

Bulls Head, 67 Market Street, Ashby-de-la-Zouch

Variation of Premises Licence

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1. Licensing Manual
2. Incident Log Book
3. Letter of support from Karen Simpson Willdig

LICENSING MANUAL

England and Wales

Premises Name:

Address:

DPS Name:

Tel no:

Area Manager Name:

Tel no:

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RECORD OF LICENCES HELD

RECORD OF LICENCES HELD

Property Licences

Type/ Name	Premises Licence	Pavement Licence	Gaming Permits	Other Licences
Copy held in Manual (✓)				

Personal Licences

	Personal Licence Holder Name	Personal Licence Number/ Issuing Authority	Copy held in Manual (✓)
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			

Capacity figure as assessed under the fire risk assessment and/ or under premises licence where applicable: _____

I confirm that all licences applicable to these licensed premises are identified on this form and that I have read and understood all relevant conditions.

General Manager

Name.....Signature.....Date

Name.....Signature.....Date

Name.....Signature.....Date

Name.....Signature.....Date

**CERTIFIED COPY OF
PREMISES LICENCE AND
ALL OTHER LICENCES
HELD**

**DETAILS OF PERSONAL
TEMPORARY EVENT
NOTICES AT PREMISES
FOR CURRENT
CALENDAR YEAR**

DETAILS OF PERSONAL LICENCE HOLDERS AT PREMISES

OTHER PERSONAL LICENCE HOLDERS AT THE PREMISES

Full name _____
Personal Licence no: _____

Full name _____
Personal Licence no: _____

Full name _____
Personal Licence no: _____

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Personal Licence no: _____

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Personal Licence no: _____

Full name _____

Personal Licence no: _____

Full name _____

Personal Licence no: _____

Full name _____

Personal Licence no: _____

**BAR STAFF
AUTHORISATION SIGN
OFF SHEETS**

BAR STAFF AUTHORISATION FORM

AUTHORISATION FOR SUPPLY OF ALCOHOL

I, _____ (name),
being a personal licence holder, hereby authorise:-

Name	Name

To make sales of alcohol under the terms of our premises licence and subject to restrictions under the Licensing Act 2003 at _____
_____ (name/address of premises) for
so long as she/he is employed by Stonegate Pub Company Limited to work at that
address or until this authorisation is withdrawn, whichever is sooner.

Signed: _____

Dated: _____

DPS AUTHORISATION FORM

FOR ALCOHOL SALES IN ABSENCE OF DESIGNATED PREMISES SUPERVISOR

I, (i) _____

_____, being the Designated Premises Supervisor hereby authorise

(ii) _____

to deputise for me at (iii) _____

_____ during:

(delete as appropriate)

1. During any shift which I am working at the premises should I be absent from the premises for a short period.
2. During any holiday of mine up to _____ days/weeks duration
3. During any period of illness of mine of up _____ days/weeks duration

I hereby confirm that I am satisfied that the above named has been fully trained in relation to his/her legal responsibilities with regard to the sale of alcohol and the conditions on the Premises Licence.

Signed _____ Dated _____

Signature of person authorised _____

Signature of person authorised _____

Signature of person authorised _____

Signature of person authorised _____

Signature of person authorised _____

Signature of person authorised _____

NOTES

- i. Name of DPS
- ii. Name of Person Authorised
- iii. Name and Address of Premises

KEY CONTACTS
i.e. Police, Council,
Head Office, Solicitors

KEY CONTACT DETAILS

Police Licensing Officer

Name _____

Tel no. _____

Local Authority Licensing Officer

Name _____

Tel no. _____

Environmental Health Officer

Name _____

Tel no. _____

Key Contacts at Head Office

Rob Hawkesworth

0845 129 7570

rob.hawkesworth@stonegatepubs.com

Risk Support

Risk.Support@stonegatepubs.com

Key Contacts at Poppleston Allen – Licensing Solicitors

Name: Michelle Peach, Paralegal

All routine enquiries including DPS changes, personal licence applications and Temporary Event Notices

Address: 37 Stoney Street, The Lace Market, Nottingham NG1 1LS

Tel: 0115 953 8509

Email: m.peach@popall.co.uk

Name: Clare Eames, Partner

Address: 88 Kingsway, London WC2B 6AA

Tel: 020 7936 5869

Mobile: 07866 436 464

Email: c.eames@popall.co.uk

Licence999 (24 hour emergency licensing helpline operated by Poppleston Allen)

Tel: 03337 007 999

COMPANY POLICIES

COMPANY POLICIES AND REFERENCE TO THE LICENSING OBJECTIVES

Under the Licensing Act 2003 the fundamental principles that underpin the licensing system are the licensing objectives. Not only the Licensing Authority but all organisations and persons involved in the licensing process must operate in a way which promotes these licensing objectives.

