

Licensing Act Sub Committee Hearing

Tuesday 24th June 2008

Members of the Panel:	Councillors Fleet, Hall and Tumilty
Application Premises:	The Lighthouse
Applicant and Applicants representative(s):	Rebecca Smith, Counsel for the Police PC Swales, Hartlepool Police
Officers present:	Sylvia Pinkney, Consumer Services Manager Ian Harrison, Principal Licensing Officer Tony Macnab, Solicitor Jo Wilson, Democratic Services Officer
Decision:	
<p>The Licensing Authority considered that the application for a review of the premises licence by the Police, as a Responsible Authority, was relevant to the licensing objectives relating to the prevention of crime and disorder, public safety and the prevention of public nuisance.</p> <p>The application related to major concerns the Police had about the premises. There had been a concerning number of incidents connected with the premises involving a number of serious assaults and disorder which had resulted in a number of arrests being made and a drug related death. There had been a further report of supply of Class A drugs on the premises.</p> <p>A number of conditions had been proposed by the Police to enable the promotion of the licensing objectives relating to the prevention of crime and disorder, public safety and the prevention of public nuisance.</p> <p>Members noted that since the application for review had been made, the premises licence holder and Designated Premises Supervisor had changed and that the Police were satisfied as to their suitability.</p> <p>The Licensing Authority decided to modify the conditions of the licence by omitting all the conditions included in Annex 2 of the current licence with the exception of conditions 10, 11, 14, 15 and 16 and adding to Annex 3 the following conditions:</p> <ol style="list-style-type: none"> 1. Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours includes: New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31 December). 2. No person under sixteen shall be in the bar of the licensed premises during the permitted hours after 20:00pm. 3. This licence is subject to such further conditions as are consistent with any restrictions imposed on the use of the premises for the existing 	

licensable activities under the licence by virtue of the Children and Young Persons Act 1933.

4. Opened bottles, glasses and cans will not be allowed to be removed from the inside of the premises.
5. There shall be a minimum of 3 SIA registered door supervisors for all late night openings past 22:00 hours until closure of premises, and a minimum of 4 SIA registered door supervisors for a Saturday evening and all bank holidays (to include a Sunday and Monday).
6. The DPS shall ensure that staff, including door supervisors, are briefed to offer every assistance to the police in the lawful execution of their duties.
7. The premises shall have a CCTV system that complies to a minimum approved standard set in partnership with Cleveland Police. The system will also be maintained at regular service intervals and always record when the premises is open for business. Any recordings will immediately be made available to the responsible authorities if requested and maintained for a minimum period of 28 days.
8. The premises shall ensure that the digital CCTV system covers areas to be determined in liaison with Cleveland Police.
9. A written record shall be kept every time images are recorded by CCTV and shall include details for the recording medium used, the time and date recording commenced and finished. This record shall identify the person responsible for the recording and shall be signed by him/her. Where recording is on a removable medium, (i.e. videotape, compact disc, flash card etc.) a secure storage system to store those recording mediums shall be provided.
10. The premises shall adopt and implement a drugs policy and incorporate a secured drugs seizure box of the type approved by Cleveland Police.
11. Persons who appear to be under the age of 21 years shall be required to produce proof of age by way of recognised proof of age card accredited under the Proof of Age Standards Scheme (PASS) or if a proof of age card is not available a photo driving licence or passport.
12. The DPS shall ensure that a refusals register is maintained at the premises and made available to the police immediately when required for inspection during opening hours.
13. The DPS shall ensure that staff training is conducted regularly, properly and is legibly recorded and made available to police for inspection.
14. Plastic glasses or toughened glass will be used.
15. No irresponsible drinks promotion will be used, advertised or promoted.
16. Thirty minutes drinking up time will follow the conclusion of the sale of alcohol.

17. There shall be maintained on the premises at all times adequate and appropriate supply of First Aid Equipment and materials for use by patrons.
18. That the DPS is readily available to the police for consultation during its opening period, except during reasonable holidays.
19. The DPS shall attend the Hartlepool Licensing Association meetings held bimonthly.
20. The DPS and District Licensing Unit shall ensure that regular liaison is maintained in order to professionally and properly deal with issues expeditiously.
21. There shall be no change to the standard closing times during the two nights of the year when GMT and BST commence.
22. Except with the prior written approval of the licensing authority, and subject to any conditions which may be attached to such approval:-
 - (a) No special effects, naked flames, smoke production or other process creating a risk of fire or the illusion of smoke or fire shall be used in the premises.
 - (b) No explosive or highly flammable substances shall be brought into or used on the premises.

Except with the prior written approval of the licensing authority and subject to any condition which may be attached to such approval, no special effects shall be used or displayed given on the premises, which consists of or includes the use of lasers. Applications for consent, giving detailed descriptions of the equipment to be used and details of the event, including dates and times shall be made not less than 28 days before the date of the event.
23. The licensee shall ensure that the electrical socket outlets in the licensed premises to be used with electrical equipment provided for the purposes of entertainment shall be protected by a residual current device being 30mA tripping unit.
24. In the event of a fire alarm being activated a suitable relay should be provided so that the electrical power supply to all sound amplification systems in the licensed premises shall be immediately intercepted so that the alarm can be heard in all parts of the licensed premises.
25. With the exception of Shearer Singh and the designated premises supervisor, no person previously employed within the management of the premises shall be allowed on the premises save for as a patron.

The Licensing Authority considered that these steps are necessary and proportionate for the promotion of the licensing objectives.

CHAIR