



Doncaster Council

Agenda

To all Members of the

LICENSING SUB-COMMITTEE

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

Date: Wednesday, 1st April, 2020

Time: 10.00 am

In accordance with the Rules of Procedure, the Licensing Committee have determined to change the procedure at this hearing due to the on-going situation with Covid-19. The Licensing Sub Committee has been convened to hear an Application for a Review of a Premises Licence from South Yorkshire Police for Joey's Bar, 54 Silver Street, Doncaster, DN1 1HT and this will be held by teleconferencing. Parties to the hearing and Officers and Members will be advised on the process to follow to attend the Licensing Sub Committee. Any members of the public or Press wishing to attend the meeting by teleconference should contact Governance Services on 01302 736723/ 737462/ 736709 for further details.

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.

Damian Allen
Chief Executive

Issued on: Friday 27 March 2020

Governance Services Officer for this meeting

Sarah Maxfield
01302 736723

Doncaster Metropolitan Borough Council
www.doncaster.gov.uk

3. Declarations of interest, if any.
4. Minutes of the meeting held on 7th February, 2020 1 - 2
- A. Reports where the Public and Press may not be excluded.**
5. Application for a review of a Premises Licence from South Yorkshire Police - Joey's Bar, 54 Silver Street, Doncaster, DN1 1HT. 3 - 52

Members of the Licensing Sub-Committee

Chair – Councillor Ken Keegan

Councillors John Gilliver, Charlie Hogarth and Martin Greehalgh

Agenda Item 4

DONCASTER METROPOLITAN BOROUGH COUNCIL

LICENSING SUB-COMMITTEE

FRIDAY, 7TH FEBRUARY, 2020

A MEETING of the LICENSING SUB-COMMITTEE was held at the ROOM 9 - CIVIC OFFICE on FRIDAY, 7TH FEBRUARY, 2020, at 11.00 am.

PRESENT:

Chair - Councillor Ken Keegan
Vice-Chair - Councillor Iris Beech

Councillors Duncan Anderson and Bev Chapman

1 DECLARATIONS OF INTEREST, IF ANY.

No declarations were reported at the meeting.

2 MINUTES OF THE LICENSING SUB-COMMITTEE MEETING HELD ON 19TH DECEMBER 2019.

RESOLVED that the minutes of the meeting held on 19th December, 2019, be approved as a correct record and signed by the Chair.

3 EXCLUSION OF PUBLIC AND PRESS

RESOLVED that the public and press be excluded from the remaining proceedings of the meeting in accordance with Section 100(A)(4) of the Local Government Act 1972, as amended, on the grounds that exempt information as defined in Paragraph 1 of Schedule 12A to the Act, is likely to be disclosed.

4 LICENSING ACT 2003 - APPLICATION FOR CONSIDERING THE SUSPENSION OR REVOCATION OF A PERSONAL LICENCE (APPENDIX B OF THE REPORT IS NOT FOR PUBLICATION AS IT CONTAINS EXEMPT INFORMATION BY VIRTUE OF PARAGRAPH 1 (INFORMATION RELATING TO AN INDIVIDUAL) OF SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972, AS AMENDED.)

The Committee considered an application for the suspension or revocation of a Personal Licence for Mr L M who had been convicted of a relevant offence.

The Sub-Committee Members and the licence holder had received the agenda papers prior to the meeting.

The Licensing Officer introduced the report and outlined the salient points

Mr M addressed the Committee and made representations and answered questions.

Mr M was then asked to leave the room whilst the sub-committee deliberated on the application and made their decision.

RESOLVED that having considered the application for the Suspension or Revocation of Personal Licence for Mr M and have decided to revoke his personal licence for the following reasons:-

The Committee have considered the details of the offence and regard it as a serious violent offence. The Committee have taken into account the oral representations made by Mr M. He says he cannot mitigate his actions and he holds his hands up to the offence. Mr M suggested he could not say that the same could happen again but he could not see a reason why it would happened again. He has asked for anger management and relationship counselling but has not be yet. Mr M said he used his personal licence to apply for temporary events. To date he has held three events one of which he used his personal licence. Mr M said he had lost his taxi badge.

The Committee felt Mr M lacked adequate moral judgement and control which calls into question his ability to promote the licensing objectives in particular crime and disorder. The concern would be that he may not be able to control his actions in a situation where the committee would expect a personal licence holder to do so. The Committee regards this as rendering Mr M as not fit to have a personal licence.

The Committee feel they have no alternative but to revoke his personal licence.

CHAIR: _____

DATE: _____



Doncaster Council

Report

To the Chair and Members of the

LICENSING SUB-COMMITTEE

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

Joey's Bar, 54 Silver Street, Doncaster, DN1 1HT

EXECUTIVE SUMMARY

1. To request that members of the Sub-Committee determine the application for a review of an existing premises licence in respect of Joey's Bar, 54 Silver Street, Doncaster, DN1 1HT. 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 representations made and 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. The premises concerned are currently licensed for Live Music, Recorded Music, Performance of Dance, Late Night Refreshment and the Sale of Alcohol – Sunday 18.00 to 01.00, Monday 18.00 to 00.00, Tuesday 18.00 to 01.00, Wednesday 18.00 to 00.00, Thursday 18.00 to 02.00, Friday 18.00 to 02.00 & Saturday 18.00 – 02.00.
5. The application is for a review of the existing premises licence by South Yorkshire Police relating to the prevention of crime and disorder licensing objective.
6. The premises are located in an area that is subject to a cumulative impact policy namely Area 1 – Doncaster Town Centre. (Section 7 – Doncaster

Council's Statement of Licensing Policy 2016 – Licensing Act 2003).

