had taken active measures to address the concerns of Cleveland Police. It is acknowledged that only a short period of time has elapsed since the new measures have been introduced but the signs are positive. The Committee hopes that these positive improvements will continue. The respondent will now be in no doubt that should he not continue with the improvements at the premise or if the premise was to relapse then he will be mindful that he is at risk of a further review been bought which could result in a different outcome

The Committee resolved to vary the licence and amend the conditions as detailed in the submissions which were presented to them by the parties, namely:-

Old condition	CCTV Cameras shall be maintained in the premises and tapes/records kept a minimum of 31 days and shall be available for inspection by the Police/Licensing Authority on request
---------------	---

(to be replaced by new condition)	
New Condition	<ul style="list-style-type: none"> • A digital Closed Circuit Television System (CCTV) will be installed and maintained in good working order and be correctly time and date stamped. • The system will incorporate sufficient built-in hard-drive capacity to suit the number of cameras installed. • CCTV will be capable of providing pictures of evidential quality in all lighting conditions, particularly facial recognition. • Cameras will encompass all ingress and egress to the premises, outside areas including the area outside the front door of the premises and all areas where the sale/supply of alcohol occurs. • The system will record and retain CCTV footage for a minimum of 31 days • The system will record for 24 hours a day. • The system will incorporate a means of transferring images from the hard-drive to a format that can be played back on any desktop computer. • The Digital recorder will be password protected to prevent unauthorised access, tampering, or deletion of images. • There will be at all times, when the premise is open, a member of staff on duty with access to the CCTV system who is trained in the use of the equipment. • Upon receipt of a request for a copy of CCTV footage from Police, Licensing Officers or any other Responsible Authority, the member of staff will produce the footage within 24 hours or less if urgently required for investigations of serious crime. • CCTV footage must be made available to be viewed by the Police, Licensing Officers or other Responsible Authorities on request during an inspection of or visit to the Premises
Additional Condition	<ul style="list-style-type: none"> • The premises shall be equipped with a minimum of 2 bodycams which shall be maintained in good working order and be correctly timed and date stamped. • Bodycams will be capable of providing pictures of evidential quality in all lighting conditions, particularly facial recognition. • Bodycams will be password protected to prevent unauthorised access, tampering, or deletion of images. • There will be at all times, when the premise is open, a member of staff on duty with access to the bodycam system who is trained in the use of the equipment. • Upon receipt of a request for a copy of bodycam footage from Police, Licensing Officers or any other Responsible Authority, the member of staff will produce the footage within 24 hours or less if urgently required for investigations of serious crime. • Bodycam footage must be made available to be viewed by the Police, Licensing Officers or other Responsible Authorities on request during an inspection of or visit to the Premises
Old Condition	No irresponsible sales promotions of alcoholic beverages shall be offered to customers

(to be retained)	
Additional Condition	<p>Every supply of alcohol under the premises licence shall be at not less than the minimum price calculated in accordance with the following or as varied in accordance with this condition:</p> <p>Bottle/330ml of Beer, lager, cider, perry or similar - £2.00 Pint Glass of Beer, lager, cider, perry or similar - £2.00 125ml of Wine or similar - £3.50 175ml of Wine or similar - £4.00 250ml of Wine or similar - £4.50 Bottle/750ml of Wine or similar - £14.00 Measure/25ml of Spirits, Liqueurs or similar - £2.50 Measure/50ml of Spirits, Liqueurs or similar - £3.50 Measure/50ml of Fortified wine or similar - £3.00.</p> <p>b) Where alcohol is supplied under the premises licence of a type not expressly referred to above, the minimum price applicable to the supply shall be the minimum price for the type of alcohol referred to above that is most similar to that supplied.</p> <p>c) Unless the Licensing Authority considers it appropriate not to do so, the minimum price shall be varied every two years following discussion with the Premises Licence Holder in accordance with the agreed procedure.</p> <p>The "retail prices index" shall be as defined in Section 989 of the Income Tax Act 2007 (being currently, the general index of retail prices for all items published by the Statistics Board or, if that index is not published for a relevant month, any substituted index or index figures published by the Board).</p> <p>The first variation shall take place on 1 August 2021 and each subsequent variation shall take place in every two years thereafter.</p> <p>The varied minimum price shall be the sum produced by multiplying the minimum price then applicable by a figure expressed as a decimal and determined by the formula: $1 + (RD - RI)/RI$ Where RD is the retail prices index for the 1 May 2021 or each subsequent second anniversary of 1 May 2021 and RI is the retail prices index for the 1 May 2019 (or each subsequent second anniversary of date).</p> <p>The figure determined in accordance with this formula is rounded to the nearest third decimal place.</p> <p>If in relation to any two year period RD is equal to or less than RI, the figure determined in accordance with the formula shall be 1 and there shall be no change in the minimum price for that year.</p> <p>The varied minimum price shall after application of the formula be rounded up or down to the nearest £0.05.</p> <p>Before 1 August 2021 and each second anniversary of 1 August 2021, the Licensee shall give notice to the Licensing Authority of the varied minimum prices calculated in accordance with this condition unless otherwise agreed.</p>

