

LICENSING SUB-COMMITTEE
2nd May, 2007

PRESENT – Councillors Foster, Hartley and Maybrey. (3)

LS22. ELECTION OF CHAIR – RESOLVED – That Councillor Hartley be appointed Chair for this meeting only.

LS23. DECLARATIONS OF INTEREST – There were no declarations of interest reported at the meeting.

LS24. APPLICATION FOR PREMISES LICENCE - The Director of Development and Environment submitted a report (previously circulated) to consider a contested application from Easteye Limited in relation to Club 2K, Beaumont Street West to grant a Premises Licence.

Mr. Craig Shaw, General Manager, Mr. Simon Bell, Area Manager, Ms. Nicola Gibson, Commercial Manager for Ladhars, and Barry Ladhar, Applicant Company attended the meeting but Mr. Richard Arnott, Solicitor spoke on their behalf and responded to Members' questions. Ms. Kim Morton, a local resident who had made representations also addressed the meeting and responded to Members' questions.

It was reported to the Members that prior to the meeting, Mr. Arnott and Ms. Morton had been in discussion and had agreed to various conditions to be included on the premises licence to alleviate the problems being experienced by Ms. Morton and that she was agreeable to withdrawing her representations if these conditions were applied to the premises licence.

The Sub-Committee considered the views of the objector and the applicant in accordance with the Guidance issued Under Section 182 of the Licensing Act 2003 (Hearings) Regulations 2005 and in accordance with the "Licensing Sub-Committees – Full Hearing Procedure for Applications for Personal Licences Where Representations Have Been Received.

RESOLVED – That, the application be granted, subject to a voluntary undertaking by the Applicant company to install double glazing at their own expense in the residence of the local resident no later than 30th June, 2007, subject to the following conditions, in addition to the mandatory conditions in respect of alcohol and SIA registration:-

- (a) A CCTV system that is compliant with Durham Constabulary's minimum standards document shall be installed and maintained within the premises. Recordings will be produced on request to the Police or an authorised officer of the Council.
- (b) The Designated Premises Supervisor (DPS) or their representative shall attend Darlington Pub Watch meetings on behalf of the Applicant Company.
- (c) The Challenge 21 scheme shall be implemented at the Premises.
- (d) Door Supervisors shall be employed at the premises as follows :-

Monday to Wednesday	2 door staff from 20.00 hours onwards
Thursday and Sunday	2 door staff from 20.00 hours, 4 door staff from 22.00 hours
Friday and Saturday	2 door staff from 20.00 hours, 4 door staff from 22.00 hours and 6 door staff from midnight onwards.

- (e) Late night refreshment will not be provided unless 28 days prior notice is provided, in writing, to the Police.
- (f) The Designated Premises Supervisor or their representative shall conduct regular assessments of the noise coming from the premises on every occasion the premises are used for regulated entertainment and shall take steps reduce the level of noise where it is likely to cause a disturbance to local residents (i.e. if it is clearly audible and recognisable as coming from the licensed premises at or beyond the boundary of any nearby noise sensitive property). These checks shall be documented in a logbook kept for this purpose and shall include the time and date of any checks, the person making them and the results including any remedial action. This logbook shall be made available for inspection on request of the Police or authorised officer of the Council.
- (g) Radio equipment shall be kept on the premises and maintained in good working order to enable the Designated Premises Supervisor or their representative(s) to liaise with the Police and other Pub Watch premises.
- (h) The Designated Premises Supervisor or their representative shall maintain an up to date logbook recording the details of all door staff employed on the premises and an up to date incident book recording details of all incidents relating to the premises. These documents shall be produced on request of the Police or authorised officer of the Council.
- (i) No person carrying open or sealed glass bottles shall be admitted to the premises.
- (j) No person shall be allowed to leave the premises whilst in possession of any drinking vessel or open glass bottle except for consumption in the area immediately outside of the premises (NB this will not apply to sealed containers sold as off sales).
- (k) There shall be no off sales of alcoholic drinks on New Year's Eve or New Year's Day or when an event is taking place without the Applicant Company providing 7 days notice in writing to the Licensing Authority and the Police.
- (l) There shall be no irresponsible drinks promotions, including all you can drink for a set fee, 2 for the price of one and similar promotions.
- (m) The maximum occupancy of the premises shall not exceed the figure prescribed in writing by the Fire Authority (this is currently 1309 excluding staff).
- (n) External lighting advertising or promoting the premises shall not cause nuisance to neighbouring or adjacent properties.
- (o) Glass bottles and other materials shall not be deposited in any skip, bin or other container outside of the premises between the hours of 22.00 and 08.00 and such containers shall not be removed from the premises within those times.
- (p) Clear and legible signage shall be displayed at all exits and throughout the premises requesting that patrons leave in a quiet and orderly manner.

- (q) All windows and doors shall remain closed, apart from normal ingress and egress, when licensable activities are taking place.
- (r) The Designated Premises Supervisor or their representative shall respond immediately to any complaints and/or queries concerning noise or other disturbance.