7. A summary of the application is attached as Appendix B to this report.
8. A location plan of the premises is attached at Appendix C.
9. A copy of the application is attached at Appendix D.
10. 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.
11. The current premises licence, which shows the permitted licensable activities and conditions, is reproduced at Appendix E.
12. The applicant has indicated that a copy of the application for review was sent to the Premises Licence Holder and Responsible Authorities.

OPTIONS CONSIDERED

13. 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.
14. 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

15.

	Outcomes	Implications
	<p>Doncaster Working: Our vision is for more people to be able to pursue their ambitions through work that gives them and Doncaster a brighter and prosperous future;</p> <ul style="list-style-type: none">• Better access to good fulfilling work• Doncaster businesses are supported to flourish	<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 outcome when</p>

	<ul style="list-style-type: none"> • Inward Investment 	<p>making licensing decisions. The licensing objectives are:</p> <ol style="list-style-type: none"> 1. Prevent crime and disorder 2. Prevent public nuisance 3. Public safety 4. Protection of children from harm
	<p>Doncaster Living: Our vision is for Doncaster’s people to live in a borough that is vibrant and full of opportunity, where people enjoy spending time;</p> <ul style="list-style-type: none"> • The town centres are the beating heart of Doncaster • More people can live in a good quality, affordable home • Healthy and Vibrant Communities through Physical Activity and Sport • Everyone takes responsibility for keeping Doncaster Clean • Building on our cultural, artistic and sporting heritage 	<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 outcome when making licensing decisions.</p>
	<p>Doncaster Learning: Our vision is for learning that prepares all children, young people and adults for a life that is fulfilling;</p> <ul style="list-style-type: none"> • Every child has life-changing learning experiences within and beyond school • Many more great teachers work in Doncaster Schools that are good or better • Learning in Doncaster prepares young people for the world of work 	<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 outcome when making licensing decisions.</p>
	<p>Doncaster Caring: Our vision is for a borough that cares together for its most vulnerable residents;</p> <ul style="list-style-type: none"> • Children have the best start in life • Vulnerable families and individuals have support from someone they trust • Older people can live well and 	<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 outcome when making licensing decisions.</p>

	independently in their own homes	
	<p>Connected Council:</p> <ul style="list-style-type: none"> • A modern, efficient and flexible workforce • Modern, accessible customer interactions • Operating within our resources and delivering value for money • A co-ordinated, whole person, whole life focus on the needs and aspirations of residents • Building community resilience and self-reliance by connecting community assets and strengths • Working with our partners and residents to provide effective leadership and governance 	<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 outcome when making licensing decisions.</p>

RISKS AND ASSUMPTIONS

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

LEGAL IMPLICATIONS [Officer Initials HW Date 17/3/20]

17. The Licensing Authority must ensure it complies with its obligations under the Licensing Act 2003 and associated Regulations which includes, but is not limited to the following:-

In considering an application, the committee must have regard to the 4 licensing objectives (Prevent crime and disorder, Prevent public nuisance, Public safety, Protection of children from harm), take into account the statutory guidance issued by the Home Office and the Council's Statement of Licensing Policy. The committee shall consider the application in accordance with both the Licensing Act 2003 and the Licensing Act 2003 (Hearings) Regulations 2005, and amending secondary legislation. The committee must make its decision based on evidence submitted in accordance with the legislation and give reasons for reaching its decision.

The 2005 Regulations also set out the pre-hearing requirements including to whom notice of hearings and details of the representations received must be sent. The report confirms we have complied with the statutory requirements.

An appeal against the decision of the Licensing Authority may be made to the Magistrates' Court.

Legal advisors shall be present at the hearing to give specific legal advice.

FINANCIAL IMPLICATIONS [Officer R Taylor - Standard Implications Agreed 2/3/18]

18. The costs associated with applications of this nature and their determinations are met from fees paid to the Council by applicants for Authorisations/Licences under the Licensing Act 2003 and there are no further financial considerations.

HUMAN RESOURCES IMPLICATIONS [Officer D Knapp - Standard Implications Agreed 14/2/2018]

19. There are no human resource implications to this type of report.

TECHNOLOGY IMPLICATIONS [Officer P Ward – Standard Implications Agreed 19/2/18]

20. There are no specific technology implications in regards to this type of report. The Northgate M3 system is used to process the application and record the outcome of the decision.

HEALTH IMPLICATIONS [Officer R Suckling – Standard Implications Agreed 12/2/2018]

21. The Director of Public Health must be fully notified of applications and is entitled to make representations to the Licensing Authority in relation to the application for the grant, variation or review of a premises licence. These representations must still be considered 'relevant' and relate to one or more of the licensing objectives.
22. Such representations can potentially be made on the grounds of all four licensing objectives. Perhaps the most obvious example is where drunkenness leads to accidents and injuries from violence, resulting in attendances at emergency departments and the use of ambulance services. Some of these incidents will be reported to the Police, but many will not. Such information will often be relevant to the public safety and crime and disorder objectives.
23. There is also potential for health bodies to participate in the licensing process in relation to the protection of children from harm. This objective not only concerns the physical safety of children, but also their moral and psychological wellbeing. In addition to the responsible authority whose functions relate directly to child protection, the Director of Public Health may also have access to relevant evidence to inform representations about child protection matters. These representations may include, amongst other things, the use of health data about the harms that alcohol can cause to underage drinkers. Where a responsible authority, or other person, presents evidence to the Licensing Authority linking specific premises with harms to children (such as ambulance data or emergency department attendances by persons under 18 years old with alcohol-related illnesses or injuries) this evidence should be considered, and the Licensing Authority should also consider what action is appropriate to ensure this licensing objective is effectively enforced. In relation

to applications for the grant of a licence in areas where evidence is presented on high levels of alcohol-related harms in persons aged under 18, it is recommended that the Licensing Authority considers what conditions may be appropriate to ensure that this objective is promoted effectively.

