

LICENSING SUB-COMMITTEE
24th October, 2006

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

ALSO IN ATTENDANCE – Councillor Hartley.

LS13. ELECTION OF CHAIR – RESOLVED – That Councillor Maybrey be appointed Chair for this meeting only.

LS14. DECLARATIONS OF INTEREST – There were no declarations of interest reported at the meeting.

LS15. 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 the Turks Head Inn, Bondgate, Darlington.

Mr. Turnbull, Solicitor and PC. S. Brown, on behalf of Durham Constabulary addressed the meeting and responded to Members' questions and to the 'points for clarification' highlighted in the submitted report. Mr. Hansbro, Wolverhampton and Dudley Breweries Ltd; Ms. J. Schofield the Designated Premises Supervisor; and Mr. Gaunt, Solicitor as the representatives from the Turks Head Inn also addressed the meeting and also responded to the 'points of clarification'.

The Licensing and Car Parks Manager highlighted some minor amendments to the report to which Members and the relevant representatives agreed.

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, giving consideration to the representations made by the Police and the response made by Mr. Gaunt, and in particular concerns for the safety of employees at the premises. After considering all options Members decided that to suspend or revoke your licence would not be proportionate and decided therefore to modify the current conditions and make the licence subject to additional conditions. Conditions now attached to the licence, in addition to the two mandatory conditions relating to the sale of alcohol, the mandatory condition relating to films and the mandatory condition relating to SIA registration of doorstaff, are as follows :-

- (a) No persons carrying open bottles will be admitted to the premises at any times the premises are open to the public.
- (b) Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.
- (c) The maximum occupancy of the building (including staff and performers) will be restricted to 250 persons.

- (d) No person under the age of 16 years shall be permitted to enter the premises after 7 pm.
- (e) That conspicuous and legible signage will be permanently displayed within the premises at each exit, requesting that patrons leave the establishment in a quiet and orderly manner.
- (f) Noise from the licensed premises must not give rise to levels of 5db(A) or more above the background noise level at the nearest affected residential premises.
- (g) The current CCTV system shall comply with Durham Constabulary's current guidance document ("Minimum CCTV Standards within Licensed Premises") and shall be in operation at all times when the premises are open to the public. The tapes shall be properly stored and kept for a minimum of 28 days and be made available on request to the Police and authorised officers of this Council.
- (h) The licensee shall be assisted on the premises by door supervisors, who are registered in accordance with the SIA registration scheme as follows :-
 - (i) Thursdays – one door supervisor after 7.00 p.m.;
 - (ii) Friday – two door supervisors (one after 7.00 p.m.; two after 10.00 p.m.); and
 - (iii) Saturday – two door supervisors (one after 7.00 p.m.; two after 10.00 p.m.)
- (i) That Door Supervisors employed at the premises shall use clickers or similar equipment to determine the number of patrons on the premises i.e. Thursday, Friday and Saturday (after 7.00 p.m.) to determine the number of customers on the premises. The door supervisor(s) must ensure the maximum number of 250 persons is not exceed at any time.
- (j) That the Designated Premises Supervisor or other representative of the premises licence holder shall attend the Darlington Pub Watch meetings on a regular basis.
- (k) That the premises adhere to the Council's Drugs Policy (Managing Unlawful substances in Pubs and Clubs).
- (l) That a Personal Licence Holder be on the premises at all times on Thursday, Friday and Saturday after 7.00 p.m. until closing time.