

# Public Document Pack

To all Members of the

## LICENSING SUB-COMMITTEE

### AGENDA

Notice is given that a Meeting of the above Committee is to be held as follows:

**VENUE** Council Chamber - Civic Office  
**DATE:** Monday, 24th July, 2017  
**TIME:** 9.30 am

#### Items for Discussion:

**PageNo.**

1. Apologies for Absence
2. To consider the extent , if any, to which the public and press are to be excluded from the meeting.
3. Declarations of interest, if any.

#### **A. Reports where the Public and Press may not be excluded.**

4. Application for a review of a premises licence - Shooters Shot Bar, 6 Silver Street, Doncaster 1 - 38

#### **Members of the Licensing Sub-Committee**

Chair – Councillor Ken Keegan

Councillors Bev Chapman, Steve Cox and Charlie Hogarth

**Jo Miller**  
**Chief Executive**

Issued on: 14 July 2017

Democratic Services Officer  
for this meeting:

Andrea Hedges  
Tel: 01302 736716



**To the Chair and Members of the  
Licensing Sub-Committee**

**Licensing Act 2003 – Application for a Summary Review of an Existing  
Premises Licence.**

**Shooters Shot Bar, 6 Silver Street, Doncaster, DN1 1HQ**

**EXECUTIVE SUMMARY**

1. To request that members of the Sub-Committee determine the application for a summary review of an existing premises licence in respect of Shooters Shot Bar, 6 Silver Street, Doncaster, DN1 1HQ. The procedure for considering the application is set out at Appendix A.

**RECOMMENDATIONS**

2. It is recommended that the Sub-Committee determine this application having regard to the evidence before it.

**WHAT DOES THIS MEAN FOR THE CITIZENS OF DONCASTER**

3. The Licensing Act 2003 requires the Licensing Authority to exercise its obligations on applications for a review of a premises licence.

**BACKGROUND**

4. At the time the application was served, the premises concerned held a licence to sell alcohol for consumption on the premises, exhibit film and play recorded music Monday to Sunday 17.00 - 03.00.
5. The application is for a summary review of an existing premises licence. It is the opinion of a Superintendent of South Yorkshire Police that the premises are associated with serious crime.
6. On the same day the application was served by South Yorkshire Police, the Premises Licence Holder surrendered the licence with immediate effect.
7. On 29 June 2017, within 48 hours of the application being served, the Licensing Sub-Committee met to consider if it was necessary to take interim steps pending determination of the review of the premises licence. The authority determined it was necessary to take the interim steps of

- Removing the Designated Premises Supervisor (DPS), and
- Suspending the Premises Licence with immediate effect

The Sub-Committee noted that the Premises Licence Holder has now voluntarily surrendered the licence but are also aware of the ability for that licence to be reinstated in accordance with relevant statutory provisions.

8. The premises are located in an area that is subject to a cumulative impact policy namely Area 1 – Doncaster Town Centre.
9. A summary of the application is attached as Appendix B to this report.
10. A location plan of the premises is attached at Appendix C.
11. A copy of the application, accompanying certificate and explanatory letter are attached at Appendix D.
12. Minutes of the meeting of the Licensing Sub-Committee to determine interim steps are attached at Appendix E.
13. The letter from the Premises Licence Holder, surrendering the licence is attached at Appendix F.
14. The Premises Licence is attached at Appendix G.
15. Under the Licensing Act 2003, statutory guidance issued under section 182 of the Act and the Licensing Authority's statement of Licensing Policy, any licensing application under the Act, for a review of a premises licence must be determined by the Licensing Sub-Committee having regard to the evidence before it.
16. A copy of the application for review was sent to the Premises Licence Holder and Responsible Authorities.
17. The application has been advertised on a blue notice at the premises, in the Council's Civic Office and published on the council's website.

## **OPTIONS CONSIDERED**

18. The Licensing Act 2003 requires the Licensing Authority to exercise its obligations on applications for a review of a premises licence and therefore no option, other than to hold a hearing, can be considered.
19. Where the Licensing Authority considers that action under its statutory powers is appropriate, it may take any of the following steps:
  - Modify the conditions of the premises licence
  - Exclude a licensable activity from the scope of the licence
  - Remove the designated premises supervisor
  - Suspend the licence for a period not exceeding three months

- Revoke the licence

## IMPACT ON THE COUNCIL'S KEY OUTCOMES

20.