EQUALITY IMPLICATIONS [DDS 16/03/2020]

24. 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

25. In addition to the advertising requirements, copies of the application form have been served on all relevant Responsible Authorities referred to in Section 13 of the Licensing Act 2003. These are:

- Doncaster Council – Environmental Protection - Enforcement
- Doncaster Council - Health & Safety Enforcement
- Doncaster Council – Licensing Authority
- Doncaster Council - Planning Services
- Doncaster Council - Trading Standards
- Doncaster Safeguarding Children Board
- Doncaster Council - Public Health
- Home Office - Immigration Enforcement
- South Yorkshire Fire and Rescue Authority
- South Yorkshire Police

BACKGROUND PAPERS

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

REPORT AUTHOR & CONTRIBUTORS

David Smith, Licensing Officer
Telephone: 01302 862546
Email: david.smith@doncaster.gov.uk

Peter Dale
Director of Economy and Environment

DONCASTER METROPOLITAN BOROUGH COUNCIL

**LICENSING ACT 2003 – Hearing Procedure
LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005**

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>“responsible authorities”</i>	- the public or other bodies described in the Act as “responsible authorities” and who have made representations
<i>“party”</i>	- means person(s) to whom notice of hearing is to be given (including their representatives) and “party” and “parties” shall be construed accordingly

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.
- (e) The Authority has the power to consider adjournments and an extension of time limits provided for within the Regulations on the basis it is in the public interest to do so. When a request for an adjournment or an extension of time is received the request is referred to the Chair for agreement provided the request can be accommodated in the statutory time frame. If this is not possible the matter shall be determined by the Committee at the prelisted hearing.

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 any information 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 the presence of the note taker and legal adviser only, 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. The function of the legal adviser shall be to advise the Committee on points of law and procedure only.
- (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. All persons required to vacate the room during the deliberations shall be required to take all their personal belongings out of the room except as may be directed by the Committee.
- (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 any appeal or judicial review).

Name of Applicant: Mr Andy Steele on behalf of: **South Yorkshire Police Responsible Authority**

Name of Premises: **Joey's Bar**

Address: **54 Silver Street, Doncaster, DN1 1HT**

Summary of Application:

For full details please see copy of application at Appendix D.

The grounds for the application for review are:

The Prevention of Crime and Disorder–

South Yorkshire Police state that:

- Following a serious assault outside of the premises in December 2019, there was shown to be a lack of procedures and policies in place at the premises to deal with such serious incidents.
- The premises are not being operated in accordance with licence conditions.
- The Premises Licence holder and Designated Premises Supervisor (DPS) have failed to meet the requirements of the action plan agreed with South Yorkshire Police.
- A further incident of violence took place outside the premises in January 2020.
- Despite numerous requests, The Premises Licence Holder and DPS has failed to engage with South Yorkshire Police prior to the application for review.

Location Plan



This page is intentionally left blank



South Yorkshire
POLICE

Licensing Authority
Doncaster Council
Civic Office
Waterdale
Doncaster
DN1 3BU



**Application for the review of a premises licence or club
premises certificate under the Licensing Act 2003**

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 this 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.

You may wish to keep a copy of the completed form for your records.

I Andrew Steele

(Insert name of applicant)

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in part one below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Joey's Bar 54 Silver Street	
Post town Doncaster	Post code (if known) DN1 1HT

Name of premises licence holder or club holding club premises certificate (if known) Mr Brad Mitchison
--

Number of premises licence or club premises certificate (if known) LN/201500811

Part 2 - Applicant details

I am

- | | Please tick yes |
|---|-------------------------------------|
| 1) an interested party (please complete (A) or (B) below) | |
| a) a person living in the vicinity of the premises | <input type="checkbox"/> |
| b) a body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| c) a person involved in business in the vicinity of the premises | <input type="checkbox"/> |
| d) a body representing persons involved in business in the vicinity of the premises | <input type="checkbox"/> |
| 2) a responsible authority (please complete (C) below) | <input checked="" type="checkbox"/> |

3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address South Yorkshire Police Davies House Barnsley Road Doncaster S65 8QE
Telephone number (if any) 01302 385552
E-mail address (optional) don_licensing@southyorks.pnn.police.uk

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | <input type="checkbox"/> |
| 3) the prevention of public nuisance | <input type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 1)

Following a serious assault of a male outside the premises on 08/12/2019, there proved to be a the lack of procedures and policies in place to deal with such a serious incident. The lack of duty of care by the door staff, who left the male on the floor, without a call to Sierra Delta (CCTV Suite) or the police or the ambulance service. First aid was not offered by the management or staff at Joey's Bar. Staff and customers claimed not to have witnessed the assault The CCTV was out of action following recent flooding and no incident report book was in use at the venue. The premises has now been raised to a tier one by the Chief Inspector and placed on a three month action plan. The action plan is to raise standards and procedures with an aim of reaching a tier three.

Appendix 1 - Action Plan

Appendix 2 - Best Bar None Scoring Booklet

Please provide as much information as possible to support the application
(please read guidance note 2)

On 09/12/2019 a meeting was arranged with BRAD MITCHISON the DPS, while outside the venue at 19:00hrs he contacted me to state he would not make it but his dad was there, I visited the bar and discussed the incident with [REDACTED] (his father who was working on the evening of the assault. He stated that he did not know what happened, also that the CCTV was out of action following a recent flood. He stated that they did not have a pubwatch radio, this had been discussed prior to the incident and the DPS had been informed that this was a condition on his premises licence.

