

DONCASTER METROPOLITAN BOROUGH COUNCIL

LICENSING SUB-COMMITTEE 'B'

8TH DECEMBER, 2014

A MEETING of the LICENSING SUB-COMMITTEE 'B' was held in the COUNCIL CHAMBER, CIVIC OFFICE, DONCASTER, on MONDAY, 8TH DECEMBER, 2014, at 10.00 A.M.

PRESENT:

Chair – Councillor Linda Curran

Councillors Sue McGuinness, Sue Phillips and Paul Wray.

1. DECLARATIONS OF INTEREST

No declarations of interest were made at the meeting.

2. MINUTES OF THE LICENSING SUB-COMMITTEE 'B' MEETING HELD ON 26TH FEBRUARY, 2014

RESOLVED that the Minutes of the Licensing Sub-Committee 'B' meeting held on 26th February, 2014, be approved as a correct record and signed by the Chair.

3. APPLICATION FOR A NEW PREMISES LICENCE IN RESPECT OF 'DONNY FOOD EXPRESS', 7 BASS TERRACE, THORNE ROAD, DONCASTER, DN1 2HZ

The Sub-Committee considered an application for a new premises licence in respect of 'Donny Food Express', 7 Bass Terrace, Doncaster, DN1 2HZ, following representations received from members of the public.

The Sub-Committee Members, persons making representations, the Applicant's representative and Responsible Authorities, had received the Agenda prior to the meeting.

Subsequent to the despatch of the agenda papers, additional documentary evidence, from the Solicitor acting on behalf of the Applicant, including, a photograph of the proposed location of the premises, a floor plan of the premises, photographs of CCTV monitoring system in operation at the premises, copies of certificates of award for the Personal licence holders and amendments to the conditions to the application on page 28 of the agenda papers, had been circulated to Members of the Sub-Committee, the persons making representations, the applicant and Responsible Authorities, prior to the meeting and was also tabled at the meeting.

The Chair made introductions and outlined the procedure to be followed.

The Solicitor acting on behalf of the applicant addressed the Sub-Committee and answered questions. The Applicant had submitted additional documentary evidence, amending his application, thereby removing the conditions within the operating schedule on page 28 of the agenda papers and replacing them with the following terms, as set out on page 7 of the additional documentary evidence, which had been circulated to Members prior to the meeting:-

1. That CCTV cameras are installed and directed at any points of sale of alcohol.
2. At all times when the premises operate under the terms of the premises licence, that CCTV cameras serving the premises shall:-
 - be maintained fully operational and in good working order;
 - make and retain clear images that include points of sale of alcohol and the facial images of the purchasers of alcohol; and
 - show an accurate date and time of when the images were made.
3. All CCTV images shall be retained for a period of not less than 28 days and shall be made available for viewing by any Police Officer or other authorised person upon request.
4. Copies of CCTV recordings shall be provided in a format that can be viewed on readily available equipment without the need for specialised software.
5. No alcohol shall be sold if the CCTV equipment is inoperative for an unreasonable amount of time, without having taken steps to ensure without due delay that repairs have been commissioned.
6. The premises shall operate in accordance with the "Challenge 21" and all customers attempting to purchase alcohol who appear to be under the age of 21, shall be required to produce a valid proof of age. Notice to this effect shall be displayed in a clear and prominent position at the premises.
7. The only proof of age accepted in respect of the sale of alcohol shall be:-
 - a proof of age card bearing the "PASS" hologram logo;
 - a passport;
 - an EU photo driving licence; or
 - any other form of identification approved in writing by the Licensing Authority

8. A refusals book, or similar record, shall be kept at the premises in which must be recorded forthwith the date, time and circumstances under which any attempted purchase by a young customer has been refused. This book, or other form of record, must be made available for inspection, upon request by any Police Officer or authorised person.
9. Staff shall receive regular training on the responsible retailing of alcohol, including the prevention of underage sales, and the use of the premises CCTV system. Such training shall take place on induction, and at least once a year thereafter.
10. Signs shall be displayed inside and outside of the premises warning adults that it is an offence to buy alcohol on behalf of anyone under 18 years.

The individual, who had made written representations, made representations and answered questions.

Three interested Parties, Councillors Eva Hughes, John Sheppard and Dave Shaw, (Wheatley ward Members) addressed the Sub-Committee and were in support of the representations made in opposition to the application.

All parties were then asked to leave the room whilst the Sub-Committee deliberated on the Application and reached a decision.

RESOLVED that the Licensing Sub-Committee 'B', having considered the amended Application for a New Premises Licence in respect of Donny Food Express, 7 Bass Terrace, Thorne Road, Doncaster, and having taken into account the written representations made and the evidence presented at the meeting, decided to grant the Application in the terms set out in Appendix B of the agenda, subject to the following conditions:-

1. To provide a waste bin and be responsible for the removal of the waste.
2. Add to Condition 9, on page 7 of the documents in support of the application, that a training log be kept.

The Sub-Committee made its decision for the following reason:-

We, the Committee feel that the four Licensing objectives have been met.