	<b>Outcomes</b>	<b>Implications</b>
	<p>All people in Doncaster benefit from a thriving and resilient economy.</p> <ul style="list-style-type: none"> <li>• <i>Mayoral Priority: Creating Jobs and Housing</i></li> <li>• <i>Mayoral Priority: Be a strong voice for our veterans</i></li> <li>• <i>Mayoral Priority: Protecting Doncaster's vital services</i></li> </ul>	<p>It is recognised that Licensed premises are, quite often, businesses and places of employment.</p> <p>The Licensing Committee/Sub-Committee, subject to the general principles set out in the Council's Statement of Licensing Policy and the overriding need to promote the 4 licensing objectives, will have regard to this priority when making licensing decisions.</p> <p>The licensing objectives are:</p> <ol style="list-style-type: none"> <li>1. Prevent crime and disorder</li> <li>2. Prevent public nuisance</li> <li>3. Public safety</li> <li>4. Protection of children from harm</li> </ol>
	<p>People live safe, healthy, active and independent lives.</p> <ul style="list-style-type: none"> <li>• <i>Mayoral Priority: Safeguarding our Communities</i></li> <li>• <i>Mayoral Priority: Bringing down the cost of living</i></li> </ul>	<p>The Licensing Committee/Sub-Committee, subject to the general principles set out in the Council's Statement of Licensing Policy and the overriding need to promote the 4 licensing objectives (see above), will have regard to this priority when making licensing decisions.</p>
	<p>People in Doncaster benefit from a high quality built and natural environment.</p> <ul style="list-style-type: none"> <li>• <i>Mayoral Priority: Creating Jobs and Housing</i></li> <li>• <i>Mayoral Priority: Safeguarding our Communities</i></li> <li>• <i>Mayoral Priority: Bringing down the cost of living</i></li> </ul>	<p>It is recognised that Licensed premises are, quite often, businesses, places of employment and potential assets to the community.</p> <p>The Licensing Committee/Sub-Committee, subject to the general principles set out in the Council's Statement of Licensing Policy and the overriding need to promote the 4 licensing objectives, will have regard to this priority when making</p>

		licensing decisions
	All families thrive. <ul style="list-style-type: none"> <li>• <i>Mayoral Priority: Protecting Doncaster's vital services</i></li> </ul>	None
	Council services are modern and value for money.	None
	Working with our partners we will provide strong leadership and governance.	None

## **RISKS AND ASSUMPTIONS**

21. There are no risks or assumptions other than those referred to in the Legal Implications below.

## **LEGAL IMPLICATIONS**

22. Other than to ensure that the Licensing Authority complies with its obligations under the Licensing Act 2003 and associated Regulations there are no further legal implications. Specific legal advice shall be given regarding the obligations including statutory responsibilities directly to the Committee.

## **FINANCIAL IMPLICATIONS**

23. The costs associated with the application and their determinations are met from fees paid to the Council by applicants for Premises Licences under the Licensing Act 2003 and there are no further financial considerations.

## **HUMAN RESOURCES IMPLICATIONS**

24. Not applicable

## **TECHNOLOGY IMPLICATIONS**

25. Not applicable

## **EQUALITY IMPLICATIONS**

26. Decision makers must consider the Council's duties under the Public Sector Equality Duty at s149 of the Equality Act 2010. The duty requires the Council, when exercising its functions, to have 'due regard' to the need to eliminate discrimination, harassment and victimisation and other conduct prohibited under the act, and to advance equality of opportunity and foster good relations between those who share a 'protected characteristic' and those who do not share that protected characteristic. There are no specific equality implications

arising from this report. However, any activities arising from this report will need to be the subject of separate 'due regard' assessments.

## **CONSULTATION**

27. Copies of the application form have been sent to all relevant Responsible Authorities referred to in Section 53 of the Licensing Act 2003. These are:

South Yorkshire Police

South Yorkshire Fire and Rescue Authority

Doncaster Council – Licensing Authority

Doncaster Council - Planning Services

Doncaster Council - Health & Safety Enforcement

Doncaster Council – Environmental Protection - Enforcement

Doncaster Council - Trading Standards

Doncaster Safeguarding Children Board

Doncaster Council - Public Health

Home Office - Immigration Enforcement

## **BACKGROUND PAPERS**

28. Doncaster Council's Statement of Licensing Policy 2016
29. Home Office Guidance issued under section 182 of the Licensing Act

## **REPORT AUTHOR & CONTRIBUTORS**

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**Director of Regeneration and Environment**