On the 11/12/2019 an e-mail was sent to the DPS with a copy of the Action Plan and the Best Bar None assessment booklet. (Appendix 1 & 2)

A meeting was held on the 19/12/2019 where the Action Plan was discussed, agreed and signed by the Premises Licence Holder and DPS, Mr Brad Mitchison. With The Following actions:

- 1 A comprehensive report to be sent to the Licensing Officer and to be received no later than 08:00 Tuesday of every week. The report to include all incidents at the venue, refusals and attendance on each night.
- 2 Door Staff should have a signing in sheet, to include name, badge number with a start and finish time.
- 3 A Refusals / Incident Book to be maintained at the premises.
- 4 Facial recognition CCTV to be in full working order as with accordance to the condition on the premises licence.
- 5 To obtain a Pubwatch radio with access to the Sentrysis system, for the use of banned persons in the Town Centre.
- 6 A responsible person to attend Pubwatch meetings in the absence of the DPS.
- 7 Best Bar None accreditation to be achieved with a pass score on assessment.
- 8 A monthly meeting to be held with the Licensing Officer to discuss the progress of all the actions above.

The Best Bar None booklet was read through discussed and explained. The Best Bar None scheme is all about best practice on licensed premises.

On 23/12/2019 I received the following report from MITCHISON "Hiya and very good weekend no incidents or trouble the only thing i could do is the clicker ive orderd one off line no where had one in donny so cheers Sent from my iPhone".

On 30/12/2019 I received the following report from MITCHISON "Hiya andy no incidents this weekend cheers Sent from my iPhone".

31/12/2019 I replied to the DPS "Brad,

You have put no incidents, please can you look at the following:
Firstly I put a log on the street safe document about Joey's bar as my team attended an incident there on Saturday evening. It is still not really clear what occurred other than a group of friends, or possibly two groups of friends have had a disagreement inside the premises and it has all spilled out onto silver street. One female was removed by officers in order to establish what had actually occurred however the rest of the group continued to be rather abusive on the street- two were issued with PSPO dispersals for 24 hours. Unfortunately at the time of this happening another female, who may have also been involved it isn't clear, fell down and banged her

head so half of the van were busy dealing with her whilst the other half attempted to calm down the Joey's incident. At the point it was calm enough to try to actually get any more details from door staff etc. Another incident broke out at ----- closely followed by another resulting in two more PSPOs and an arrest for D&D. Apologies my entry on the street safe document is vague- however this is the reason why as it still isn't fully clear what had happened inside as everyone was so heavily intoxicated.

Please clarify. Also please check action number one on the action plan:
A comprehensive report to be sent to the Licensing Officer and to be received no later than 08:00 Tuesday of every week. The report to include all incidents at the venue, refusals and attendance on each night.

The response I received on 07/01/2020 from MITCHISON was "Hiya andy there was two people arguing in the bar they got made to leave then they carried on down the street and the police was called cheers Sent from my iPhone".

I replied on 07/01/2020 with "Brad Thank you for that,
Please can I have your full report please (see action plan number 1)

No report has been received since

After numerous phone calls with voicemails left requesting the DPS contacts myself including a call to Mitchison's father, requesting him to ask Mitchison to contact me. The following e-mail was sent on 23/01/2020 "Brad, Please can you contact me at your earliest convenience. (ASAP)".

24/01/2020 The following incident: - CCTV alerted officers to a fight taking place on Silver Street, outside Joey's Bar where a male in hi viz has attacked another male. On arrival, two males were on the floor, one wearing orange hi viz. Witness and victims state that the suspect has been involved in some sort of altercation outside Joey's Bar and has come into the street, has punched female victim 1 in the face, unprovoked. Victim 2 (her dad) has then tried to intervene and suspect has hit him in the face, causing injury to his face and knocking his tooth out. Suspect arrested. Medical assistance offered but declined. (CCTV is available)

Tuesday 28/01/2020 the following e-mail was sent to MITCHISON,
Please can you contact me as soon as possible. I would like to arrange a meeting, this is to discuss the action plan in place at Joey's Bar, Silver Street, Doncaster. I can inform you that South Yorkshire Police are looking at a review of your premise licence. This is following incidents 24/01/2020. Please note I have had no communications from yourself despite repeat requests for you to contact myself. I have not received a weekly report for three weeks, note this is a requirement of your action plan.

Two further voicemails left, requesting Mitchison contacts myself to discuss, with no response.

The review papers completed 12/02.2020 with no communication with the DPS / Premises licence holder Brad Mitchison.

Have you made an application for review relating to the premises before

Please tick ✓ yes

If yes please state the date of that application

Day Month Year

--	--	--	--	--	--	--	--

If you have made representations before relating to the premises please state what they were and when you made them

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant’s solicitor or other duly authorised agent (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature 

Date 12/02/2020

Capacity Licence Enforcement Officer

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

Appendix 1



South Yorkshire

POLICE

JUSTICE *with* COURAGE

Police Copy.

1. Date 19th December 2019
2. Premises Joey's Bar, 54 Silver Street,
Doncaster DN1 1HT
3. Designated Premises Supervisor Brad Mitchison
4. South Yorkshire Police Representative Andy Steele Licensing Enforcement Officer

Outline and Purpose

This action plan is an agreement between all the parties identified above to provide a framework of assistance and guidance to ensure compliance with the licensing objectives in respect of licensable activities conducted at Joey's Bar, Silver Street Doncaster.

