

SUMMARY OF REQUESTED VARIATION OF (NON-MANDATORY) CONDITIONS

(NB: Mandatory Conditions will remain)

Existing licence conditions with those to be removed struck-through:

~~A personal licence holder shall be on the premises at peak times during which intoxicating liquor is being sold or supplied to customers or consumed by customers, except in the case of an emergency.~~

~~Whenever the DPS is not at the premises another personal licence holder will be nominated by the DPS as being the responsible person to manage the premises. The Police will be notified of this in writing. The personal licence holder concerned will have the contact details of the DPS at all times.~~

~~A minimum number of 2 members of door staff registered with the SIA will be on duty from 10pm for the first 100 customers and thereafter one for every 100 or part thereof.~~

~~Door supervisors registered with the SIA shall be equipped with an appropriate method of keeping an accurate record of the capacity levels. Should a premises have several levels each floor will be closely monitored to prevent overcrowding on one particular level, room or area.~~

~~Door supervisors shall be positioned at each entrance/exit (other than fire only exits) to ensure that no customer leaves with any bottles or glasses.~~

~~Door supervisors will patrol the queue to the premises as necessary to ensure that customers who are drunk or who have acted in a disorderly manner, or have behaved in such a way as to cause a public nuisance or disturbance, are prevented from entering the premises.~~

~~The designated licence holder will maintain a daily record comprising of the following: – Start time and finish time of each door supervisor. The door supervisor will record their SIA badge number and will sign and print their name in a legible form at the beginning and end of each tour of duty. The record shall be in a bound book and securely stored.~~

~~The premises holder/DPS will not advertise irresponsible drinks promotions.~~

~~Free drinking water will be made available at all times from the bar. The fact that this service exists shall be clearly advertised within the premises.~~

~~A daily incident logbook will be kept detailing all incidents of note at the premises or in the immediate vicinity e.g. slips, accidents, entry refusals and incidents of disorder etc. The log shall be a bound book and will detail the date, time, type of incident, brief circumstances, action taken, person dealing with the incident and whether the police attended. The logbook will be made available for inspection, if required.~~

~~At least one qualified first aider will be on duty when the premises are open to the public. These people shall be easily identifiable as first aiders on days when the premises trade after 1am.~~

~~As and when the Police deem it necessary the following conditions relating to certain sporting fixtures and or/local events will apply.~~

~~All drinks will be served in plastic glasses without exception.~~

~~All glasses or heavy duty ashtrays will be removed and replaced with lightweight plastic.~~

~~All other weapons that may potentially be used as weapons e.g. pool cues and pool balls will be removed or secured.~~

~~Arrangements will be made for the rubbish skip/bin, containing empty bottles, stored outside the building, to be emptied prior to a designated football match. If this cannot be arranged the licensee should ensure that the container is secured and cannot be accessed by members of the public.~~

~~When door supervisors are used on a regular basis at the premises, door supervisors will be on duty before the start and after the match.~~

~~The DPS will adhere to closing/opening times on the day a specified sporting fixture is taking place, as decided by the police.~~

~~The doors to the premises will be closed at the end of a match as and when requested by the Police.~~

~~The beer garden will be closed for the duration of the match as and when requested by the Police.~~

~~The DPS will be on the premises at all times.~~

~~Both any DJ (via announcements) and other members of staff will ask people to leave quietly and have regard for residential neighbours at the end of the evening.~~

~~Signage will be prominently displayed at all exits to the premises asking people to leave quietly and to have regard for residential neighbours.~~

~~Information about local taxi services or other means of transport to assist customers to return home will be readily available. In Burnley town centre this refers to the Homesafe initiative.~~

~~When regulated entertainment is being provided all external doors and windows will be kept closed at all times.~~

~~At all times the DPS or other responsible person nominated by him shall ensure that the level of noise emitting from the premises shall be kept to a minimum by regulating the noise from within the premises.~~

~~Any outside area used for the consumption of alcohol beyond time shall be supervised by a minimum of 1 SIA registered door staff for the first 100 customers followed by an extra one member of door staff for each additional 100 customers using that area.~~

~~Any outside area which is used for the consumption of alcohol shall cease to be so used at 1.00am.~~

No music will be played in the outside area.

Any outside area used for the consumption of alcohol will be clearly delineated as being part of the premises in a manner, which is agreed with the police, and access to that area will only be via the premises.

Access to any outside area used for the consumption of alcohol will be via the premises only.

The Police will be notified two weeks in advance of any outdoor event. A risk assessment will be completed detailing the type of event and numbers attending etc.

All stewards will be dressed in high visibility clothing/jackets which makes them easily identifiable to the public and the responsible authorities.

A dispersal policy, if considered necessary will be agreed by the Police and will be implemented at all times.

The DPS shall secure adequate access for all emergency vehicles to, on and around the site of the event.

Any entertainment provided shall be controlled so that no noise, annoyance or nuisance is caused to residents in the vicinity.

Should under 18's events/discos be held at the premises, the police will be given one month's notice and the event will not go ahead without full police approval.

On occasions when children's functions take place, the bar shall be closed and the appropriate number of adults will be present will be present to supervise and ensure the safety of the children.

Gaming machines will be located within sight of the bar and be closely supervised.