<p>Old Condition (to be replaced by new condition)</p>	<p>Ensure Sight of Evidence of age from any person appearing to those engaged in selling or supplying alcohol to be under the age of 18 and who is attempting to buy alcohol</p>
<p>New Condition</p>	<ul style="list-style-type: none"> • A Challenge 25 policy shall be in place at all points of sale for alcohol. • Staff must require ID in the form of a current ten year passport, photo card driving licence or PASS Hologram identity card from any customer who appears to be under the age of 25 and verify the customer is over the age of 18 before any sale of alcohol is made • Notices must be exhibited at all points of sale and at all entrances and exits informing customers and staff that the Premises are operating a Challenge 25 Policy. • Training in relation to Challenge 25, under age sales, sales to adults on behalf of minor (proxy sales), sales to intoxicated persons, refusals registers, incident records and all other conditions on the Premises Licence must be provided and undertaken by all members of staff (whether paid or unpaid) before he / she makes a sale or supply of alcohol and at least every six months thereafter. • Documented training records must be completed in respect of every member of staff and must include the name of the member of staff trained, date, time and content of the training. The record must be signed by the member of staff who has received the training, the Designated Premises Supervisor, the Premises Licence Holder or external training providers. • Documented training records must be kept at the Premises and made available to the Police, Licensing Officers and all other Responsible Authorities on request or during an inspection. • Notices must be exhibited at all points of sale and at all entrances and exits informing customers and staff that the Premises are operating a Challenge 25 Policy.

New Condition	<p>The following minimum deployment of SIA licensed door staff shall be made:</p> <ul style="list-style-type: none"> • Wednesday - 2 SIA licensed door staff between 21.00 and 00.00 (or when the premises is cleared of members of the public whichever is the later) • Friday - 2 SIA licensed door staff between 20.00 and 22.00, increasing to 3 licensed door staff between 22.00 and 02.00 (or when the premises is cleared of members of the public whichever is the later). • Saturday (and Sunday preceding any Bank Holiday Monday) - 2 SIA licensed door staff between 20.00 and 22.00, increasing to 4 licensed door staff between 22.00 and 02.00 (or when the premises is cleared of members of the public whichever is the later).
New Condition	<p>At any time when a door supervisor or door supervisors are engaged at the premises, the door supervisor or, if more than one door supervisor is engaged, at least 2 members of the door team are to be issued with bodycams by the premises.</p>

New Condition	<ul style="list-style-type: none"> • An incident book must be kept at the Premises and maintained up to date (no later than 24 hours after the incident) at all times and will record the following: <ul style="list-style-type: none"> • Time date and details of all incidents/complaints of crime and disorder or anti-social behaviour • All crimes reported to the venue • Any faults in the CCTV system, searching equipment or scanning equipment • Any visit by a relevant authority or emergency service • The incident book must be made available to Police, Licensing Officers and all other Responsible Authorities on request or during an inspection
---------------	--

Right of Appeal

Any person aggrieved by this decision may appeal to the Magistrates Court within 21 days of receipt of this Notice. Anyone considering whether to submit an appeal is advised to seek their own independent legal advice as the Magistrates Court has the power to award costs against unsuccessful appellants. A copy of this decision Notice should be taken to the Magistrates Court should an aggrieved person wish to submit an appeal.