This Action Plan has been suggested to the licensee as a means of reducing police concerns as to the potential for better compliance with the conditions imposed by the Licensing Authority and so as to avoid the situation worsening, with the potential for the South Yorkshire Police to request a review of the licence(s) as may operate.

The failure by the Designated Premises Supervisor to abide by the action plan or any of its components with due cause or reasonable excuse, together with raised concerns as to the non compliance with the conditions of a licence or with the licensing objectives, may result in an application by the police to the Licensing Authority, To review the conditions of the licence (which includes adding new conditions, or the alteration, or omission of any established conditions) under Section 182 of the Licensing Act 2003.

Background

Following a serious assault of a male outside the premises, there proved to be a the lack of procedures and policies in place to deal with such a serious incident. The lack of duty of care by the door staff, who left the male on the floor, without a call to Sierra Delta or the police or ambulance. First aid was not offered by the management. Staff and customers claimed not to have witnessed the assault. The CCTV was out of action following recent flooding and no incident report book was in use at the venue. The premises has now been raised to a tier one by Chief Inspector Jayne Forrest. This action plan is to raise all standards and procedures with an aim of reaching a tier three.

Methodology

South Yorkshire Police will facilitate the improved compliance by regular meetings with the DPS ensure the elements of the action plan are satisfied and to address any delays or issues relating to its implementation. Compliance with the action plan will be reviewed at these meetings and non attendance or repeated rescheduling of meetings may lead to an adverse inference of non co operation. A further meeting will take place including the Designated Premises Supervisor and South Yorkshire Police representative no later than three months after the implementation of the action plan to review its progress. Upon the satisfactory completion of the action plan, the Designated Premises Supervisor will be informed, in writing, of its formal discharge.

Number	Action required	Date to be Achieved	Completion Date	Remarks
1	A comprehensive report to be sent to the Licensing Officer and to be received no later than 08:00 Tuesday of every week. The report to include all incidents at the venue, refusals and attendance on each night.	19.12.19.		
2	Door Staff should have a signing in sheet, to include name, badge number with a start and finish time.	19.12.19.		
3	A Refusals / Incident Book to be maintained at the premises.	19.12.19.		
4	Facial recognition CCTV to be in full working order as with accordance to the condition on the premises licence.	19.12.19.		
5	To obtain a Pubwatch radio with access to the Sentrysis system, for the use of banned persons in the Town Centre.	20.12.19.		
6	A responsible person to attend Pubwatch meetings in the absence of the DPS.	1.1.20.		
7	Best Bar None accreditation to be achieved with a pass score on assessment.	19.3.20		
8	A monthly meeting to be held with the Licensing Officer to discuss the progress of all the actions above.	19.1.20.		

The signatories below agreed this action plan and all its components

1. Date 19.12.19.

3. Designated Premises Supervisor

[Redacted]

4. South Yorkshire Police
Representative

[Redacted]

5. Local Authority Representative

Appendix 2



Scoring Booklet – On Licence

Applicants Details	
Applicant Name:	
Premises Name:	
Operating Company:	
Address:	
Classification:	

Scoring Totals - Assessments are based on three types of criteria

Essential - must score 100% to be awarded		
Desired - a level at which BBN accredited venues should aspire to		
Bonus - bonus points for evidenced best practice		
Total Score:		
Accredited (100% of essential criteria met)	YES [<input type="checkbox"/>]	NO [<input type="checkbox"/>]
Note to Assessors	One point should be awarded for each completed answer. Assessors are however, encouraged to award extra points at their discretion in any section (E, D or B) should they feel this is warranted.	

Advise the venues that they can contact their local BBN coordinator for any policy and procedure templates should they need them

All assessors need to check the licensing conditions on the premises licence PRIOR to commencing the assessment. Any conditions on a premises licence falling under 'D' or 'B' in the scoring booklet must be considered as 'E' for that premises and therefore are essential and complied with

Section A - Prevention of Crime & Disorder

Section A - Prevention of Crime & Disorder		Points
E1	Must provide evidence of regular staff meetings to include security as agenda item.	
E2	Must provide evidence of a procedure in place to ensure that anyone carrying out the role of a door supervisor is licensed by the SIA or subject to a Licence Dispensation Notice, i.e. register of door supervisors on duty and that this log / register is regularly checked by the manager. (Larger venues only).	
E3	Describe your policy on searching patrons.	
E4	Must have an incident book and record each incident.	
E5	Clear policy regarding safe disposal of drugs.	
E6	Has a proactive approach to preventing drug use including evidence of regular toilet monitoring, controlling flat surfaces etc.	
E7	Must provide evidence of a clear policy on prevention of illegal drug & psycho-active substance (legal high) use and supply on the premises.	
E8	Must provide evidence of a lost property recording system or locked box / cupboard.	
E9	Must provide evidence of an audit trail in relation to confiscated items, eg. knives, fake ID.	
E10	Private areas are kept locked and secured when premises are open.	
E11	Must provide evidence of policies in place for preventing and dealing with disorder, weapons, managing conflict and recording incidents.	
D12	The data captured on a digital CCTV system is fit for purpose and retained for a period in line with local licensing conditions and is readily available on request from the police at all times during operational hours.	

