

HEREFORDSHIRE COUNCIL**REGULATORY COMMITTEE DECISION NOTICE
(THE LICENSING ACT 2003)**

PREMISES	The Golden Fleece
PREMISES LICENCE HOLDER	Marston's PLC
APPLICANT'S NAME	Marston's PLC
APPLICATION TYPE	Representation Against Interim Steps
PANEL MEMBERS	Councillor JW Hope MBE (Chairman) Councillor FM Norman Councillor RC Hunt
DATE OF MEETING	8 May 2012

Members of the Licensing Panel of the Council's Regulatory Committee considered the above application, full details of which appeared before the Members in their agenda and the background papers.

Prior to making their decision the Members heard from James Mooney, representing West Mercia Police, and Andrew Cochrane, the Premises Licence Holder's Legal Advisor.

Having carefully considered those matters brought before them and in reaching their decision, the Members had full regard to both the provisions of the Licensing Act 2003 (as amended by the Violent Crime Reduction Act 2006) and the Council's Licensing Policy. The Members made the following decisions in order to promote the licensing objective of the prevention of crime and disorder.

DECISION

- 1 Upon hearing the representatives of West Mercia Police and the Solicitor for the Premises Licence Holder the Regulatory Sub Committee has decided to remove the suspension of the premises licence imposed at the expedited review hearing on 12 April 2012.
- 2 The Committee decided to uphold its previous decision made at the expedited review hearing on 12 April 2012 that Mr Nathan Dimbylow be removed as the Designated Premises Supervisor of the premises.
- 3 The Committee decided that the following conditions as agreed with the applicant, West Mercia Police and Herefordshire Council Trading Standards be attached to the licence:
 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

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Holder by delegation to the DPS must ensure that a member of staff is capable and competent at downloading CCTV footage in a recordable format EITHER DISC or VHS to the Police/Local Authority on demand. The Recording equipment and tapes/discs shall be kept in a secure environment under the control of the DPS or other responsible named individual. An operational daily log report must be maintained endorsed by signature, indicating the system has been checked and is compliant, in the event of any failings actions taken are to be recorded. In the event of technical failure of the CCTV equipment the Premises Licence holder or DPS MUST report the failure to the Police on contact number 0300 333 3000 immediately.

2. An incident log must be kept at the premises, and made immediately available on request to an authorised Trading Standards Officer of Herefordshire Council or an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or the Police, which must record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received
 - (d) any incidents of disorder
 - (e) seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system or searching equipment or scanning equipment
 - (g) any visit by a relevant authority or emergency service
3. All bar staff engaged in the sale of alcohol to be trained in Responsible Alcohol Retailing to the minimum standard of BIIAB level 1 or any other training recognised and agreed with 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 re-trained six monthly thereafter. Training records shall be kept on the premises which shall show the name of the training course attended, the date of the training, the name of the person undertaking the training and shall be produced to the police, an authorised Trading Standards Officer of Herefordshire Council or an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) on demand.
4. 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 Licensing Authority, an authorised Trading Standards Officer of Herefordshire Council or 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 once every 5 metres behind any bar advertising the scheme operated.
5. A written register of refusals (or till based equivalent) 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 and will be collected 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.

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6. The DPS will employ SIA doorstaff at times when a risk assessment dictates door supervision to be necessary.
7. The Premises Licence Holder by delegation to the DPS or a person nominated by them in writing for the purpose, shall maintain a register of door supervisors (when required) which shall be kept on the premises showing the names and addresses of the door supervisors, their badge numbers and shall be signed by the door supervisors as they commence and conclude duty. The register shall be made available on demand for inspection by an 'authorised person' (as defined by Section 13 of the Licensing Act 2003), or the Police or an authorised officer of the SIA
8. The premises shall be an active member of the HAND Scheme (Pub Watch) while such a scheme or similar exists.
9. The Premises Licence Holder by delegation to the DPS will ensure that all staff understand their responsibilities to co-operate with the Licensing Authority, any other responsible authority and the Police as to any visit made to the premises by an authorised person or the police as a result of any complaint made regarding the premises.

REASONS

- 1 The Sub Committee noted that the premises licence holder had volunteered a number of conditions which had been agreed with the Police and Trading Standards. The Committee were satisfied that these conditions would address any concerns raised by the Police.

APPEAL INFORMATION

There is no right of appeal in respect of this decision.