Issued by and on behalf of the Licensing Sub Committee

Dated: 8th February 2019

Incident number	Event Ref number	Time and date	Brief circumstances	Outcome	Call made to Police	Recorded on CCTV
1	SE17177392	01:22 Sunday 01/10/17	Clubberland Event – Door staff eject a group for fighting. Two males discharge incapacitant spray outside venue. Customers run back into venue affected by the gas. A large scale fight erupts inside and spills to outside venue. The two males responsible for the discharge of gas are allowed back in to the premise which causes further issues in the smoking area outside	Two males arrested and charged with affray and possess a weapon (noxious gas). Awaiting hearing at Crown Court.	Incident reported at first by CCTV to Police follow up calls made by Mr McAllister	Recorded on CCTV from inside and outside venue
2	SE17186152	21:58 Friday 13/10/17	A male is stopped by door staff outside the venue. He takes a swing at another male which starts a fight amongst them. When door staff intervenes the assailants turn on them.	Police attended and two males were arrested and charged with use threats of violence found guilty at court	Call made to police by third party. No call made by venue.	Recorded on town centre CCTV
3	SE17219159	01:30 Sunday 03/12/17	Clubberland event - Male assaulted in toilets with two bottles. Door staff deals with the incident and the warring groups go outside. Incapacitant spray is used away from the venue. The victim comes back to the venue for retribution. Fighting continues outside involving customers and door staff until Police attends.	Victim would not support further police action	Staff called from premise reported only as a fight. Reported by victim the following day.	Recorded by town centre CCTV and Clock Tower CCTV
4	SE18045622	23:05 Wednesday 14/03/2018	Drunken female attacks the DJ and is aggressive towards staff. Police are called and transport the female back home. No complaint of crime from premises.	Female removed from Town Centre by police.	Reported by premise	No record of CCTV
5	SE18056333	02:30 Sunday	Male is ejected from the premises for his behaviour in the premise. Male is now	Police attend but male has gone and door staff do not	Reported by Andrew McAllister	No record of CCTV

		01/04/2018	fighting with door staff, taking a swing at them.	wish to pursue		
6	SE18076681	21:00 Tuesday 01/05/2018	Male who in his own words has been in the premise "All Day", is sitting at a table, another male comes back from toilets and without provocation punches victim in the mouth.	Police attend the following day. Victim is unable to ID assailant	Reported by victim. Not reported by venue.	No known CCTV
7	SE18080961	20:15 Monday 07/05/2018	Premise owner wants male removing from the premise. Involved in incident with glass the previous night. Male has been asked to leave but has returned. Causing disturbance in premise.	Police take male home. No complaint of crime	Reported by Andrew McAllister	No known CCTV
8	SE18117754	02:10 Sunday 12/05/2018	Victim is ejected from premise by door staff. Victim becomes argumentative and takes one of the door staff ID. One of door staff grabs him round the upper torso. The male goes limp and appears to be unconscious. Door staff put him up against the wall and slaps him on the face until he comes round. Male stands up and heads back towards venue. Male customer comes towards victim and pushes him back. Male then pushes victim onto floor, follows him down and delivers three punches to the head before getting up and walking away.	Door staff and male customer interviewed. Door Staff released NFPA, male customer received caution. No police attended at the time as no report at the time.	Not reported at time of incident. CCTV send report after the fact. Followed up by LSU. No call from venue.	Town Centre CCTV of incident
9	SE18095128	23:00 Sunday 27/05/2018	Victim is in the premise with her partner, talking to a group near to the dance floor. One of the males in the group gets up out of his seat and hits the female victim in the face knocking her on to the dancefloor. The male then hits her again while she is on the floor. The victim	Suspect identified and interviewed. File sent to CPS. As incident not reported at the time no police attendance.	Not reported at the time of the incident by venue. Reported by victim the following day. The venue did call later to state they had CCTV	CCTV from the venue