D13	Subscribes to the Surveillance Camera Commissioners code of practice. www.gov.uk/government/publications/surveillance-camera-code-of-practice	
D14	There is a responsible person who is able to provide that data to the police upon request.	
D15	Mapping system used to identify hot spots within the premises. (Larger venues only).	
D16	All Staff are easily identified, e.g. use of tabards, uniforms, high vis garments etc.	
D17	Door company registered as an SIA Approved Contractor.	
D18	Takes practical steps to discourage drink driving.	
D19	Has a clear anti-theft policy.	
D20	Clear procedures are in place for determination and preservation of crime scene and witness details until police arrive.	
B21	Any additional security measures in place (e.g. metal detectors, door arches, wands, ID scanners, breathalysers, panic buttons etc). (Larger venues only).	
B22	Door staff or security management attend regular licensing meetings, and share the minutes with their door teams.	
B23	Provides anti drink spiking devices. (Larger venues only).	
B24	Displays customer information with regards to drug misuse. (Larger venues only).	
B25	Have additional anti-theft measures in place (e.g. bag hooks, mirrors etc).	

Section B - Public Safety

		Points
E26	Must have a written policy to prevent and deal with drunkenness.	
E27	Staff must be aware of their duty of care for vulnerable people. This may include vulnerability around, drug misuse, sexual harassment / exploitation & racial abuse.	
E28	Can evidence that a full building check takes place prior to opening to the public and prior to closing for security threats, drugs and lost property.	
E29	Must provide evidence of a written accident recording system.	
E30	Can demonstrate how they manage capacity, including outside areas.	
E31	Has one appointed person with access to an adequate first aid provision.	
E32	Must provide evidence of a procedure for building evacuation in the event of an emergency (e.g. terrorism, power loss, flooding etc).	
E33	Must provide evidence of an effective glass collection policy inside and outside, including perimeter checks.	
E34	Must provide evidence of effective spillage and broken glass policy.	
E35	Must provide evidence of a written fire safety risk assessment which has been completed or reviewed in the last twelve months.	
E36	Must have an adequate fire detection warning system in place.	
E37	Fire exits must be free from obstruction and well lit at all times.	
E38	Must provide evidence that all fire safety checks are documented.	

E39	Must provide evidence of fire equipment being inspected / serviced annually.	
E40	Must provide evidence of annual fire evacuation training exercises.	
E41	Must have regular gas safety (annually) and electrical (5 yearly) checks.	
E42	Can provide evidence of a risk assessment for 'noise' at work.	
D43	Conducts regular evacuation training exercises for fire, bomb scares etc.	
D44	Notifies the Police Licensing / other agencies of any special events.	
D45	All bottle skips or bins in public areas within the vicinity of the premises to be secured / locked.	
D46	Has measures in place to prevent patrons leaving the premises with glasses / bottles.	
D47	Voluntarily uses alternative to glass for special events, drinks that are taken outside or general service where risk assessed.	
D48	Provides / displays information to customers with regard to accessing taxis and public transport.	
B49	Provides a first aid room / quiet area to assist injured persons. (Larger venues only).	
B50	Provides a safe waiting area for customers to wait for taxis or other transportation. (Larger venues only).	

Section C – Prevention of Public Nuisance		Points
E51	Must provide evidence of a policy in line with any relevant licensing conditions to prevent noise nuisance.	
D52	Is an active member of a licensing forum or other recognised partnership / crime prevention groups (e.g. Pubwatch, BCRP, licensing group).	
B53	Is a member of any recognised trade organisation (e.g. BII, IOL, CAMRA).	

Section D – Protection of Children from Harm		Points
E54	Must provide evidence of a robust proof of age verification policy and evidence that procedures are followed at all times. Display posters (e.g. Challenge 21, Challenge 25).	
E55	Clear policies and procedures specific to the protection of children are in place (e.g. risk assessments).	
D56	Provides customers with the opportunity to apply for proof of age cards (e.g. PASS).	

Section E – Social Responsibility		Points
E57	Venue must have employers / public liability insurance.	
E58	Must ensure that any security company or outside contractor employed by the venue has adequate insurance cover with details available for inspection.	
E59	Must provide evidence of compliance to the mandatory code in relation to drinks promotions and availability of smaller measures.	
E60	Consider the impact of drinks promotions and special events (e.g. risk assessment).	
D61	Has clear alcohol unit content information available to customers. www.drinkaware.co.uk (Larger venues only).	

D62	Displays Drinkaware or similar materials such as unit information point of sale materials etc. www.drinkaware.co.uk	
D63	Information is available to customers about alcohol advice services. www.drinkaware.co.uk	
D64	Consults regularly with neighbourhood businesses / residents to ensure continued harmonious relationships.	
B65	Are aware of additional initiatives such as street marshalling, night angels, street pastors etc.	
B66	Where appropriate is involved in a suitable community initiative (e.g. Schools Project, CDRP, Neighbourhood Watch etc).	
B67	Uses info / leaflets / publicity to inform customers and employees about behaviours associated with alcohol / drunkenness (e.g. drink spiking, sexually transmitted diseases etc). www.drinkaware.co.uk (Larger venues only).	

Section F – Training (one point awarded for each subject)		Points
E68	<p>Must provide evidence of staff training with clear documented policies including records of ongoing refresher training for:</p> <ul style="list-style-type: none"> • Drunkenness • Disorder • Drugs • Crime Prevention • Fire and use of fire equipment • Responsible Alcohol Retailing • Conflict Management • First Aid • Counter Terrorism • Sexual Exploitation • Sexual Harassment • Vulnerability (What is vulnerability?) 	

