

NOT PROTECTIVELY MARKED

West Mercia Police are in receipt of an application to vary the premises licence for a location known as **Play Night Club, Blueschool Street, Hereford**. The application is to extend licensable activities and to remove certain licence conditions and to add additional conditions to amend certain existing conditions.

West Mercia have considered this application with regards to the fact that the location is within an area designated as a special policy within the licensing policy for Herefordshire District Council - commonly known as the cumulative impact policy (zone - CIZ).

In addition West Mercia Police have considered the requirement to effectively promote the licensing objectives and to consider the history of the venue and its popularity within the late night economy of Hereford city centre.

The applicant has submitted steps to further promote the licensing objectives and to consider the impact on the CIZ. West Mercia Police has held a number of meetings with the applicant to gain a better understanding of the application to see what steps they are to take to ensure that the application does not impact on the CIZ in a negative manner by undermining it.

As a result of these discussions West Mercia Police do not object to this application. They would however seek to promote the licensing objectives by applying the below licensing conditions to any premises licence granted. In our view they are necessary, achievable and enforceable.

The representations make reference to a number of policies, West Mercia Police will want to see these policies prior to (and if so) this application being granted.

1. CCTV will be provided in the form of a recordable system, capable of providing pictures of EVIDENTIAL QUALITY in all lighting conditions particularly facial recognition.

Cameras shall encompass all ingress and egress to the premises, fire exits, outside areas, and all areas where the sale/ supply of alcohol occurs.

Equipment MUST be maintained in good working order, be correctly time and date stamped, recordings MUST be kept in date order, numbered sequentially and kept for a period of 31 days and handed to Police on demand. The Premises Licence Holder must ensure at all times a DPS or appointed member of staff is capable and competent at downloading CCTV footage in a recordable format EITHER DISC or VHS to the Police, an authorised Herefordshire Trading Standards Officer or the Local Authority on demand if the request is made due to a serious incident (as defined by a senior police officer of the rank of Police Inspector or above); on all other occasions it will be provided within a period of no more than 48hrs., from the time the request is made.

The Recording equipment and tapes/discs shall be kept in a secure environment under the control of the DPS or other responsible named individual.

In the event of technical failure of the CCTV equipment the Premises Licence holder/DPS MUST report the failure to the Police on contact number '101' immediately.

2. 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 be 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:

- All crimes reported to the venue
- All ejections of patrons
- Any incidents of disorder
- Seizures of drugs or offensive weapons
- Any faults in the CCTV system or searching equipment or scanning equipment
- Any refusal of the sale of alcohol.

3. The venue shall operate a last entry time for all customers. (Save for 'late night workers' who will provide written information that they have come from a place of work which has concluded after the last entry time). There shall be no re entry to premises allowed after these times.

When licensed for licensable activities to 0400hrs, last entry will be 0230hrs. On days when non standard times apply, the last entry time will be 0330hrs

4. A minimum of 1 (one) SIA registered door supervisor will be deployed at the front (main) door to the venue 30 minutes prior to the commencement of the last entry time, until the end of all licensable activities.
5. The premises licence holder or designated premises supervisor will give written notice a minimum of 14 days to the police and the Licensing Authority prior to any children event and teen/16+ event.
6. The DPS and all other staff shall ensure that no open containers containing alcohol are taken off the premises by customers.
7. The premises shall be an active member of any locally operating pub watch scheme while such a scheme or similar exists.
8. A minimum of 1 (one) 'pub watch' radio shall be held on the premises. It will be switched on and monitored at all times when the premises is open and undertaking licensable activities.
9. A personal licence holder will be on the premises from 2100hrs on all days from opening until the end of licensable activities
10. The premises licence holder will have a floor walker policy which will be provided on request to the police and Licensing Authority.
11. The maximum permitted numbers of persons in the premises including staff shall be in accordance with the premises Fire Risk Assessment.
12. A system shall be in place which is capable of showing the number of persons on the premises from 2030hrs until the end of licensable hours. This number shall be given immediately on demand to an officer from the Licensing Authority or police
13. Noise or vibration shall not emanate from the premises so as to cause a nuisance.
14. 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
15. After 2400hrs (midnight), any external areas of the premises used for licensable activities shall be monitored by the designated premises supervisor or appointed member of staff, to prevent public nuisance.

16. No amplified regulated entertainment will take place in any external areas after 2400hrs (midnight)
17. Prominent, clear and legible signage 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.
18. No 'bottling out' will take place at the venue between the hours of 2300hrs and 0700hrs between 23:00 and 07:00.

