

**LICENSING SUB-COMMITTEE**  
**18th October, 2006**

**PRESENT** – Councillors Maybrey, Nutt and Wilson.

(3)

**LS10. ELECTION OF CHAIR – RESOLVED** – That Councillor Nutt be appointed Chair for this meeting only.

**LS11. DECLARATIONS OF INTEREST** – There were no declarations of interest reported at the meeting.

**LS12. REVIEW OF PREMISES LICENCE** - The Director of Development and Environment submitted a report (previously circulated) to consider an application by Durham Constabulary to review a Premises Licence in respect of SS Supermarket, 106 Whitby Way, Darlington.

Mr. S. Mooney, Solicitor, on behalf of Durham Constabulary and P.C. S. Brown addressed the meeting and responded to Members' questions and to the 'points for clarification' highlighted in the submitted report. Mr. Dildar Singh Atwal the Premises Licence Holder for SS Supermarket, represented by his brother Mr. Rajinder Singh Atwal also addressed the meeting and responded to the 'points of clarification'. Mr. K. Gallagher, Mrs. C. Angus and Mr. M. Hunter addressed the meeting to make representations on behalf of the residents in relation to public nuisance and the protection of children from harm.

The Sub-Committee considered the views of the applicant for review in accordance with 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 Reviews of Premises Licences/Club Premises Certificates Where Relevant Representations Have Been Received".

**RESOLVED** – That, following careful consideration of the problems associated with the premises, the number of years the family have been operating these premises and the length of time that a Justices Licence has been held in respect of the sale of alcohol for consumption off the premises and also to the information provided by Mr. Singh Atwal in relation to the installation of the new CCTV system, the Members agreed that the imposition of stringent conditions would be proportionate to address the issues raised by the Police and local residents. Conditions now attached to the licence, in addition to the two mandatory conditions relating to the sale of alcohol, are as follows

:-

- (a) A CCTV system, of a standard which complies with the guidance document "Minimum CCTV Standards within Licensed Premises", issued by Durham Constabulary, is to be installed at the premises no later than 27th October, 2006. This shall be in operation at all times when the premises are open to the public. Footage from the system is to be retained for 30 days in accordance with the current version of the guidance document and shall be made available to the Police upon request.
- (b) When the premises are open beyond 4.00 p.m., two Members of staff must be present from 4.00 p.m. until the premises close and one whom must be a Personal Licence Holder.

- (c) A register of refusals of sales of alcohol is to be kept up to date and must be produced to the Police on request.
- (d) The Challenge 21 proof of age scheme is to be enforced in relation to the sales of alcohol.
- (e) Conspicuous and legible signage is to be prominently displayed within the premises detailing the premises' policy relating to underage sales and the purchase of alcohol by adults for underage consumption.