D69

Must provide evidence of staff training with clear documented policies including records of ongoing refresher training for:

- Drinkaware Crew (www.drinkaware.co.uk)

Section G – General Comments

(Please use this space to make further (evidenced) comments with regard to this application which may be used as part of the process)



Doncaster Council

www.doncaster.gov.uk

Mr Bradley Mitchison
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]

Contact: Licensing Office
Tel: (01302) 737590
E-mail: licensing@doncaster.gov.uk
Web: www.doncaster.gov.uk/licensing
Our Ref: LN/201500811

Dear Licence holder,

Premises Licence - LN/201500811 - Licensing Act 2003
Joey's Bar, 54 Silver Street, Doncaster, DN1 1HT

Please find enclosed the Premises Licence issued in respect of the above premises. Please take time to read the notes below and the licence attached in full.

- 1) The holder of the licence must ensure that the licence or a certified copy along with all the conditions applicable to the licence is kept at the licensed premises. The licence must be in the custody of the licence holder or with a person who works at the premises who has been nominated in writing by the licence holder to have custody of the licence.
- 2) The licence holder must ensure that the summary of the licence or a certified copy of the summary is prominently displayed at the premises.
- 3) Where the licence allows the sale of alcohol, no supply of alcohol may be made under the premises licence at a time when there is no designated premises supervisor in respect of the premises licence, or at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- 4) The licence holder must notify this Authority, as soon as practicable, of any change in their name or address and, unless the designated premises supervisor (DPS) has already done so, the name and address of the DPS.
- 5) If you wish to transfer or vary the licence please contact this Authority or visit our website (details above).
- 6) The holder of the premises licence is required to pay an annual fee to Doncaster Council. The annual fee is linked to the rateable value of the premises and the current level of fee is available on request by contacting this office. The annual fee becomes due and payable each year on the anniversary of the date of grant of the licence. We will send you an invoice account when the annual fee becomes due. You should note that the licence is liable to suspension if the annual fee is not paid within 21 days of the due date.

The rateable value, premises band, date licence first issued, your client number and your contract number are shown below.

Rateable Value (£):	B 4301- 33000
Premises Band:	B
Date licence First Issued:	9th December 2015
Client Number:	[REDACTED]
Contract Number:	[REDACTED]

If you believe any of these details to be incorrect you must contact us without delay.

- 7) The granting of this licence does not relieve the applicant of the need to ensure that the appropriate planning permission is in place. Furthermore, there are circumstances when, as a condition of planning permission, a terminal hour has been set for the use of the premises for commercial purposes. Where these hours are different to the licensing hours, the licence holder must observe the earlier closing time. Premises that operate in breach of their planning permission are liable to prosecution under planning law.
- 8) Where applicable, we have taken this opportunity to update the conditions on the licence and remove any conditions which we believe to be obsolete or a duplication of mandatory conditions or which duplicate other statutory requirements or duties or responsibilities placed on the employer by other legislation. If you believe that any of the removed conditions should remain on the licence then please contact us to discuss this further.
- 9) The 2003 Act provides special arrangements for the continuation of permissions under a premises licence when the holder of a licence dies suddenly, becomes bankrupt/insolvent/dissolved, mentally incapable, ceases to be entitled to work in the UK or the licence is surrendered. In the normal course of events, the licence would immediately lapse in such circumstances. The Act provides for the licence to be capable of being reinstated in a discrete period of time in certain circumstances. A person who may apply for the grant of a premises licence may apply within 28 consecutive days of the lapse for the transfer of the licence to them with immediate effect pending the determination of the application. This will result in the licence being reinstated from the point at which the transfer application was received by the licensing authority.

Please note that the above list is not exhaustive and if you wish to discuss any other matter please do not hesitate to contact us.

Yours Sincerely

D McMurdo

Mr D McMurdo
Regulatory Manager
Trading Standards and Licensing

CONTROL OF COUNTERFEIT AND ILLICIT PRODUCTS

A targeted multi-agency campaign is being undertaken to reduce the prevalence of illicit alcohol and tobacco available in some retail premises throughout South Yorkshire. All retailers must ensure that all alcohol and tobacco products are purchased from legitimate sources. In particular, retailers must ensure that all purchases are accompanied by invoices which state the supplier's full company details for traceability purposes including being able to demonstrate that the correct excise duty has been paid. **It is an offence to keep smuggled goods on licensed premises and your licence is at risk if inspectors find such products on your premises.**

DO YOU BUY ALCOHOL FOR ONWARD SALE OR SUPPLY FROM A UK WHOLESALER?

From 1 April 2017 it is an offence to buy alcohol for onward sale or supply from an unapproved UK wholesaler.

The Alcohol Wholesale Registration Scheme (AWRS) was introduced to help HM Revenue and Customs (HMRC) tackle alcohol fraud.

Any business buying alcohol from a UK wholesaler for onward sale or supply to their customers will need to check that their wholesaler has been approved by HMRC under AWRS.

You can check your UK wholesaler is AWRS approved by using the alcohol wholesalers register online at www.gov.uk/check-alcohol-wholesaler-registration. You will need your wholesalers unique reference number (URN), which should be displayed on their invoice. Speak to your wholesaler if you can't find their URN.

Once you find your wholesaler on the register, keep a record of your check by printing off or saving the page to confirm that they are approved. HMRC may ask you for those details at a later date.

If you are unable to find your wholesaler on the register, tell them that they need to contact HMRC for approval. You should not buy alcohol from them and should notify HMRC by searching for Customs, Excise and VAT fraud reporting on GOV.UK.

Any business found buying alcohol from a non-registered UK wholesaler could have their alcohol stock seized, be fined or even prosecuted.

For more information, go to GOV.UK and search for the Alcohol Wholesaler Registration Scheme.

Don't get caught short.