19. 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.

20. 'Noise' from the premises should not be 'audible or discernable' within an occupied permanent structure where people normally reside or sleep, when assessed with windows and doors closed. 'In this condition; '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 discernable' -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 site'.

21. All external doors to the beer garden must be kept closed except for entrance and exit at all times from 2200hrs. Windows shall be closed at 23:00 hours and adequate ventilation provided.

22. No person under the age of 18 years (save for employees or performing artists) will not be allowed on the premises at anytime when the premises undertakes licensable activities – (save for times when teen events or 16+ events take place.) In addition when performers are engaged at the premises and they are under the age of 18 years, they will be accompanied by a responsible person of the age of 21 years or above

23. Children events - (defined as age 14 – 18yr events)

No alcohol shall be visible and alcohol dispensers rendered unusable for the duration of the event. Non-alcoholic beverages only shall be made available and the premises shall offer a free supply of drinking water;

A search policy will be implemented, any drink containers found will be removed from individuals seeking to gain entry;

At each and every event and for the full duration of the event there shall be present within the entertainment area a person who has received training as approved by Herefordshire Council in respect of the Safeguarding of Children to a minimum of Level 2.

Additional persons who have received safeguarding awareness skills shall be present at a ratio of 1:100 for the first 100 children and 1:50 thereafter. Such safeguarding awareness skills to be documented and records retained for a period of 12 months.

With the exception of staff and performers, an upper age of 18 years will be in place for customers and guests attending the premises.

24. Youth events/16+ nights:

Any bar at the premises shall be separate from the area used for regulated entertainment (as defined by the Licensing Act 2003);

No person under 18 shall be permitted access to the bar area unless accompanied by a parent, guardian or responsible person aged over 21;

Each and every person entering the bar shall on every occasion on entry be subject to the Challenge 25 policy;

A valid driver's licence, a valid passport or an identity card carrying the PASS hologram shall be the only acceptable documentation in respect of proof age;

No alcohol shall be removed from any bar area;

A bar area, which will contain non-alcoholic beverages shall be made available at the premises and shall offer a free supply of drinking water;

At each and every event and for the full duration of the event there shall be present within the entertainment area a person who has received training as approved by Herefordshire Council in respect of the Safeguarding of Children to a minimum of Level 2;

Additional persons who have received safeguarding awareness skills shall be present at a ratio of 1:100 for the first 100 customers and 1:50 thereafter. Such safeguarding awareness skills to be documented and records retained for a period of 12 months.

25. 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 an authorised person' (as defined by Section 13 of the Licensing Act 2003), an authorised Herefordshire Trading Standards Officer or the police. 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 bar advertising the scheme operated.

26. 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 approved by Herefordshire Council Trading Standards 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. All trained staff will be retrained every 6 months. Training records shall be kept at the premises and produced to West Mercia Police, an 'authorised person' (as defined by S13 of the Licensing Act 2003) or an authorised trading standards officer of Herefordshire Council.

27. All staff (including SIA registered door staff) dealing with customers/guests will be trained in 'drug awareness' (drug awareness skills will involve the recognition of suspected illegal substances, their seizure and security until handed to the police and procedure to follow with regards to dealing with a member of the public who is suspected of being under the influence of an illegal drug, or in possession of a suspected illegal drug). This training will be provided within 4 weeks of employment and will be refreshed every 12 months. All existing staff will be trained within 4 weeks of this condition being applied to the premises licence. Training records will be made available on demand to the Licensing Authority, the police or other authorised person defined by S13 Licensing Act 2003. All training records will be retained for 12 months

28. A documented search policy shall be in place, and will be available for inspection by the police and the Licensing Authority upon request. Details of the search policy to be adopted for any event/function is to be contained in the written risk assessment

29. A documented dispersal policy shall be in place, and will be available for inspection by the Police and the Licensing Authority upon request.

30. 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).

These are the minimum conditions West Mercia Police would wish to see to any premises licence variation granted to this location

Regards

Jim Mooney (on behalf of Inspector 0795 SEMPER)
Harm Reduction/Community Safety Dept.,
Licensing & Harm Reduction Coordinator,
Policing Unit - Herefordshire,
West Mercia Police.
DDI 01432 347102
Switchboard '101' x 4702
james.mooney@westmercia.pnn.police.uk
[In Herefordshire we protect people from harm](#)