			remains unconscious on the floor. Door staff detains the male and take him outside letting him go.		footage of the incident.	
10	SE18122574	00:12 Saturday 07/07/2018	Male was escorted out of premises by door staff. Male became aggressive assaulting the member of door staff and had to be restrained until police arrived	Police attended. Suspect identified and arrested at the time. Victim would not take complaint further. Suspect released NFPA	Anonymous phone call at time of the incident unsure if this connected to venue.	No CCTV footage
11	SE18142260	01:20 Saturday 04/08/2018	Female states she has been dragged out of the venue for no reason and feels she has been assaulted by the door staff.	Victim unwilling to take the complaint any further no requirement for police.	Call from victim at time of incident. No call from venue.	No CCTV footage
12	SE18179434	21:40 Friday 28/09/2018	Door staff ejects males due to their dress code. Males become argumentative and aggressive towards door staff one takes a swing at the door staff. The males hang around outside arguing with the door staff. One of the males kicks the barrier. A member of door staff grabs the barrier and they wrestle with it. The door staff pin the males against the wall with the barrier. The males break free and a tug of war with the barrier ensues. Police arrive and door staff grab hold of both males restraining them.	Police attended. Suspects arrested at the scene. The investigation is still ongoing.	Reported by CCTV. No call from venue.	Town centre CCTV footage
13	No Incident Recorded	21:41 Friday 05/10/2018	Male comes outside from the venue with a bottle in his hand. Door staff asks for the bottle male moves it away from his reach. Door staff tries to grab bottle again but male moves again. Door staff grabs hold of the bottle and forcibly pushes the male backwards causing the male to fall to the floor. Male becomes irate but is calmed down and taken away	No complaint made, no arrests, no police attendance	No reports received from any parties including venue.	Town Centre CCTV footage provided.

			by friends.			
14	SE18184363	19:00 Saturday 06/10/2018	Male has been going between The Clock Tower and Dr McGonigle's all day having drinks in both. Male is refused service in The Clock Tower but will not leave. Manager of premises escorts male out and male takes a jacket with him. The owner of the jacket runs out after them and confronts the drunken male. The male hands the jacket back but the owner punches the drunken male once to the face causing him to fall backwards onto the floor hitting his head. The drunken male lies unmoving and the assailant runs off.	The incident is reported by The suspect is identified and followed by CCTV until police can attend. The suspect is arrested and interviewed. The investigation is still ongoing.	Reported and monitored by CCTV. No call from the venue.	Town Centre CCTV footage provided.
15	No Incident reported	01:36 Saturday 13/10/2018	A male is ejected from the premise by door staff for an unknown reason. The male is physically thrown from the premise causing him to fall to the ground; this escalates the incident immediately with the ejected male jumping up irate.	Incident not reported only found on review of CCTV	No incident reported at time. No call from the venue.	Town Centre CCTV footage provided.

LICENSING ACT 2003**PREMISES LICENCE SUMMARY (PART B)****PREMISES LICENCE NUMBER: 051238****PREMISES DETAILS**

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

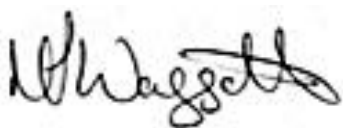
**The Clock Tower
96-96A High Street, Stockton-On-Tees, TS18 1BD**

WHERE THE LICENCE IS TIME LIMITED THE DATES

N/A

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

**INDOOR SPORTING EVENTS
BOXING OR WRESTLING
LIVE MUSIC
RECORDED MUSIC
PERFORMANCES OF DANCE
ACTIVITIES LIKE MUSIC/DANCE
LATE NIGHT REFRESHMENTS
SUPPLY OF ALCOHOL**



.....
Margaret Waggott
Assistant Director
(Administration, Democratic & Electoral Services)