**PROCEDURE FOR CONSIDERING APPLICATIONS**

**DONCASTER METROPOLITAN BOROUGH COUNCIL**

**LICENSING ACT 2003**

**LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005**

**INFORMATION FOR APPLICANTS AND OTHER PARTIES**

**1. Meaning of Expressions used in this Document**

<i>“the Act”</i>	- Licensing Act 2003
<i>“the Regulations” or any particular reference to a “Regulation”</i>	- The Licensing Act 2003 (Hearings) Regulations 2005
<i>“the Authority”</i>	- Doncaster Metropolitan Borough Council, in its capacity as the relevant licensing authority under the Act, or where the context so admits the Committee
<i>“the Committee”</i>	- the Sub-Committee of the Authority’s Licensing Committee constituted under the Act to determine the matter before it
<i>“the Chair”</i>	- the member of the Committee appointed to act as Chairperson of the Committee
<i>“the Applicant”</i>	- the party making the application e.g. the licence/certificate holder or prospective holder, or the party seeking a review
<i>“interested parties”</i>	- those living or working in the vicinity of the premises and who have made representations, or bodies representing them
<i>“responsible authorities”</i>	- the public or other bodies described in the Act as “responsible authorities” and who have made representations

## **2. Rights of attendance, assistance and representation at hearings**

- (a) A party may attend the hearing and may be assisted or represented by any other person. There is no requirement that a party's representative is legally or otherwise professionally qualified.
- (b) The hearing shall take place in public, unless the authority decides to exclude the public from all or part of the hearing because it considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing taking place in public. A party and any person assisting or representing a party, may be treated as a member of the public.
- (c) The Authority may exclude from a public hearing any person attending who acts in a disruptive manner, and refuse to re-admit that person, or impose conditions on his/her re-admission. Any such excluded person may, before the end of the hearing, submit to the Authority in writing any such information that he/she would have been entitled to give orally.
- (d) The Authority may dispense with a hearing if all of the persons required by the Act agree that a hearing is unnecessary, have given notice to the Authority that they consider a hearing to be unnecessary, and the Authority have given notice to all parties that the hearing has been dispensed with.

## **3. Non-attendance of a party at the hearing**

- (a) If a party has informed the Authority that he/she does not intend to attend the hearing, or be represented at the hearing, the hearing may proceed in his/her absence.
- (b) If a party who has not so notified the Authority does not attend either in person or by his/her representative, the Authority shall adjourn the hearing to a specified date if it considers it in the public interest to do so, but it shall otherwise proceed with the hearing in that party's absence.
- (c) Where the hearing proceeds in the absence of a party, the Authority shall consider the application, representations or notice made by that party.
- (d) Where the hearing is adjourned, the Authority shall forthwith, notify the parties of the date, time and place to which the hearing has been adjourned.

#### 4. Procedure at the Hearing

The hearing shall take the form of a discussion led by the Authority. The following procedure is intended to give form to such a discussion to ensure that all parties are able to put their case. Each party shall have equal maximum time in which to address the Committee. The Committee may take into account documentary or other information provided by a party before the hearing, or with the consent of all other parties at the hearing. The Committee may change the procedure in individual cases, upon the application of a party, or upon its own motion, if it considers it necessary to properly determine the business before it.

- (a) At the commencement of the hearing, the Chair will make introductions and establish that all parties understand the procedure to be followed. The Committee will then receive and determine any application that a party may wish to make to permit another person to appear at the hearing, and any application that any party wishes to make to vary the following order of addresses.
- (b) The Applicant may then address the Committee and provide any further information that the Authority have requested. At the conclusion of the Applicant's address, members of the Committee may ask the Applicant questions. Following questions by Committee members, any other party that wishes to question the Applicant may request permission to do so. If granted, the party or parties receiving permission may question the Applicant.
- (c) Other parties entitled to address the Committee or given permission to do so under paragraph (a) above, may then do so; and also provide to the Committee that the Authority have requested. Following the address, the members of the Committee may question the party addressing the Committee. Following any Committee questions, any other party wishing to question the party that has addressed the Committee may seek the Committee's permission to do so. If granted, the party or parties receiving permission may question the Applicant.

#### **Order of Addresses under paragraph (c)**

Subject to any direction given by the Committee under paragraph (a) above, the order of addresses by other parties, under paragraph (c) above, shall be:-

- [1] Any representative of a "responsible authority" (as defined in the Act)
- [2] Any other party opposing the Applicant
- [3] Any other party not falling within category [1] or [2] above, or category [4] below

[4] Any other party supporting the Application

**Permission to question or cross-examine the Applicant or other party**

A party may question any other party appearing if given permission by the Authority.

The Committee will determine any application by a party to question another party on its merits.

Cross examination shall not be permitted unless the Authority considers that cross examination is required for it to consider the representations, application or notice, as the case may require.

The Committee shall determine any application by one party to permit cross examination of another on its merits.

Normally, permission will be given to one party to question or cross-examine another, only where:-

- (i) a material fact put forward by one party is disputed by another party and the dispute can be properly determined, only if cross examination is permitted; or
- (ii) the question that one party wishes to put to the other is non contentious and is for the purpose of clarification only.

