

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

PREMISES	The Brewer's Arms, 97, Eign Road, Hereford
PREMISES LICENCE HOLDER	Mr Sean David Harrison and Mr Steve Lloyd Harrison
APPLICANT'S NAME	Mr Sean David Harrison
APPLICATION TYPE	Representation Against Interim Steps Following An Application For an Expedited/Summary Licence Review
PANEL MEMBERS	Councillor JW Hope MBE (Chairman) Councillor BA Durkin Councillor GA Vaughan-Powell
DATE OF MEETING	2 December 2013

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 Mr J Mooney and Chief Inspector A Thomas representing West Mercia Police and from Mr Steven Harrison and Mr Sean Harrison, the Premises Licence holders.

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 decision in order to promote the licensing objectives of the prevention of crime and disorder and public safety.

DECISION

1. The terminal hour of the premises should be reduced to no later than midnight on all days of each week (so that sale by retail of alcohol is permitted from mid-day to midnight.)
2. That CCTV should be provided to a standard agreed by both West Mercia Police and the Licensing Authority. This standard is set out in the model pool of licensing conditions contained in the Licensing Policy of Herefordshire Council.

(Model Condition: 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.

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

A monitor shall be mounted on the wall at the premises where it is clearly visible to all members of the public. The monitor shall show the live CCTV footage being recorded.

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/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/DPS MUST report the failure to the Police on contact number **0300 333 3000** immediately.*

3. That Mr Sean David Harrison should be removed as the designated premises supervisor
4. That a personal licence holder should be within the licensable area of the licensed premises at all times when licensable activities are undertaken.
5. **That before the premises re-open:** all staff should be trained to a standard set within the model pool of conditions contained within the Licensing Policy for Herefordshire Council. This standard is set as BIIAB level 1 licensing training or a standard agreed by Herefordshire Council Trading Standards.

(Model condition: 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 Herefordshire Council Trading Standards. Training records shall be kept on the premises and shall be 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.)

6. That the premises licence holders will be an active member of any 'pub watch' scheme that is operating within the Hereford city area for the duration of its existence.
7. Upon the Licensing Manager in consultation with West Mercia Police being satisfied that a suitable Designated Premises Supervisor has been appointed and sufficient suitably trained bar-staff have been identified (as set out in paragraph 5 above) then the premises may reopen for the licensing hours as specified in paragraph 1 above.

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8. The above conditions are subject to further review on Friday 20 December 2013.

REASONS

- 1 To protect the public.
- 2 To ensure that properly trained staff are in place on the premises. This is necessary because the premises recently suffered an incident of serious crime and disorder.
- 3 To promote the relevant licensing objectives

ADDITIONAL INFORMATION

1. The Committee is required to review the premises licence in full within 28 days of the application for a summary licence review made on 25 November 2013.
2. The full review hearing has been set for Friday 20 December at 10:00 am in the Council Chamber, Brockington, 35 Hafod Road, Hereford HR1 1SH
3. There is no right of appeal to a magistrates' court against the licensing authority's decision at this stage.