

LICENSING SUB-COMMITTEE
17th April, 2007

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

ALSO IN ATTENDANCE – Councillors Foster.

LS19. ELECTION OF CHAIR – RESOLVED – That Councillor Maybrey be appointed Chair for this meeting only.

LS20. DECLARATIONS OF INTEREST – There were no declarations of interest reported at the meeting.

LS21. APPLICATION FOR PREMISES LICENCE - The Director of Development and Environment submitted a report (previously circulated) to consider a contested application from Darlington Football Club Limited in relation to the Darlington Football Club 96.6 TFM Arena to grant a Premises Licence.

Mr. Neal Curry, the Designated Premises Supervisor and Mr. Harry Sams, Safety Manager, Darlington Football Club, represented by their Barrister, Mr. Charles Holland and Ms. Lucy Cook, Solicitor for Dickinson Dees addressed the meeting, responded to Members' questions and to the 'points for clarification' highlighted in the submitted report.

As a result of this application representations had been received from six residents, all of whom live in the vicinity of the premises, however, non attended this Sub-Committee hearing.

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 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 to extend the area for licensable activities to include all areas of the stadium and in particular the actual pitch, to include additional regulated entertainment, to amend some of the hours for sale of alcohol and to extend some of the hours for regulated entertainment, subject to the following conditions, in addition to the mandatory conditions in respect of alcohol and SIA registration:-

- (a) A schedule of proposed outdoors events and events within the concourses involving live music is to be submitted to the Licensing Authority at six monthly intervals, detailing provisional artistes, the nature of the event and anticipated crowd levels. This schedule is to be agreed with the Environmental Health Manager.
- (b) A noise management scheme is to be submitted to the Council's Environmental Health Manager not less than 28 days prior to any outdoor event involving live entertainment and any event within the concourses involving live or recorded music. The scheme will detail location of stages and amplifiers among other things and measures that will be taken to reduce noise. The scheme is to be agreed prior to the event and complied with at the event.

- (c) A noise consultant will be present at all outdoor events involving live entertainment to ensure the agreed noise management scheme is implemented.
- (d) There shall be a minimum of one person per sixty guests and at least one person on the main entrance to assist in keeping order on the premises, at all times when the premises are open to provide regulated entertainment.
- (e) Children under the age of 18 years will not be permitted onto the premises unless accompanied by a parent or responsible adult.
- (f) Children under the age of 18 years will not be permitted into any part of the premises when themed adult entertainment is taking place. This entertainment will include casino and race nights, dancing events and comedy events.
- (g) The current CCTV system shall be maintained and in use at all times when the premises are open for licensable activities.
- (h) Clear and legible signage shall be displayed at all exit points requesting that patrons leave in a quiet and orderly manner.
- (i) The Challenge 21 Scheme shall be implemented at the premises, requiring specific photographic proof of age from all persons who appear to be under the age of 21 years. Any person unable to provide such proof will not be served. All refusals shall be recorded in a refusals book and this document shall be produced on request of the Police or an authorised officer of the Council.
- (j) All bar staff shall be briefed by the Designated Premises Supervisor (DPS), or their representative, on the requirements of proof of age prior to the commencement of each event. Such briefing shall be documented and produced on request of the Police or an authorised officer of the Council.
- (k) No patron carrying open or sealed containers of alcohol shall be permitted onto the premises.
- (l) A drugs policy, submitted to and approved by the Licensing Authority shall be implemented at all times when regulated entertainment is taking place.