

Dear Licensing

Confirmed conditions:

All staff engaged in the sale of alcohol to be trained in Responsible Alcohol Retailing to the minimum standard of BIIAB 1 or any other equivalent training course within one month of the date this condition appears on the licence. All new staff shall be trained within one month of taking up employment. All staff shall be retrained six monthly thereafter. Training records shall be kept on the premises, which shall record the identity of the staff member, training received, and the date of that training. That record of training shall be made immediately available on request to an 'Authorised Person' (as defined by Section 13 of the Licensing Act 2003) or an authorised Trading Standards Officer or the Police.

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.

Regards

Leah

From: Nick Semper [<mailto:info@semperfidelisconsultancy.co.uk>]

Sent: 11 August 2017 14:01

To: Wilson, Leah

Cc: 'Mooney,James'

Subject: RE: {Disarmed} RE: Premises Licence Variation - The Ducking Stool

Dear Leah,

That all makes eminent common sense – if you can draw up the necessary amended conditions, then I am convinced that my client will agree them. In fact, I'll go so far as that they are AGREED unless you hear from me again during the Consultation Period.

Thanks again!

Kind regards,
Nick SEMPER

Semper Fidelis Consultancy

Email: info@semperfidelisconsultancy.co.uk

Tel: 07890 105387

Web: www.semperfidelisconsultancy.co.uk

From: Wilson, Leah [<mailto:LWilson@HEREFORDSHIRE.GOV.UK>]
Sent: Friday, August 11, 2017 10:12 AM
To: 'Nick Semper' <info@semperfidelisconsultancy.co.uk>
Subject: RE: {Disarmed} RE: Premises Licence Variation - The Ducking Stool

Hi Nick

I'm happy to go with weekly checks by the DPS then if this suits the business better.

Personally from a TS inspection point of view, I don't want to take up the business' time going through the incidents which wouldn't relate to underage sales. It would take up too much time and I don't believe it would be clear from the outset where the UAS refusals had occurred if I was trawling through months of incidents. If we have the TS condition and take out the refusal section of the incident log book, how would your client feel about this?

So one book labelled incidents and one labelled refused sales?

Regards
Leah

From: Nick Semper [<mailto:info@semperfidelisconsultancy.co.uk>]
Sent: 10 August 2017 15:15
To: Wilson, Leah
Subject: RE: {Disarmed} RE: Premises Licence Variation - The Ducking Stool

Yes, in one we've negotiated it down to weekly checks by the DPS and another like the below entry.

Personally, I'd rather the DPS maintains control and does weekly checks.

The whole 'Refusal Entry' condition is a bit of a moot point, because in another condition we mention an Incident Book, where (amongst other things) Refusals are noted. We look like we're asking for two separate books here and double-typing each refusal. It's all a bit confusing for an old guy like me...

What do YOU think?

NS

From: Wilson, Leah [<mailto:LWilson@herefordshire.gov.uk>]
Sent: Thursday, August 10, 2017 3:07 PM
To: 'Nick Semper' <info@semperfidelisconsultancy.co.uk>
Cc: Licensing <licensing@herefordshire.gov.uk>
Subject: RE: {Disarmed} RE: Premises Licence Variation - The Ducking Stool

Hi Nick

We can certainly amend this if it's not a condition which the business can meet. I think we have discussed previously with another application that the wording 'in absence of the DPS another person authorised by the DPS' be added. How about something like that?

From: Nick Semper [<mailto:info@semperfidelisconsultancy.co.uk>]
Sent: 10 August 2017 15:01
To: Wilson, Leah
Subject: {Disarmed} RE: Premises Licence Variation - The Ducking Stool

Dear Leah,

Thanks for this.

Para 1. No issues.

Para 2. Your condition means that the DPS needs to go to the Premises every single day of the year, every year, and will therefore never get a holiday. May I suggest that this is a little onerous and that consequently we amend 'daily' to read 'weekly'?

Regards,

Nick S.

From: Wilson, Leah [<mailto:LWilson@herefordshire.gov.uk>]
Sent: Thursday, August 10, 2017 2:53 PM
To: Nick Semper (info@semperfidelisconsultancy.co.uk)
<info@semperfidelisconsultancy.co.uk>
Cc: Licensing <licensing@herefordshire.gov.uk>
Subject: Premises Licence Variation - The Ducking Stool

Hi Nick

In the matter of: The Ducking Stool, 11 South Street, Leominster, Herefordshire HR6 8JA

Thank you for the application to vary this premises Licence. I can see that some conditions presented in the application are in need of adjustment in order for them to further promote the 'protecting children from harm' objective under the Licensing Act 2003.

1)

In section 16 b(3) (as below) I would suggest that your client removes the words 'recognised and agreed with Herefordshire Trading Standards', however please advise that we can offer support to them if they need it. I would recommend refresher training to be given every 6 months. This can be in-house training by a competent and qualified person for example the DPS or a personal licence holder.

3. All staff engaged in the sale of alcohol to be trained in Responsible Alcohol Retailing to the minimum standard of BIIAB1 or any other training recognised and agreed with Herefordshire Trading Standards. All existing staff shall be trained within one month of the date that this condition appears on this licence. All new staff shall be trained within one month of taking up employment. All staff shall be retrained twelve monthly thereafter. Training records shall be kept on the premises, which shall record the identity of the staff member, the training received, and the date of that training. That record of training shall be made immediately available on request to an 'Authorised Person' (as defined by s13 of the Licensing Act 2003) a Herefordshire Trading Standards Officer or the Police.

2)

I recommend further to the incident log a refusal register to be used in relation to refused sales. I propose the following wording:

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 daily 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.

If your client agrees to the changes please do email licensing and I to let us know.

Kind regards

Leah

Herefordshire.gov.uk

Leah Wilson
Trading Standards Officer
Environmental Health and Trading Standards
Economy, Communities and Corporate
Directorate
Hereford Council
01432 260163
lwilson@herefordshire.gov.uk
lwilson@herefordshire.gcsx.gov.uk

8 St Owens Street
Hereford
HR12PJ



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