Notices stating, "No under 18s allowed to play" (or similar) will be prominently displayed next to the gaming machine.

Cigarette machines will be located in a well-supervised position.

Notices stating that "it is illegal for persons under 16 to purchase cigarette's" or similar will be prominently displayed next to the cigarette machine.

No persons under the age of 18 will be permitted on the premises after 9pm.

Any person who looks or appears to be under the age of 21 shall be asked to provide identification that they are over the age of 18. The following are the only forms of ID acceptable:

UK photo driving licence, Passport, PASS card.

Proof of age checks will take place inside the premises by staff whenever they have doubt about a person's age.

~~Notices obtained from Police publicising the Challenge 25 initiative shall be clearly displayed at the entrance to the premises and behind the bar area at all times.~~

~~The licensed area of the premises shall be equipped with a CCTV system, which should comply with the following criteria:~~

- ~~1. The system should be maintained in proper working order. Any faults will be rectified without delay.~~
- ~~2. The system should display on any recording the time and date of the recording.~~
- ~~3. The system should be operated during all normal permitted hours, any authorised extension to those hours, including drinking up times and for one hour after the latest permissible drinking up period.~~
- ~~4. Recorded VCR tapes should be held for one calendar month after the recording and should be made available to police for inspection on request.~~

~~The premises holder/DPS will not advertise irresponsible drinks promotions.~~

The Permitted Hours restrictions do not prohibit:

- (a) removed
- (b) removed
- (c) removed
- (d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;

Proposed New Conditions

Upon commencement of their employment, all staff who are involved in the sale of alcohol will be trained in relation to the licensing objectives so as to reduce crime and disorder, promote public safety, prevent public nuisance and promote the protection of children from harm. Refresher training will be provided at least once every twelve months and all training will be documented and made available to an authorised officer upon request.

A CCTV system shall be installed at the premises and will meet the following criteria:

- The system will display on any recording the time and date of said recording;
- The system will be recording whenever the premises is open to the public;
- Any recordings will be retained for a minimum of ~~14~~ 28 days after they are made and will be produced to an authorised officer upon request, so long as said request is in accordance with the principles of the Data Protection Act or any subsequent or alternative legislation;
- As a minimum, the CCTV will capture a "head and shoulders" image of any person who enters the premises through a public entrance.

Appropriate signage alerting customers to the use of CCTV shall be displayed in a conspicuous position at the premises.

A competent person trained in the use of and operation of the CCTV will be in attendance at the premise at all times that licensable activities are taking place. Said person will be able to fully operate the CCTV system and be able to download data in a recognised format when requested.

Prior to any occasion on which licensable activities are to be carried on at the premises, a risk assessment will be carried out to determine whether door supervisors are required. An appropriate number of door supervisors will be utilised in accordance with said risk assessment. As a minimum two SIA door supervisors will be employed on Thursday, Friday and Saturday from 22.00 until the premises has closed.

A door supervisors log book will be kept at the premises and will record the date, the door supervisors name, badge number and times they were employed.

The premises will have a written zero tolerance drugs policy which is enforced at all times.

Access to any outside area used for the consumption of alcohol will be via the premises only except in the case of an emergency.

The management of the premises will ensure that the area immediately outside the entrance to the premises is kept clean, tidy and free from litter.

The premises will have a written dispersal policy designed to encourage patrons to leave the venue and the area quickly and quietly.

Consumption of alcohol will not be permitted in the external beer garden after 03.00am.

On any occasion that live music is carried on at the premises, regular assessments of the noise emanating from the premises will be undertaken. Wherever said assessments indicate that noise is likely to cause nuisance to any local residents, remedial action will be taken. Said assessments will be documented and produced to an authorised officer upon request.

When the premises has live or recorded music playing after 22.00 all windows and doors are to be kept closed except for the entrance/exit door and in the case of emergency.

No persons under the age of 18 will be permitted on the premises after 19.00.

A "Challenge 25" Policy shall be adopted and enforced at the premises whereby any person who appears to be under the age of 25 shall be required to provide identification to prove that they are over the age of 18 before they are permitted to purchase alcohol. The only forms of acceptable identification will be:

- A Passport;
- A UK Photocard Driving Licence;
- Official ID card issued by HM Forces or EU bearing a photograph and the date of birth of the holder;

- Any other form of identification agreed with a representative of the Police Licensing Unit.

All staff who are involved in the sale of alcohol will be trained in relation to the “Challenge 25” policy upon the commencement of their employment, following which they will undertake refresher training at least once every twelve months. Said training will be documented and will be made available to an authorised officer upon request.

Additional Conditions agreed between applicant and police

During High Risk football matches at Burnley FC – From the start of permitted hours until at least two hours after final whistle, only plastic glasses to be used.

During High Risk football matches at Burnley FC – At least two SIA-registered doorstaff will be present at the premises two hours before kick-off and at least two hours after the final whistle.

We also agree to amend the condition relating to CCTV to state that recordings will be retained for 28 days instead of 14 days

Additional Conditions agreed between applicant and environmental health

Noise emanating from the external seating area will be monitored by staff and use of the external areas for consumption of alcohol will not be permitted after 03.00am.

No music will be played in the external seating area