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

INDOOR SPORTING EVENTS

MONDAY: 18.00 until 24.00
TUESDAY: 18.00 until 24.00
WEDNESDAY: 18.00 until 01.00
THURSDAY: 18.00 until 01.00
FRIDAY: 18.00 until 01.00
SATURDAY: 18.00 until 01.00
SUNDAY: 18.00 until 24.00

BOXING OR WRESTLING

MONDAY: 18.00 until 24.00
TUESDAY: 18.00 until 24.00
WEDNESDAY: 18.00 until 01.00
THURSDAY: 18.00 until 01.00
FRIDAY: 18.00 until 01.00
SATURDAY: 18.00 until 01.00
SUNDAY: 18.00 until 24.00

LIVE MUSIC

MONDAY: 18.00 until 24.00
TUESDAY: 18.00 until 24.00
WEDNESDAY: 18.00 until 01.00
THURSDAY: 18.00 until 01.00
FRIDAY: 18.00 until 02.00
SATURDAY: 18.00 until 02.00
SUNDAY: 18.00 until 01.00

RECORDED MUSIC

MONDAY: 18.00 until 24.00
TUESDAY: 18.00 until 24.00
WEDNESDAY: 18.00 until 01.00
THURSDAY: 18.00 until 01.00
FRIDAY: 18.00 until 02.00
SATURDAY: 18.00 until 02.00
SUNDAY: 18.00 until 01.00

PERFORMANCES OF DANCE

MONDAY: 18.00 until 24.00
TUESDAY: 18.00 until 24.00
WEDNESDAY: 18.00 until 01.00
THURSDAY: 18.00 until 01.00
FRIDAY: 18.00 until 02.00
SATURDAY: 18.00 until 02.00
SUNDAY: 18.00 until 01.00

ACTIVITIES LIKE MUSIC OR DANCING

MONDAY: 18.00 until 24.00
TUESDAY: 18.00 until 24.00
WEDNESDAY: 18.00 until 01.00
THURSDAY: 18.00 until 01.00
FRIDAY: 18.00 until 01.00
SATURDAY: 18.00 until 01.00
SUNDAY: 18.00 until 24.00

LATE NIGHT REFRESHMENTS

MONDAY:	23.00 until 00.30
TUESDAY:	23.00 until 00.30
WEDNESDAY:	23.00 until 01.30
THURSDAY:	23.00 until 01.30
FRIDAY:	23.00 until 01.30
SATURDAY:	23.00 until 01.30
SUNDAY:	23.00 until 00.30

SUPPLY OF ALCOHOL FOR CONSUMPTION ON THE PREMISES

MONDAY:	10.00 until 24.00
TUESDAY:	10.00 until 24.00
WEDNESDAY:	10.00 until 01.00
THURSDAY:	10.00 until 01.00
FRIDAY:	10.00 until 02.00
SATURDAY:	10.00 until 02.00
SUNDAY:	12.00 until 01.00

An additional 60 minutes on the day when British Summer Time commences

On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

SUPPLY OF ALCOHOL FOR CONSUMPTION OFF THE PREMISES

MONDAY:	10.00 until 24.00
TUESDAY:	10.00 until 24.00
WEDNESDAY:	10.00 until 01.00
THURSDAY:	10.00 until 01.00
FRIDAY:	10.00 until 02.00
SATURDAY:	10.00 until 02.00
SUNDAY:	12.00 until 01.00

An additional 60 minutes on the day when British Summer Time commences

On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

THE OPENING HOURS OF THE PREMISES

MONDAY:	10.00 until 00.30
TUESDAY:	10.00 until 00.30
WEDNESDAY:	10.00 until 01.30
THURSDAY:	10.00 until 01.30
FRIDAY:	10.00 until 02.30
SATURDAY:	10.00 until 02.30
SUNDAY:	12.00 until 01.30

An additional 60 minutes on the day when British Summer Time commences

On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES

**Supply Of Alcohol ON The Premises
Supply Of Alcohol OFF The Premises**

PART 2

NAME AND (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Mr Andrew McAllister
The Clock Tower, 96-96a High Street, Stockton-On-Tees, TS18 1BD

