

Time commenced : 9.30 am
Time adjourned : 10.50 am
Time reconvened : 11.40 am
Time finished : 11.45 am

**GENERAL LICENSING SUB COMMITTEE
25 APRIL 2005**

Present: Councillor Travis (Chair)
Councillors Berry and Roberts

16/04 Appointment of Chair

Resolved to appoint Councillor Travis Chair of the Sub-Committee.

17/04 Apologies for Absence

There were no apologies for absence.

18/04 Late Items Introduced by the Chair

There were no late items.

19/04 Declarations of Interest

There were no declarations of interest.

20/04 To receive the minutes of the General Licensing
Sub Committee held on 22 March 2005

**Agreed to note the minutes of the General Licensing Sub Committee
meeting held on 22 March 2005.**

21/04 Application for a Variation of Premises Licence at
the Babington Arms, 11-13 Babington Lane

The Sub Committee considered a report from the Director of Corporate Services that detailed an application for a Variation of Premises Licence at the Babington Arms, 11-13 Babington Lane.

The application was received on 16 March 2005 from JD Wetherspoon. Philip Boyd and Mrs Gilligan, on behalf of the applicants, attended and addressed the Sub-Committee.

The proposed variations were for additional provisions for entertainment, longer hours of opening and off licence sales.

It was reported that representations had been received from Derbyshire Constabulary and the Area Child Protection Committee. PC Needham and Mrs Seaman in objection to the application addressed the Sub-Committee,

Resolved to grant the application subject to

- 1. the replacement Section Q, the removal of Australia day and the amendment of the 7 days notice to 14 days from Section M in the application.**
- 2. the restriction remaining whereby children must vacate the premises by 7pm.**
- 3. the removal of the restriction in Section 63 (i) Licensing Act 1964 (drinking up time)**
- 4. the removal of the restrictions on credit sales imposed by Section 166**
- 5. the removal of conditions 1, 5 and 6 currently attached to the existing licence, which were considered now to be redundant.**
- 6. In order to promote the 4 Licensing Objectives, the following conditions will be attached to the Licence:**

MANDATORY CONDITIONS – SUPPLY OF ALCOHOL

- 1. No supply of alcohol may be made under the premises licence –**
 - (a) at any time when there is no designated premises supervisor in respect of the premises licence; or
 - (b) at any time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended
- 2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.**

MANDATORY CONDITIONS – DOOR SUPERVISION

- 3. Each individual required to be at the premises to carry out a security activity must be licensed by the Security Industries Authority.**

CONDITIONS RELATING TO CRIME AND DISORDER

Door Supervisors

4. All Door Supervisors must display their name badges and carry proof of registration at all times.

5. You must

- keep a written record of the name and registration number of all Door Supervisors in attendance on any given date;
- keep details of all serious incidents identifying the Door Supervisors involved;
- keep this record on the Premises at all times and for at least 2 years; and
- show it to an Authorised Officer if they ask to see it.

6. You must ensure that Door Supervisors are not intoxicated when they are on duty and that they do not consume alcohol or any other intoxicating substance while they are on duty.

7. CCTV

You must install and maintain a CCTV system in good working order on the premises.

- The system must be operated at all times when the premises are open to the public.
- All recordings must be shown to an Authorised Officer or Police Officer upon request.

8. *Open containers not to be taken from premises*

No customer shall be allowed to remove alcoholic and other drinks from the premises in open containers (e.g. glasses and opened bottles).

9. *Proof of age cards*

You must apply a policy requiring the production of “proof of age” from any person appearing to those selling or supplying alcohol to be under the age of 18 and who is attempting to buy alcohol. “Proof of age” should not be limited to recognised “PASS proof of age cards”, but you should allow for the production of other proof, such as photo-driving licences, student cards and passports.

CONDITIONS RELATING TO PUBLIC SAFETY

(Where existing legislation does not provide adequately for the safety of the public)

10. Disabled people:

You must make adequate arrangements to enable the safe evacuation of disabled people in the event of an emergency.

You must ensure that sufficient notice is given to make people aware of these arrangements.

11. Escape routes:

You must ensure that all escape routes and exits including external exits are kept unobstructed, in good order with non slippery and even surfaces, free of trip hazards and are clearly identified.

You must ensure that internal gangways are kept unobstructed.

You must ensure all exit doors are easily opened without the use of a key, card, code or similar means.

You must ensure doors at such exits are regularly checked to ensure that they function satisfactorily and that a record of the checks is kept.

You must remove removable security fastenings from exit doors and escape routes whenever the premises are open to the public or occupied by staff.

All fire doors must be maintained effectively, self closing and shall not be held open other than by approved devices.

Fire resisting doors to ducts, service shafts and cupboards shall be kept locked.

The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.

12. Safety checks:

Safety checks must be carried out before the admission of the public and details of such checks must be kept in a log book.

13. Curtains, hangings, decorations and upholstery:

All hangings, curtains, and temporary decorations must be maintained in a flame retardant condition.

14. Fire action notices:

You must ensure that notices detailing the action to be taken in the event of fire or other emergency, including how the fire brigade should be summoned, are prominently displayed and protected from damage and deterioration.

15. Outbreaks of fire:

You must call the fire brigade immediately if there is a fire, however slight, and details must be recorded in a fire log book.

16. Loss of water:

You must notify the local fire control centre as soon as possible if the water supply to any hydrant, hose, reel, sprinkler, drencher or other fire extinguishing installation is cut off or restricted.

17. Access for emergency vehicles:

Access for emergency vehicles must be kept clear and free from obstruction.

18. First aid:

An adequate and appropriate supply of first aid equipment and materials must be available on the premises.

If necessary you must ensure that at least one suitably trained first aider shall be on duty when the public are present, and if more than one suitably trained first aider is required, their respective duties must be clearly defined.

19. Lighting:

In the absence of adequate daylight you must ensure that lighting is fully in operation in any area accessible to the public when they are present.

Fire safety signs must be adequately illuminated.

You must not alter any emergency lighting.

You must ensure emergency lighting batteries are fully charged before the admission of the public, members or guests.

In the event of the failure of normal lighting, you must ensure that arrangements are in place to ensure that the public, members or guests leave the premises within twenty minutes if the emergency lighting battery has a capacity of one hour or within one hour if the emergency lighting battery has a capacity of three hours.

20. Temporary electrical installation:

Temporary electrical wiring and distribution systems must not be provided without either notification to the licensing authority at least ten days before commencement of the work or prior inspection by a suitably qualified electrician.

Temporary electrical wiring and distribution systems shall comply with the recommendations of BS7671 or where applicable BS7909 and if they have not been installed by a competent person, such systems must be inspected and certified by a competent person before they are put to use.

CONDITIONS RELATING TO THE PREVENTION OF PUBLIC NUISANCE

(Where existing legislation does not provide adequately for the prevention of public nuisance)

21. *Noise and vibration*

Noise from the Premises must not unreasonably disturb other people.

22. *Refuse*

Refuse, such as bottles, shall only be placed into receptacles outside the premises between 7am and 11pm in order to minimise the disturbance to nearby properties.

23. Portman Group Code of Practice:

You shall comply with the Portman Group retailer alert bulletin.

MINUTES END