**5. The Committee's Deliberations and Determination**

- (a) The Authority considers that normally, it will be in the public interest that the deliberations of the Committee are conducted in private. Deliberations will take place in private unless, an application is made by any party present for these to be conducted in public. If any such application is made, the Committee shall determine such application.
- (b) Subject to paragraph (a) above, the Chair shall formally exclude the public including, the parties and their representatives from the meeting under Regulation 14(2), to enable the Committee to deliberate in private. The Committee shall deliberate only in the company of its legal adviser. The function of the legal adviser shall be to advise the Committee on points of law and procedure only.
- (c) If during its deliberations, the Committee require any further information from any party in order to assist in its deliberations, the Chair shall reconvene the public hearing for the purpose of attempting to secure that further information.
- (d) Following the Committee's deliberations, the public shall be re-admitted to the hearing, whereupon the Chair shall announce the determination of the Authority, where the provisions of the Act or the Regulations

require a determination to be made at the conclusion of the hearing, or otherwise where the Committee is unable to announce its determination.

- (e) Following the announcement of any determination of the application, representations or notice before the Committee, the hearing shall conclude.

## **6. Record of proceedings**

A record of the hearing will be taken in a permanent and intelligible form. Any such record will be kept for a period of six years from the date that the application or review is finally determined (including, in either case, any appeal or judicial review).

## APPENDIX B

<b>Name of Applicant: Superintendent Thorpe, South Yorkshire Police</b>
<b>Name of Premises: Shooters Shot Bar</b>
<b>Address: 6 Silver Street, Doncaster, DN1 1HQ</b>

The grounds for the application for review are:

In the opinion of a senior police officer the premises are associated with serious crime.

**Further information can be found in the Application for Review at Appendix D**

Location Plan



(c) Crown copyright. License Number 100019782. 2007.  
 (c) Copyright GeoInformation Group 1997, 2002, 2005 and 2007.



Key :  
 X symbol identifies the premises

Notes :  
 6 Silver Street  
 Doncaster  
 DN1 1HQ

Title :  
 Shooters

Completed By :  
 D Smith

Reference :  
 WK/217007001

Date :  
 13/07/2017

Scale :  
 1:781

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## FORM FOR APPLYING FOR A SUMMARY LICENCE REVIEW

[Insert name and address of relevant licensing authority and its reference number (optional)]

Doncaster Metropolitan Borough Council

Civic Office

Waterdale

DN1 3BU

**Application for the review of a premises licence under section 53A of the Licensing Act 2003 (premises associated with serious crime or disorder)**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing the form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. **Use additional sheets if necessary.**

<p>I Superintendent <sup>THORPE</sup> Thomas [on behalf of] the chief officer of police for the South Yorkshire Police police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.</p>
--

**1. Premises details:**

<p>Postal address of premises, or if none or not known, ordnance survey map reference or description:  <b>Shooters Bar 6 Silver Street Doncaster</b></p> <p>Post town: Doncaster</p> <p>Post code (if known): <b>DN1 1HQ</b></p>
--

**2. Premises licence details:**

Name of premises licence holder (if known): Terri Brennan
Number of premises licence holder (if known): PREM1099

**3. Certificate under section 53A(1)(b) of the Licensing Act 2003** [Please read guidance note 1]:

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or disorder or both, and the certificate accompanies this application.

(Please tick the box to confirm)

**4. Details of association of the above premises with serious crime, serious disorder or both:**

[Please read guidance note 2]

On Sunday 25 June 2107 at 08:30am, an incident was reported by a female (Incident number 833 of 25/06/2017), regarding having been raped at Shooters Bar Silver Street Doncaster by a doorman and a barman. The 18 years old female stated that she was befriended by the doorman known as [REDACTED] and was taken in to the now closed bar at 3.30am where she was given drugs and alcohol by [REDACTED] and the barman [REDACTED]. The victim states that she was later taken in to the cellar of the bar where she was raped by both males. The female was later able to contact the police after taken from the premise by [REDACTED].

Previous to this date on 12/06/17 South Yorkshire Police Licensing Officer Andrew Steele had spoken with [REDACTED] who stated that he was the new owner of the bar and that the present DPS Terri Brennan was staying in position as DPS until his partner had passed the necessary course to become the new DPS.

