

Licensing Act Sub Committee Hearing

Wednesday 10th November 2010

Members of the Panel:	Councillors Barclay, Hall and Lawton
Application Premises:	Sorrento, 49 Church Street, Hartlepool
Officers present:	Tony Macnab, Solicitor Ian Harrison, Principal Trading Standards and Licensing Officer Jo Wilson, Democratic Services Officer
Applicant:	Behroz Beni (not present)
Responsible Authorities	Cleveland Police Sergeant Phil Henderson PC Andy Thorpe Marie Nevison, Legal Representative for the Police
Decision:	
<p>The Licensing Sub-Committee considered the application for a variation of the premises licence for the provision of late night refreshment in the absence of the premises licence holder who had requested that the hearing take place without him.</p> <p>The Police, Responsible Authority, did not have any objections to the variation of hours on Sundays to 1am and Mondays, Tuesdays and Wednesdays to midnight.</p> <p>The Police did however consider that the licensing objectives relating to the prevention of crime and disorder and public safety would be promoted by the addition of conditions relating to the provision of CCTV. The Police presented evidence that CCTV footage had been requested from the premises in relation to a fight that had taken place there but no footage had been provided.</p> <p>The Police objected to the application for the variation of hours on a Friday and Saturday to 4am the following morning on the grounds that an extension of hours would not promote the licensing objectives relating to the prevention of crime and disorder and public safety.</p> <p>The Police presented evidence that there had been 7 reported incidents at the premises during a 9-month period including 4 breaches of the licence conditions and 2 public order offences.</p> <p>The Licensing Sub-Committee considered that the promotion of the licensing objectives would not be promoted if the hours were extended and therefore refused this part of the application.</p>	

The Licensing Sub-Committee granted the application for a variation of hours on Sundays to Wednesdays inclusive but considered that the licensing objectives would be promoted by the addition of conditions relating to CCTV.

The application is therefore determined as follows:

- Monday 23:00 – Midnight
- Tuesday 23:00 – Midnight
- Wednesday 23:00 – Midnight
- Thursday 23:00 – 02:30 the following morning
- Friday 23:00 – 02:30 the following morning
- Saturday 23:00 – 02.30 the following morning
- Sunday 23.00 – 01.00 the following morning

The following additional conditions are also applied to the licence to promote the crime and disorder licensing objectives:

- A CCTV system must be installed that complies to a minimum standard set in partnership with Cleveland Police. The system must be maintained at regular intervals and must record whenever the premises are open for business. Recordings must be kept for a minimum of 28 days and must be made immediately available to responsible authorities upon request
- Staff must be trained and capable of downloading CCTV evidence onto DVD discs and it shall immediately be made available to Police and other Responsible Authorities upon request
- Notices be displayed and maintained on the premises warning customers that CCTV cameras are in operation

CHAIR