

Minutes

Licensing Hearing

Venue:	Committee Room
Date:	20 March 2012
Present:	Councillors S Ryder, R Sayner and R Sweeting.
Apologies for Absence:	None
Officers Present:	Caroline Fleming - Senior Solicitor, Tim Grogan – Senior Enforcement Officer, Simon Scarrott - Senior Enforcement Officer, and Karen Mann – Democratic Services Officer

APPLICANT:

JD Wetherspoons – Ross Baxter, Area Manager, and Nigel Connor, Solicitor

REPRESENTORS:

Responsible Authorities

North Yorkshire Police – Inspector M Falkingham, PC Mick Wilkinson and Jane Wintermeyer, Solicitor for the Police.

The Chair granted a 30 minute recess prior to the meeting commencing for the solicitors of the Police and Wetherspoons to discuss the conditions.

INTRODUCTIONS

The Senior Solicitor introduced the committee and officers present and the representatives of the Responsible Authorities.

4. DECLARATIONS OF INTEREST

None.

5. PROCEDURE

The Chair confirmed all committee members were familiar with the procedure.

6. APPLICATION FOR A PREMISES LICENCE – Wetherspoons plc, Selby

In attendance and entitled to speak on this application were: Nigel Connor, Solicitor.

Jane Wintermeyer, NY Police Solicitor explained that a compromise had been agreed between both parties and an additional condition would be added to those listed in the agenda. There would also be amendments to condition 9 and 10 listed in the agenda.

Nigel Connor, Solicitor read out the following conditions:

- 1 A colour digital CCTV system will be installed to cover the premises and recorded coverage will include all areas (including outside areas) to where public have access to consume alcohol
- 2 It will be maintained, working and recording at all times when the premises are open
- 3 The recordings should be of good evidential quality to be produced in Court or other such hearing
- 4 Copies of the recordings will be kept available for any Responsible authority for 21 days
- 5 Copies of the recordings shall be made available to any Responsible Authority within 24 hours of request
- 6 Copies of recordings will display the correct time and date of the recording
- 7 The only acceptable proof of age identification shall be current Passport, photocard Driving Licence or identification carrying the PASS logo
- 8 Open drinking vessels (to include bottles) of any type shall not be allowed to enter or leave the premises whilst under the customers care (save for the movement to any outside drinking area attached to the premises)
- 9 The premises licence holder will ensure that all staff at the premises have been trained in accordance with established JD Wetherspoon plc training procedures. Specifically the premises licence holder will ensure that all employees are trained in their responsibilities to prevent alcohol being served to anybody who is under the legal age limit or to anyone who appears to be drunk or to anyone who is trying to purchase alcohol on their behalf. Training will be refreshed at regular intervals and documentary evidence of training will be maintained at the premises and available for inspection by any Responsible Authority on request
- 10 A Refusals Register (or EPOS till recording system) and Incident Report Register will be kept. Such documents will record incidents of staff refusals to under-age or drunk people as well as incidents of any anti-social behaviour and ejections from the premises
- 11 Both the above documents (Condition 10) shall be kept for at least one year and will be made available immediately on request from any Responsible Authority (who shall return the document within 24 hours of taking possession)

- 12 Prominent clear and legible notices shall be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and area quietly
- 13 All OFF sales shall be made in sealed containers (save for those made to any outside drinking area attached to the premises)
- 14 The venue shall partake in the Night-time Economy radio system
- 15 The premises licence holder will employ a minimum of 2 SIA registered door supervisors from 2100 until close of business on Friday and Saturday nights and for the first four Thursdays after opening. At all other times the premises licence holder will risk assess the need for door supervisors and employ such door supervisors on such days and at such times as deemed necessary by the risk assessment. The premises licence holder will pay particular regard to the need for door supervisors on Thursday and any day preceding a bank holiday and any advice from NY Police in conducting such risk assessment.

Inspector Falkingham explained, to the committee, the reason for debating the new conditions prior to the commencement of the meeting and reasons for wanting door supervision on Thursday evenings.

Nigel Connor explained the applicant's position. The emphasis would be on creating a family atmosphere, the provision of food trade not merely drinking. Local Breweries real ale would be used and there would be no free standing bar areas. The focus would be on a more mature clientele and the encouragement of families.

If it became apparent that door supervision would be needed on a Thursday evening it would be put in place. He asked the committee to grant the licence on the basis of the conditions presented. The premises, should planning permission be granted, would open mid autumn.

The Sub-Committee adjourned to debate their decision.

RESOLVED:

- i) **To receive and note Report L/11/25**
- ii) **To APPROVE the application subject to the conditions 1 to 15 listed in the minutes above.**

The meeting closed at 11.00am.