Doncaster Council

LICENSING ACT 2003
Section 24

Premises Licence

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

Premises licence number

LN/201500811

Part 1 – Premises details

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

Joey's Bar, 54 Silver Street, Doncaster, DN1 1HT

Telephone number:

Where the licence is time limited – the dates

Licensable activities authorised by the licence

Live Music
Recorded Music
Performance of Dance
Late Night Refreshment
Sale of Alcohol (On only)
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:

	Live Music. Recorded Music. Performance of Dance.	Late Night Refreshment.	Sale of Alcohol (On only).	Opening Hours.
	Indoors	Indoors	Licensed area (see plan)	Whole of Premises
Mon	18:00 - 00:00	23:00 - 00:00	18:00 - 00:00	18:00 - 00:00
Tues	18:00 - 01:00	23:00 - 01:00	18:00 - 01:00	18:00 - 01:00
Wed	18:00 - 00:00	23:00 - 00:00	18:00 - 00:00	18:00 - 00:00
Thur	18:00 - 02:00	23:00 - 02:00	18:00 - 02:00	18:00 - 02:00
Fri	18:00 - 02:00	23:00 - 02:00	18:00 - 02:00	18:00 - 02:00
Sat	18:00 - 02:00	23:00 - 02:00	18:00 - 02:00	18:00 - 02:00
Sun	18:00 - 01:00	23:00 - 01:00	18:00 - 01:00	18:00 - 01:00

Non-Standard Timings:

Live Music, Recorded Music, Performance of Dance, , , , .

New Year's Eve 12.00 noon to terminal hour

Sale of Alcohol (On only)

New Year's Eve 12.00 noon to terminal hour

Opening Hours

New Year's Eve 12.00 noon to terminal hour

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:

Mr Bradley Mitchison ██████████ ██████████ ██████████ ██████████ ██████████	Telephone Number: Email: ████████████████████
---	--

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

Registered Number:

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

Bradley Mitchison ██████████ ██████████ ██████████ ██████████	Telephone Number: ██████████
--	--

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the sale of alcohol:

LN/201800880 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.

Note: Conditions 3,4, and 6 apply where the licence authorises the consumption of alcohol on the premises (see Part 1).

- 1) 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) 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 must 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.-
 - (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 in a manner which carries a significant risk of undermining a licensing objective;
 - (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 in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, 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.

- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
- 4) The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 5) (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) 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 either –
- (a) a holographic mark, or
- (b) an ultraviolet feature.
- 6) The responsible person must 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) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
- 7) 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1—
- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

- (i) P is the permitted price,
- (ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4.—(1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Mandatory condition: exhibition of films

- 1) Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
- 2) Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
- 3) Where-
 - a) the film classification body is not specified in the licence, or
 - b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question.

Admission of children must be restricted in accordance with any recommendation made by that licensing authority.

- 4) In this section-
 “children” means persons aged under 18;
 and
 “film classification body” means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c30) (authority to determine suitability of video works for classification).

Prohibited Conditions: plays

- 1) In relation to a premises licence which authorises the performance of plays, no condition may be attached to the licence as to the nature of the plays which may be performed, or the manner of performing plays, under the licence.
- 2) But subsection (1) does not prevent a licensing authority imposing, in accordance with section 18(2)(a) or (3)(b), 35(3)(b) or 52(3), any condition which it considers necessary on the grounds of public safety.

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

- 1) The Premises front plus 2m zone kept clean and washed weekly.
- 2) Facial recognition CCTV recording constant and saved for 28 days minimum. Copies made on request to any responsible authority. Members of the management team will be trained in the use of the system.
- 3) The use of door supervisors will be risk assessed and a written record of the risk assessment will be kept at site for 6 months and made available to the police or an officer of the licensing authority upon request. Where engaged, the door staff will be licensed by the SIA.
- 4) Training records shall be kept of all staff employed and concerned with the sale / delivery and supply of alcohol and open to inspection by responsible authorities.
- 5) Refusal of entry for the following reason:-
 - Dress code
 - Anti-social behaviour
 - Lack of coordination
 - On Pub watch register and
 - If showing any signs of excessive alcohol intake.
- 6) Attendance of all pub watch meetings and to work closely with them. Supply of CCTV evidence of any offenders to be put on pub watch where possible.
- 7) Zero tolerance on illegal drugs and any activity to be reported immediately to the police and pub watch. A description to be passed around to other bars and clubs via the door staff radio. There shall be a suitable secure 'drop box' for any illegal substances or items confiscated from customers. Seized items will be handed to South Yorkshire Police.
- 8) The Challenge 21 scheme to operate including a refusals log, signage and the maintenance of staff training records.
- 9) All drinks to be consumed within the premises nobody to take drinks outside at any point.
- 10) Pub watch radios to be used at all times while the premises are open and while the system is in operation.
- 11) Persons will not be allowed to enter or exit the premises with drinks, either sealed or unsealed.
- 12) No under 18's allowed on the premise at any time.
- 13) Where appropriate, prominent, clear and legible notices shall be displayed at all exits requesting the public respect the needs of local residents to leave the premises and area quietly.
- 14) Live music, performance of dance and recorded music will all be inside the premises at all times.
- 15) After recommendations made by the South Yorkshire Fire & Rescue a wired smoke alarm system along with a break glass facility will be installed in addition to the upstairs and downstairs fire extinguishers.
- 16) Between midnight and the terminal hour, all drinks to be served in 'Polycarb' drinking vessels.

Conditions applied by Licensing sub committee at hearing.

All conditions as above agreed with police and environmental health.

The maximum capacity of the premises to be limited to 40 persons at any time.

SCALE 1:100