Mr Steele discussed with [REDACTED] that he was unable to employ his own doorstaff as he didn't have the necessary authorisation/licence by the SIA (Security Industries Association). [REDACTED] was advised to speak to a door supervisor company to employ doorstaff until he had the necessary authorisation to employ his own door staff. A meeting was arranged with [REDACTED] for 01/07/17 to discuss the transfer of the premise license

The licensing officer made enquiries with Dave Andrews of Professional Security who informed that [REDACTED] had been sacked by his company and that at 11.30pm-11.50pm on Friday 23<sup>rd</sup> June 2017 Mr Andrews had observed [REDACTED] working as a door supervisor at Shooters bar. Mr Andrews noticed that [REDACTED] was purporting to be employed by Professional Security due to wearing the company tie with logo and a Professional Security armband. Mr Andrews requested that [REDACTED] remove them from display which [REDACTED] complied with.

[REDACTED] and [REDACTED] have both since been arrested for the rape of the female and are at present released under investigation.

On 27/07/17 at 1.30pm Mr Steele spoke with DPS Terri Brenna who informed him that she hadn't been at the bar since February 2017 and was under the impression that all the relevant transfers of ownership, premise licence and designated premise supervisor had been completed

In view of the incident in question and the concern about a vulnerable female being raped a expedited review of the licence is required and request that the licence be revoked due to the premise being not being controlled by the DPS, or the new owner not being suitable and not adhering to the four licensing objectives



Signature of applicant:

Date: 27/06/17

Capacity: Superintendent

**Contact details for matters concerning this application:**

**Address: South Yorkshire Police Licensing Department, Force Headquarters,  
Carbrook House, 5 Carbrook Hall Road, Sheffield, S9 2EH**

Telephone number(s): 01142964308

Email: Don\_licensing@southyorks.pnn.police.uk

Notes for guidance:

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.

Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:

- conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
- conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.

Serious disorder is not defined in legislation, and so bears its ordinary English meaning.

2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both.

South Yorkshire Police Force  
Carbrook House  
5 Carbrook Hall Road  
Sheffield  
S9 2EH

### **CERTIFICATE UNDER SECTION 53A(1)(b) OF THE LICENSING ACT 2003**

I hereby certify that in my opinion the premises described below are associated with serious crime / serious disorder / both serious crime and serious disorder<sup>1</sup>.

*Premises*<sup>2</sup>:

Shooters Bar  
6 Silver Street  
Doncaster  
DN1 1HQ

Premises licence number (if known): PREM1099

Name of premises supervisor (if known): Terri Brennan

I am a ~~Chief~~<sup>PP?</sup> Superintendent <sup>3</sup> in the South Yorkshire  
police force.

I am giving this certificate because I am of the opinion that other procedures under the Licensing Act are inappropriate in this case, because<sup>4</sup>:

The premises have a responsibility to adhere to the licencing objectives namely

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of Children from Harm

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<sup>1</sup> Delete as applicable.

<sup>2</sup> Include business name and address and any other relevant identifying details.

<sup>3</sup> Insert rank of officer giving the certificate, which must be superintendent or above.

<sup>4</sup> Give a brief description of why other procedures such as a standard review process are thought to be inappropriate, e.g. the degree of seriousness of the crime and/or disorder, the past history of compliance in relation to the premises concerned.

The serious nature of the incident which had taken place on Sunday 27 June 2017 clearly show the activities of the premises in question are not supporting the licencing objectives. A 18 year old vulnerable female had been supplied with cocaine and alcohol by the doorman and owner at the location. The consumption of these drugs and alcohol has led her to become vulnerable and subsequently raped within the premises.

There is also evidence from the South Yorkshire Police licencing officer that on 12/06/17 Mr Steele discussed with [REDACTED] that he was unable to employ his own doorstaff as he didn't have the necessary authorisation/licence by the SIA (Security Industries Association). [REDACTED] was advised to speak to a door supervisor company to employ doorstaff until he had the necessary authorisation to employ his own door staff. A meeting was arranged with [REDACTED] for 01/07/17 to discuss the transfer of the premise license

On 27/06/17 Mr Steele spoke with the DPS Terri Brennan who informed him that she hadn't been at the bar since February 2017 and was under the impression that all the relevalant transfers of ownership, premises licence and designated premise supervisor had been completed.

In view of the incident in question and the concerns about a vulnerable female being raped a expedited review of the licence is required and request that the licence be revoked due to the premise being not being controlled by the DPS, or the new owner not being suitable and not adhering to the four licencing objectives

There is a clear issue of public safety and a duty of care to the customers of these premises. This duty of care can be discharged by imposing additional conditions on the premises to reduce the risk of harm to customers and achieve the licencing objectives.

The premises have large numbers of people attending the bar during the night time economy and there are events more nights this week. Therefore it is necessary to apply for a summary review of the premise's licence to ensure the safety of the public and prevent crime and public nuisance.

[REDACTED]  
..... Supt D. THORPE ..... 27/06/2017 .....

(Signed)

(Date)



South Yorkshire  
**POLICE**

The Licensing Authority  
Doncaster Metropolitan Borough Council  
Civic Office  
Waterdale DN1 3BU.

