

LICENSING SUB-COMMITTEE
16th October, 2007

PRESENT – Councillors D. Jones, J. Lyonette and Nutt..

(3)

LS11. ELECTION OF CHAIR – RESOLVED – That Councillor Nutt be appointed Chair for this meeting only.

LS8. DECLARATIONS OF INTEREST – There were no declarations of interest reported at the meeting.

LS9. APPLICATION FOR PREMISES LICENCE, FIRST FLOOR, BAINBRIDGE HOUSE – The Director of Development and Environment submitted a report (previously circulated) to consider a contested application from Mr. Richard Hadland, in respect of the First Floor, Bainbridge House, for the grant of a premises licence.

Mr. Hadland, the applicant, represented by Mr. Eric Tweddle addressed the meeting and responded to Members' questions, and to the 'points for clarification' as highlighted in the submitted report.

As a result of the application representations had been received from a number of residents in the who live in the vicinity of the premises, and for those who did not attend the hearing, their representations were read out to the Committee Members at the meeting. Those who attended the meeting being Mr. Mark Huitson, resident in Skinnergate and Mrs. Marian Law, Friends of the Quaker Meeting House addressed the meeting and responded to Members' questions and to the 'points for clarification' as highlighted in the submitted report.

Durham Constabulary had also made representations and Mr. Jeffrey Turnbull, solicitor for Durham Constabulary and Inspector Sue Robinson, Community Officer addressed the meeting and responded to Members' questions.

The Environmental Health Manager had made representations but at the meeting it was reported that these representations had been withdrawn subject to certain conditions being applied to any grant of a licence, as agreed by the applicant. The application for Late night refreshment was also withdrawn at the meeting by the applicant.

The Sub-Committee considered the views of the objectors and the applicant in accordance with the Guidance issued Under Section 182 of the Licensing Act 2003 (Hearings) Regulations 2005.

All parties were reminded of their right of appeal to the Magistrates Court within 21 days of the date of notification of this Sub-committee's decision.

RESOLVED – That, the application be granted to Mr. Richard Hadland for sale of alcohol and regulated entertainment, subject to the following conditions, in addition to the mandatory conditions in respect of the sale and supply of alcohol and the requirement for door staff to hold SIA registration :-

- (a) Permit the sale of alcohol between the hours of 6.00 p.m. and 10.00 p.m. Monday to Wednesday inclusive, 8.00 p.m. to 11.30 p.m. Thursday and 8.00 p.m. to 2.30 a.m. Friday and Saturday.
- (b) Permit regulated entertainment, by way of live music between the hours of 8.00 p.m. 12.00 midnight Thursday only and recorded music, performances of dance, facilities for dancing or entertainment similar to dancing between the hours of 6.00 p.m. and 10.00 p.m. Monday to Wednesday, 8.00 p.m. to 12.00 midnight Thursday and 8.00 p.m. to 3.00 a.m. Friday and Saturday and 6.00 p.m. to 12.00 midnight Sunday.

subject to the following conditions:-

- (i) A CCTV system that is compliant with Durham Constabulary minimum standards document is to be installed and operational at all times when the premises are open to the public. This shall include external and internal cameras. Recordings shall be kept for the minimum period identified by the Police and shall be produced on request to the Police or an Authorised Officer of the Council.
- (ii) There shall be a minimum of two door supervisors employed on Monday to Wednesday whenever the premises are open to the public and a minimum of 5 door supervisors employed on Thursday to Sunday whenever the premises are open to the public. Of the latter, 2 shall be based at the main entrance/exit, 2 at the 1st floor dance floor and one at the door leading to the external smoking area.
- (iii) The maximum occupancy of the premises shall not exceed 240 at any time.
- (iv) The existing windows, which are 6 mm thick must be retained or replaced with units of the same or greater thickness. Secondary glazing must be provided to the existing windows using a 6 mm thick pane in sealed unit. The air gap between the two panes must be at least 100 mm. The windows must not be able to be opened.
- (v) No food or drinks shall be allowed to the outside smoking area and no tables or chairs shall be provided to this area.
- (vi) In the male sanitary conveniences 2 wcs and 3 urinals shall be provided; in the female sanitary conveniences 6 wcs shall be provided. Additionally a separate disabled facility shall be provided.
- (vii) Clear and legible signage shall be prominently displayed at each point of exit requesting that patrons leave in a quiet and orderly manner.
- (viii) Slower, quiet and calming music shall be played for the last 30 minutes of licensable activities.
- (ix) The Challenge 21 scheme shall be operational at all times when the premises are open for sale of alcohol.

- (x) All youth events shall conclude at 10.00 p.m. Any change of day for such events shall be notified to the Police, in writing, no later than 7 days prior to such change.
- (xi) A drugs policy shall be agreed with the police and Council and submitted to Darlington Borough Council within 28 days of the grant of this licence. This Policy is to be complied with at all times.
- (xii) The licence holder or their representative shall participate in the Darlington PubWatch scheme.