

**Supplement to the agenda for**

# **Licensing sub-committee**

**Wednesday 26 September 2018**

**10.00 am**

**Council Chamber, Town Hall, St Owen Street, Hereford**

	<b>Pages</b>
<b>4. APPLICATION FOR A NEW PREMISES LICENCE IN RESPECT OF 'HOUSE MEADOW, WHITEHALL FARM, WHITEHALL ROAD, HAMPTON BISHOP, HEREFORD, HR1 4LB' - LICENSING ACT 2003</b>	<b>3 - 6</b>



**Agreed Conditions**

West Mercia Police

1. The Premises Licence Holder or DPS or a person nominated by them in writing for the purpose will employ SIA door staff on a risk assessed basis. The risk assessment shall be in writing and shall be made immediately available on request to an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or the Police.
2. All staff undertaking the sale or supply of alcohol shall be trained within one month of the date this condition appears on this licence. All new staff shall be trained within one month of taking up employment. All existing staff shall be trained within three months of this condition appearing on this licence. All staff shall be re-trained twelve monthly thereafter. The training shall include:
  - Drugs Awareness
  - Conflict resolution
  - Selling to under age person
  - Selling to drunks

Training records shall be kept on the premises which shall show the area of training covered, the date of the training, the name of the person and shall be signed by the trainer and trainee. This shall be produced to the police, an authorised Herefordshire Trading Standards Officer or an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) on demand.

3. An incident log must be kept at the premises. Incident log records will be retained for a period of 12 months from the date it occurred. It will made immediately available on request to an 'authorised person' (as defined by Section 13 of the Licensing Act 2003), an authorised Herefordshire Trading Standards Officer or the Police, which must record the following:
  - (a) all crimes (relevant to the licensing objectives) reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints (relevant to the licensing objectives) received
  - (d) any incidents of disorder
  - (e) seizures of drugs or offensive weapons
  - (f) any visit by a relevant authority or emergency service

4. No open containers containing alcohol will be removed from the premises.
5. Noise or vibration shall not emanate from the premises so as to cause a nuisance.
6. The Premises Licence Holder or DPS or the responsible person must immediately comply with any request to adjust noise levels/ frequency spectra made by an authorised person' (as defined by Section 13 of the Licensing Act 2003) or the Police.
7. No person under the age of 18 years shall be permitted to be on the premises after 2200hours unless accompanied by and supervised by a person over the age of 18 years.
8. No adult entertainment or services or activities must take place at the premises (Adult Entertainment includes, but is not restricted to, such entertainment or services which would generally include topless bar staff, striptease, lap-table, or pole-dancing, performances involving feigned violence or horrific incidents, feigned or actual sexual acts or fetishism, or entertainment involving strong and offensive language).

### **Trading Standards**

9. All staff engaged in the sale of alcohol to be trained in responsible alcohol retailing to the minimum standard of BIIAB level 1 or any equivalent training course within 1 month of commencing employment at the premises. Where there are existing staff this training shall be completed within 3 months of the date that this condition first appears on the licence. No person shall be authorised to sell or supply alcohol until this training is completed. Refresher training will be conducted at 12 monthly intervals. Training records shall be kept on the premises and produced to the police or an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or an authorised Trading Standards Officer of Herefordshire Council on demand.
10. A written or electronic register of refusals will be kept including a description of the people who have been unable to provide required identification to prove their age. Such records shall be kept for a period of 12 months. It will be collected and reviewed on a weekly basis by the Designated Premises Supervisor and produced to the police or an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or an authorised Trading Standards Officer of Herefordshire Council on demand.

11. The premises shall operate a Challenge 25 Policy. Such policy shall be written down and kept at the premises. The policy shall be produced on demand of the Police or an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or an authorised Trading Standards Officer of Herefordshire Council. Prominent, clear and legible signage (in not less than 32 font bold) shall also be displayed at all entrances to the premises as well as at, at least one location behind any sale area advertising the scheme operated.

### **Local Authority**

12. The designated premises supervisor or a person nominated by them in writing shall be present during any function and shall ensure all tables are cleared of all empty glasses and bottles at least hourly.

#### Electrical wiring and distribution systems

13. Temporary electrical wiring and distribution systems shall be signed off by a competent person prior to any licensable activity taking place at the premises. The competent person must be a member of a recognised electrical association such as NICEIC, NAPIT, ECA or other association as agreed by the licensing authority. The sign off certificate shall be kept at the premises and shall be made immediately available to an authorised local authority officer
14. Any additional electrical work required after the event has commenced shall be signed off by a competent person. The competent person must be a member of a recognised electrical association such as NICEIC, NAPIT, ECA or other association as agreed by the licensing authority. The sign off certificates shall be kept at the premises and shall be made immediately available to an authorised local authority officer.

#### Structures

15. The Premises Licence Holder will ensure that all temporary structures has been inspected and signed off as being safe prior to the commencement of its use.
16. A copy of each safety sign off certificate shall be kept at the premises and shall be made immediately available to an authorised local authority officer.

17. The maximum permitted numbers in each enclosed structure where licensable activities are to be provided shall be recorded within the fire risk assessment for the structures together with the numbers of these entry/exit points and size.
18. Noise or vibration shall not emanate from the premises so as to cause a nuisance.
19. The Premises Licence Holder or DPS must immediately comply with any request to adjust noise levels/ frequency spectra made by an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or the Police.
20. 'Noise' from the premises must not be 'audible or discernible' within any occupied permanent structure where people normally reside or sleep, when assessed with windows and doors closed. 'In this conditions; 'Noise' -is defined as sound which is created by entertainment consisting of either vocal (recorded or live) or instrumental music (recorded or live) or a combination of both. Audible or discernible is defined as 'noise' which is distinct above the general hubbub of activity on the site which can be identified by the human ear as originating from discrete sources from the licensed premises'.
21. Where regulated entertainment is provided, the premises licence holder or DPS or a responsible person nominated by either in writing will monitor noise emanating from the premises at least once a hour to ensure that no noise nuisance is being caused and where there is shall cause the noise to be reduced. A written record shall be kept on the premises detailing the name of the person carrying out the monitoring, the monitoring locations, the date and time and the result obtained. Such record shall be made available on demand of an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or police.
22. Prominent, clear and legible signage (in not less than 32 font bold) shall be displayed at all exits to the premises requesting the public to respect the needs of local residents and to leave the premises and the area quietly.