28<sup>th</sup> June 2017

Application for the review of a premises licence under section 53A of the Licensing Act 2003 (premises associated with serious crime or disorder)

Shooters Bar, 6 Silver Street Doncaster.

To clarify on the application submitted:

Page two paragraph 3, SIA Security Industry Authority.

Page two paragraph 6, the date should be 27/06/2017. Same Paragraph when referring to the DPS the surname is Brennan.

On the certificate served:

Page one, the premises are associated with serious crime.

Page two paragraph 1, the date should be 25/06/2017.

Page two paragraph 2, Security Industry Authority.

The Interim steps requested by the police are:

- The suspension of the Premises Licence.
- The removal of the DPS.

A. Steele  
Licence Enforcement Officer

South Yorkshire Police Licensing  
College Road, Doncaster

Email: [don\\_licensing@southyorks.pnn.police.uk](mailto:don_licensing@southyorks.pnn.police.uk)

Tel: 01302 385552

DONCASTER METROPOLITAN BOROUGH COUNCILLICENSING SUB-COMMITTEETHURSDAY, 29TH JUNE, 2017

A MEETING of the LICENSING SUB-COMMITTEE was held at the ROOM 413, CIVIC OFFICE on THURSDAY, 29TH JUNE, 2017, at 9.30 am.

PRESENT:

Chair - Councillor Ken Keegan

Councillors Iris Beech, Charlie Hogarth and Nikki McDonald.

1. SUMMARY REVIEW OF PREMISES LICENCE – SHOOTERS SHOT BAR, 6 SILVER STREET, DONCASTER.

The Sub-Committee considered an application for a Summary Review of a premises licence received on 27th June 2017 at 3pm in respect of Shooters Shot Bar, 6 Silver Street, Doncaster, following representations received from the South Yorkshire Police.

The Sub-Committee Members, had received the a copy of the application, a letter recommending interim steps from South Yorkshire Police and a Summary Review Guidance prior to the meeting.

The Chair made introductions and invited the Licensing Officer to present the application.

The Sub-Committee deliberated on the Application and reached the following decision.

The Licensing Sub-Committee having considered the application for a Summary Review of a Premises Licence of Shooters Shot Bar, 6 Silver Street, Doncaster and having taken into account the Application made and the evidence presented today, the steps that are appropriate to promote the Licensing Objectives, the Home Office Guidance and the Council's Statement of Licensing Policy.

The Committee had carefully considered the matters raised by the Police and Superintendent Thorpe in the Certificate and the practical implications of all the interim steps available including no action or modification of the licence. Based on the evidence of serious crime contained in the application the authority had concluded that it was necessary to take the interim step of removing the Designated Premises Supervisor and suspending the licence with immediate effect. The Committee noted that the Premises Licence holder had now voluntarily surrendered the licence but were also aware of the ability for that licence to be reinstated in accordance with relevant statutory provisions.

In reaching their Decision the Licensing Sub-Committee was mindful of the requirement of the Licensing Act 2003 and that in carrying out its functions under the Act, must do so with a view to promoting the licensing objectives. In considering all of the above factors, the Committee balancing the interests of all parties to the hearing had:-

RESOLVED to:-

- (1) remove the Designated Premises Supervisor and;
- (2) suspend the licence with immediate effect pending the full review hearing.

It was noted that for avoidance of doubt the interim steps shall cease to have effect on the determination of that review hearing, subject to appeal, but without prejudice to the powers of the Licensing Sub-Committee in dealing with that review. The Sub-Committee deemed the above steps to be necessary to uphold the licensing objective of Crime and Disorder.

The premises licence holder is entitled to make representations to the local authority against the interim steps. If such representations were made, a hearing will be convened for those representations to be considered.

Members were advised that a full review hearing will take place within 28 days from the date of the application.

CHAIR: \_\_\_\_\_

DATE: \_\_\_\_\_





**Doncaster**  
Metropolitan Borough Council

**RE: Premises Licence Surrender – Shooters Shot Bar, Silver Street**

I 'Terri Brennan' confirm that I would like to surrender the licence for the below premises with immediate effect:

LN/200701111  
Shooters Shot Bar  
6 Silver Street  
Doncaster  
DN1 1HQ

Full Name (Print) TERRI BRENNAN

Signature 

Date 27.6.2017

I have no been the premises licencee since  
February 2017.