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER
(WHERE APPLICABLE)

N/A

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR
THE SUPPLY OF ALCOHOL

Miss Hannah Charlotte Railton

STATE WHETHER ACCESS TO PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

ANNEX 1

MANDATORY CONDITIONS AND EMBEDDED RESTRICTIONS

MANDATORY CONDITIONS

- **No supply of alcohol may be made under the premises licence:**
 - (a) at any time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at any time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

- **Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.**
- **This Licence/Club Registration Certificate is subject to such further conditions as are consistent with any restrictions imposed on the use of the premises for the existing licensable activities under the licence by virtue of the enactments hereinafter set out:-**

**The Children and Young Person Act 1933
The Cinematograph (Safety) Regulations 1955
The Sporting Events (Control of Alcohol etc) Act 1985**

- **When door supervisors or other persons carrying out security activities at specified times are employed such individuals must be licensed by the Security Industry Authority.**

For the purposes of this condition "security activity" means an activity to which paragraph 2 (1)(a) Schedule 2 to the Private Security Industry Act 2001 applies.

- **(1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.**

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises-

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

- **The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.**

- **(1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.**

(2) The designated premise supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either-

(a) a holographic mark, or

(b) an ultraviolet feature.

- **The responsible person must ensure that -**

(a) where any of the following alcoholic drinks are sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

(i) beer or cider: 1/2 pint;

(ii) gin, rum, vodka or whisky: 25ml or 35ml; and

(iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

- A. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price
- B. For the purposes of the condition set out in paragraph A -
 - (a) "duty" is to construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) "permitted price" is the price found by applying the formula -

$$P=D+(D \times V)$$
 Where-
 - (i) P is the permitted price
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol
 - (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
 - (i) the holder of the premises licence,
 - (ii) the designated premise supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994
- C. Where the permitted price given by Paragraph (b) of paragraph B would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny
- D. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph B on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax
 - (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

EMBEDDED RESTRICTIONS

- **On Licences
Permitted Hours**

The restriction on the permitted hours for the supply of alcohol shall not prohibit:

(a) during the first twenty minutes after these hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;

(b) during the first thirty minutes after these hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;

(c) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;

(d) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;

(e) the sale of alcohol to a trader or club for the purposes of the trade or club;

(f) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of member of Her Majesty's Naval, Military or Air Forces;

(g) the taking of alcohol from the premises by a person residing there; or

(h) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or

(i) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

- That the Licensee will implement any drugs policy approved and promoted by Stockton Police.
- The maximum permitted occupancy level in the front and back bar (with movable chairs and tables removed) shall be 320.
- This licence is subject to such further conditions as are consistent with any restriction imposed on the existing licence of the premises:

For the showing of films under the provisions of the Cinemas Act 1985

and/or

The performance of plays under the Theatres Act 1968

and/or

The provision of public entertainment under the Local Government (Miscellaneous Provisions Act 1982) as below;

- **1. Permitted Hours Of Operation**
6.00pm - 12 Midnight Monday - Tuesday
6.00pm - 1.00am Wednesday - Saturday
6.00pm - 12 Midnight Sunday
- **2. Maximum Permitted Occupancy Level**
Front & Back Bar (with moveable chairs and tables removed) 320

3. Special Conditions

3.1 All doors and windows shall be kept closed whilst entertainment is in progress.

3.2 During an event, the licensee (or suitable representative) shall make subjective assessments, both internally and externally, of the likelihood of noise disturbance being caused by the entertainment. The result of these assessments shall be recorded in a log book, including any action required as a result, which shall be retained for one year.

3.3 Twenty-eight days notice prior to any sporting event, accompanied by details of the event with plans, if necessary, indicating the floor area required for the event and proposed seating arrangements.