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LICENSING ACT 2003  
Section 24

**Premises Licence**

Doncaster Metropolitan Borough Council  
Licensing Section  
Civic Office  
Waterdale  
Doncaster DN1 3BU

Reference number:  
DN1 1RN

**Premises licence number**

**PREM 1099**

**Part 1 – Premises details**

*Postal address of premises or, if none Ordnance Survey map reference or description*

Shooters Shot Bar  
6 Silver Street  
Doncaster  
DN1 1HQ

Telephone number:

Where the licence is time limited – the dates

N/A

*Licensable activities authorised by the licence*

Exhibit Film  
Recorded Music  
Sale by retail of Alcohol  
Opening Hours

*The times the licence authorises the carrying out of licensable activities, their permitted locations and the opening hours of the premises are as follows:*

	Exhibit Film. Recorded Music.	Sale by retail of Alcohol.	Opening Hours.
	<b>Indoors</b>	<b>On Sales</b>	<b>Whole of Premises</b>
Mon	<b>17:00 - 03:00</b>	<b>17:00 - 03:00</b>	<b>09:00 - 03:30</b>
Tues	<b>17:00 - 03:00</b>	<b>17:00 - 03:00</b>	<b>09:00 - 03:30</b>
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Sun	<b>17:00 - 03:00</b>	<b>17:00 - 03:00</b>	<b>09:00 - 03:30</b>

*Non-Standard Timings:*

**Exhibit Film, Recorded Music, Sale by retail of Alcohol**

Christmas - New Years Eve/ New Years Day until 06.00

Bank Holidays - until 04.00

Easter Weekend - until 04.00

*Where the licence authorises supplies of alcohol whether these are on and/or off supplies:*

**Sale by retail of alcohol for consumption on the premises.**

**Part 2**



*Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence:*

<b>Mrs Terri Brennan</b> <b>8 Grange View</b> <b>Balby</b> <b>Doncaster</b> <b>South Yorkshire</b> <b>DN4 0XL</b>	<b>Telephone Number:</b> <b>Email:</b>
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*Registered number of holder, for example company number, charity number (where applicable)*

**Registered Number: N/A**

*Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:*

<b>Terri Brennan</b> 	<b>Telephone Number:</b> 
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*Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the sale of alcohol:*

**DN1 1RN/2162 Doncaster Council**

*Annex 1 – Mandatory Conditions***Mandatory conditions where licence authorises supply of alcohol**

Where a premises licence authorises the supply of alcohol, the licence must include the following conditions.

- 1) The first condition is that no supply of alcohol may be made under the premises licence-
  - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
  
- 2) The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
  
- 3) (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children-
    - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
    - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
    - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
    - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on-

- (i) the outcome of a race, competition or other event or process, or
    - (ii) the likelihood of anything occurring or not occurring;
  - (e) selling or supplying alcohol in association with promotional posters of flyers on, or in the vicinity or, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
- 4) The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
- 5) The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
- 6) (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
- (2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
- 7) The responsible person shall ensure that-
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
    - (i) beer or cider: ½ pint;
    - (ii) gin, rum, vodka or whisky: 25ml or 35ml; and
    - (iii) still wine in a glass: 125ml; and
  - (b) customers are made aware of the availability of these measures.

**Mandatory Condition: door supervisor**

- 1) Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must be licensed by the Security Industry Authority.
- 2) But nothing in subsection (1) requires such a condition to be imposed-
  - a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films), or
  - b) in respect of premises in relation to-
    - (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
    - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).
- 3) for the purpose of this section-
  - a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and
  - b) paragraph 8(A5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.



*Annex 2 – Conditions consistent with your Operating Schedule*

Location: Whole of Premise

Operating Schedule:

General - all four licensing objectives:-

These objectives will be promoted and delivered by the personal licence premise supervisor. This will be done through staff training and on-going coaching.

The Prevention of Crime and Disorder:

We will meet this objective through regular communication with the police and the local Pub Watch Scheme.

Public Safety:

To be monitored and controlled by premises supervisor, staff, door team.

The Prevention of Public Nuisance:

Door Supervisors will be in place to monitor this area and communicate it with management and staff.

The Protection of Children from Harm:

No under 18's will be allowed on the premises after 17.00hrs. We will also run the Challenge 21. We will pro actively manage this.

Imposed conditions:-

To be involved with the "Best Bar None", scheme/competition.

To be involved of the local Pubwatch.

Door staff to be SIA approved and registered. On duty minimum of Thursday, Friday and Saturday - Evenings/Mornings and on occasions as and when occurring i.e special and seasonal events/dates.

The premises will be exercising the common 18/21 years old policy (challenge 21).

No children are allowed on the premise at any time.

Premise is restricted to 60 persons capacity at any one time.

Entertainment will be restricted to recorded video/music displayed via a plasma screen behind the bar serving of an MTV/cable genre.

*Annex 3 – Conditions attached after hearing by the Licensing Authority*

*Annex 4 – Plans*

See attached plan

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Section 24

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Waterdale  
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*Registered number of holder, for example company number, charity number (where applicable)*

<b>Registered Number:</b>
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*Name of designated premises supervisor where the premises licence authorises the supply of alcohol:*

<b>Terri Brennan</b>
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*State whether access to the premises by children is restricted or prohibited:*

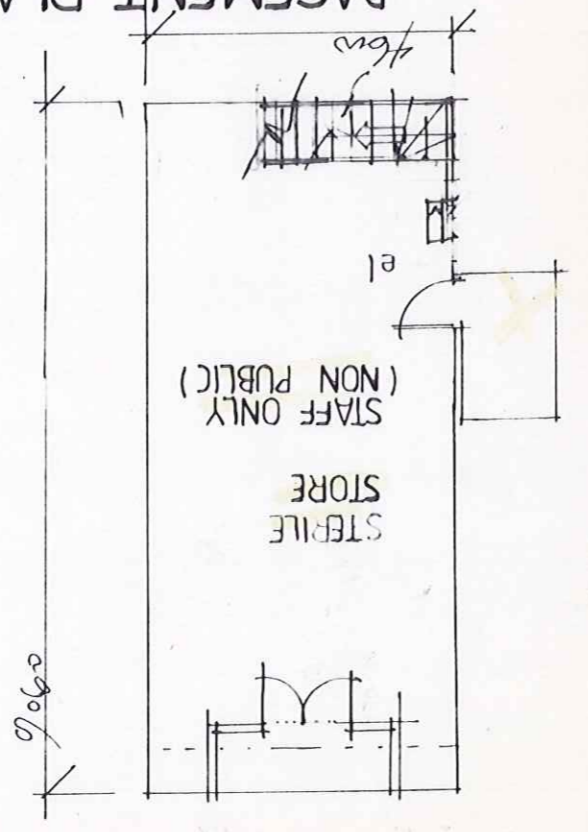
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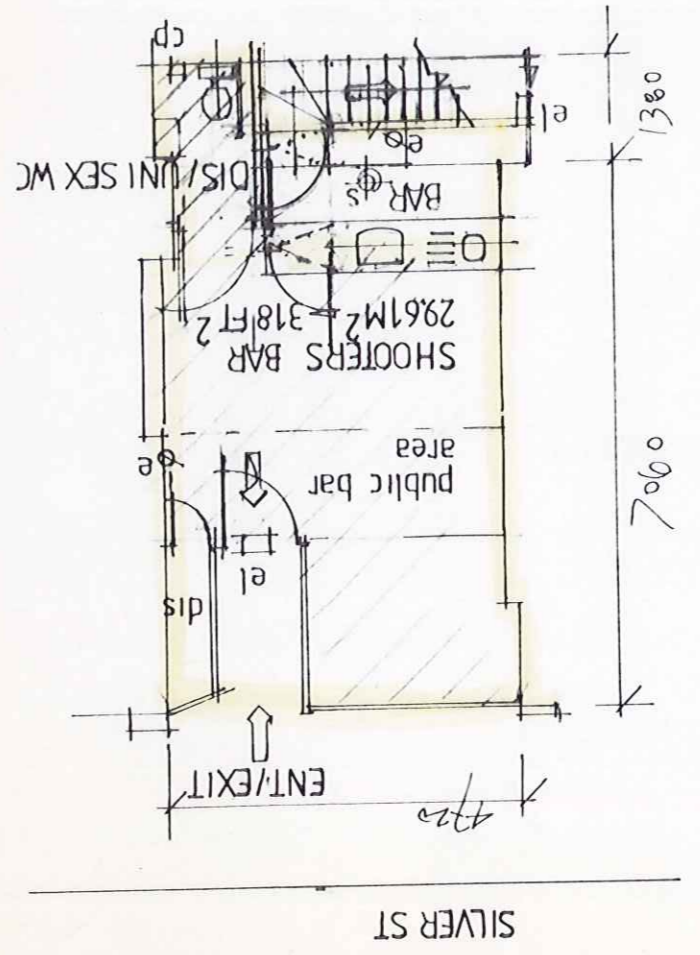
DATE	NOVEMBER 2007	PREMISE LAYOUT	AT
SCALE	1:100	SHOOTERS BAR	6, SILVER STREET CENTRAL
DRAWING NO	08/FP/08/07	DONCASTER DN1-1HQ	
REVISIONS			
A			

REVA - BASEMENT ACCESS STERILE STORE

BASEMENT PLAN [4:1:60M2]



GROUND FLOOR PLAN [4:1:60M2]



LEGEND	
e	extinguisher
el	emergency light exit sign
cp	call point
s	sounder

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