ANNEX 2

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

PREVENTION OF CRIME & DISORDER

- **No person in possession of a drink in a sealed or unsealed container shall be allowed to enter the premises except for the purposes of delivery.**
- **There shall be displayed at the entrance to the premises a sign, which is clearly visible to members of the public visiting those premises containing details of the trading hours under the premises licence, the licensable activities permitted on those premises and any maximum occupancy level set for the premises.**
- **The licence holder and/or the Designated Premises Supervisor or a person nominated by them shall actively participate and be a member of a Pubwatch scheme for the area within which the premises is located.**
- **No irresponsible sales promotions of alcoholic beverages shall be offered to customers.**

PUBLIC SAFETY

- **Printed notices shall be prominently displayed in the premises detailing the essential steps that must be taken if a fire is discovered or the fire alarm goes off or other emergency arises and how to call the Fire Service.**
- **All fire doors shall be maintained effectively self closing and shall not be held open other than by approved devices.**

PREVENTION OF PUBLIC NUISANCE

- **Notices shall be erected at all exits from the premises, in a place where they can be seen and easily read by the public, requiring customers to leave the premises and the area quietly and with consideration to neighbours.**

PROTECTION OF CHILDREN FROM HARM

- **Up to 9pm children under the age of 18 years shall be allowed in the premise when accompanied by a parent or guardian. No children under 18 years will be allowed in the premise beyond 9pm.**

ANNEX 3

CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

PREVENTION OF CRIME & DISORDER

- **A digital Closed Circuit Television System (CCTV) will be installed and maintained in good working order and be correctly time and date stamped.
The system will incorporate sufficient built-in hard-drive capacity to suit the number of cameras installed.
CCTV will be capable of providing pictures of evidential quality in all lighting conditions, particularly facial recognition.
Cameras will encompass all ingress and egress to the premises, outside areas including the area outside the front door of the premises and all areas where the sale/supply of alcohol occurs.
The system will record and retain CCTV footage for a minimum of 31 days.
The system will record for 24 hours a day.
The system will incorporate a means of transferring images from the hard-drive to a format that can be played back on any desktop computer.
The digital recorder will be password protected to prevent unauthorised access, tampering, or deletion of images.
There will be at all times, when the premise is open, a member of staff on duty with access to the CCTV system who is trained in the use of the equipment
Upon receipt of a request for a copy of CCTV footage from Police, Licensing Officers or any other Responsible Authority, the member of staff will produce the footage within 24 hours or less if urgently required for investigations of serious crime.
CCTV footage must be made available to be viewed by the Police, Licensing Officers or other Responsible Authorities on request during an inspection of or visit to the premises.**
- **The premises shall be equipped with a minimum of 2 bodycams which shall be maintained in good working order and be correctly timed and date stamped.
Bodycams will be capable of providing pictures of evidential quality in all lighting conditions, particularly facial recognition.
Bodycams will be password protected to prevent unauthorised access, tampering, or deletion of images.
There will be at all times, when the premise is open, a member of staff on duty with access to the bodycam system who is trained in the use of the equipment.
Upon receipt of a request for a copy of bodycam footage from Police, Licensing Officers or any other Responsible Authority, the member of staff will produce the footage within 24 hours of less if urgently required for investigations of serious crime.
Bodycam footage must be made available to be viewed by the Police, Licensing Officers or other Responsible Authorities on request during an inspection of or visit to the premises.**

- Every supply of alcohol under the premise licence shall be at not less than the minimum price calculated in accordance with the following or as varied in accordance with this condition:

Bottle/330ml of beer, lager, cider, perry or similar - £2.00
Pint glass of beer, lager, cider perry or similar - £2.00
125ml of wine or similar - £3.50
175ml of wine or similar - £4.00
250ml of wine or similar - £4.50
Bottle/750ml of wine or similar - £14.00
Measure/25ml of spirits, liqueurs or similar - £2.50
Measure/50ml of spirits, liqueurs or similar - £3.50
Measure/50ml of fortified wine or similar - £3.00

Where alcohol is supplied under the premises licence of a type not expressly referred to above, the minimum price applicable to the supply shall be the minimum price for the type of alcohol referred to above that is most similar to that supplied.

Unless the Licensing Authority considers it appropriate not to do so, the minimum price shall be varied every two years following discussion with the Premises Licence Holder in accordance with the agreed procedure.

The "retail prices index" shall be defined in Section 989 of the Income Tax Act 2007 (being currently, the general index of retail prices for all items) published by the Statistics Board or, if that index is not published for a relevant month, any substituted index or index figures published by the Board).

The first variation shall take place on 1 August 2021 and each subsequent variation shall take place every two years thereafter.

The varied minimum price shall be the sum produced by multiplying the minimum price then applicable by a figure expressed as a decimal and determined by the formula:

$$1+(RD-RI)/RI$$

Where RD is the retail prices index for the 1 May 2021 or each subsequent second anniversary of 1 May 2021 and RI is the retail prices index for 1 May 2019 (or each subsequent second anniversary of date).

The figure determined in accordance with this formula is rounded to the nearest third decimal place.

If in relation to any two year period RD is equal to or less than RI, the figure determined in accordance with the formula shall be 1 and there shall be no change in the minimum price for that year.

The varied minimum price shall after application of the formula be rounded up or down to the nearest £0.05.

Before 1 August 2021 and each second anniversary of 1 August 2021, the Licensee shall give notice to the Licensing Authority of the varied minimum prices calculated in accordance with this condition unless otherwise agreed.

- A challenge 25 policy shall be in place at all points of sale for alcohol.

Staff must require ID in the form of a current ten year passport, photo card, driving licence or PASS hologram identity card from any customer who appears to be under the age of 25 and verify the customer is over the age of 18 before any sale of alcohol is made.

Notices must be exhibited at all points of sale and at all entrances and exits informing customers and staff that the Premises are operating a Challenge 25 Policy.

Training in relation to Challenge 25, under age sales, sale to adults on behalf of minor (proxy sales), sales to intoxicated persons, refusals registers, incident records and all other conditions on the Premise Licence must be provided and undertaken by all members of staff (whether paid or unpaid) before he/she makes a sale or supply of alcohol and at least every six months thereafter.

Documented training records must be completed in respect of every member of staff and must include the name of the member of staff trained, date, time and content of the training. The record must be signed by the member of staff who has received the training, the Designated Premises Supervisor, the Premise Licence Holder or external training providers.

Documented training records must be kept at the premises and made available to the Police, Licensing Officers and all other Responsible Authorities on request or during an inspection.

Notices must be exhibited at all points of sale and at all entrances and exits informing customers and staff that the Premises are operating a Challenge 25 policy.

- **The following minimum deployment of SIA licensed door staff shall be made:**
 - . **Wednesday - 2 SIA licensed door staff between 21:00 and 00:00 (or when the premises is cleared of members of the public whichever is the later)**
 - . **Friday - 2 SIA licensed door staff between 20:00 and 22:00, increasing to 3 licensed door staff between 22:00 and 02:00 (or when the premises is cleared of members of the public whichever is the later).**
 - . **Saturday (and Sunday preceding any Bank Holiday Monday)- 2 SIA licensed door staff between 20:00 and 22:00, increasing to 4 licensed door staff between 22:00 and 02:00 (or when the premises is cleared of members of the public whichever is the later).**
- **At any time when a door supervisor or door supervisors are engaged at the premises, the door supervisor or, if more than one door supervisor is engaged, at least 2 members of the door team are to be issued with bodycams by the premises.**
- **An incident book must be kept at the Premises and maintained up to date (no later than 24 hours after the incident) at all times and will record the following:**
 - . **Time, date and details of all incidents/complaints of crime and disorder or anti-social behaviour**
 - . **All crimes reported to the venue**
 - . **Any faults in the CCTV system, searching equipment or scanning equipment**
 - . **Any visit by a relevant authority or emergency service**
 - . **The incident book must be made available to Police, Licensing officers and all other Responsible Authorities on request or during an inspection**

ANNEX 4

PLANS (NOT TO SCALE)