The company has a number of policies that relate to the licensing objectives and you will see from below there is overlap.

Prevention of crime and disorder

- Dispersal policy
- Search policy
- Drugs policy
- Door staff policy
- Policy on drinks spiking
- Policy on entry queues
- Floorwalker policy
- We Serve Drinks Not Drunks policy

Public Safety

- Policy on entry queues
- Door staff policy
- Floorwalker policy
- We Serve Drinks Not Drunks policy

Prevention of Public Nuisance

- Policy on entry queues
- Door staff policy
- Policy on outside areas
- Social responsibility charter
- Dispersal policy
- Floorwalker policy
- We Serve Drinks Not Drunks policy

Protection of Children from Harm

- Policy on children
- Underage sales and refusals policy
- Floorwalker policy
- We Serve Drinks Not Drunks policy

UNDERAGE SALES / CHALLENGE 21 POLICY

It is a serious offence to serve an alcoholic drink or tobacco to someone under 18.

It is an offence:

1. For any person to sell alcoholic drinks to someone aged under 18 for consumption either on or off the premises, or for any person in authority to allow such a sale.
2. For any person to allow someone aged under 18 to consume alcoholic drinks in a bar.
3. For someone aged under 18 to buy or attempt to buy any alcoholic drinks or to consume them in a bar.
4. For any person to buy or attempt to buy alcoholic drinks on behalf of someone aged under 18.
5. For any person to buy or attempt to buy alcoholic drinks for consumption in a bar by someone aged under 18.
6. For tobacco products to be sold to someone aged under 18 whether direct or through a vending machine
7. **Gaming Machines:** It is an offence for any person to invite, cause or permit an under 18 year old to play on category C gaming machines or to gamble other than on a category D gaming machine. If prosecuted this offence carries a fine of up to £5,000 or up to 51 weeks' imprisonment.

Penalties for you:

Disciplinary procedure will be invoked should you breach Company policy and a serious breach will be considered gross misconduct. An immediate **£80.00** fine, with a possible fine of up to **£5,000** if taken to court.

The company policy is to operate "Challenge 21". This means that if you feel someone does not look at least 21 years old you MUST ask for proof of age before making a sale to them.

Acceptable Proof of Age

Where there is any doubt about age, you must ask for documentary evidence. Company policy is to accept these forms of ID:

- Passport
- Photo card driving licence
- Accredited PASS Scheme proof of age card (must have PASS hologram)

Always check that the photograph matches the person supplying ID – and that the Date of Birth on the document does actually make the person over 18.

Although door staff are checking age before entry it is still **your responsibility** to ensure that you are checking for proof of age before serving a person or allowing them to use our tobacco vending machines, if you feel they or someone in their group are aged **under 21**. Even where door staff are on duty at the premises this does not negate your obligations to apply this policy. Door staff are not always present and in any case are not infallible.

If in doubt:

- **Refuse service, make your colleagues aware**
- **Refer the matter immediately to a manager (the person(s) will have to leave the premises)**
- **Record the refusal on the till system using the relevant buttons**

DISPERSAL POLICY

This policy details the actions which need to be taken with regard to compliance with the Licensing Act 2003. It is also designed to improve the wider management of the late night economy by detailing the steps which need to be taken to reduce the potential for disorder and disturbance.

It is considered by the Company that the majority of disturbance and disorder is likely to occur as a result of a poorly thought out approach to managing the end of night period. The following policy sets out the steps which should be taken at the end of the trading session to minimise the potential for disorder and disturbance as customers leave the premises. This includes measures to disperse customers over an extended period and also to ensure customers leave the venue in an orderly fashion and without bottles or glasses.

It is recognised that the Company has no direct jurisdiction outside of the boundaries of Company premises although we will continue to use our best endeavours to encourage customers to leave the immediate area in an appropriate fashion.

1) Progressive Winding Down

In all instances the premises should ensure that the playing of music, which includes both live music and DJ music (where provided) is progressively wound down over the last half hour of the trading session, or immediately after the service of alcohol ceases. During this period it is the responsibility of the General (Duty) Manager to ensure music is played which is of a quieter nature and a lower BPM.

Lighting levels throughout the premises should be gradually increased over the same period and not raised in a single step just prior to closure.

2) Announcements and Signage

Towards the end of the night announcements should be made if possible which include the following:-

- a) All customers are reminded that they must not take alcohol off the premises and this should be enforced by the provision of appropriate signage at the exit points of the venue and also all door supervisors must ensure that bottles and glasses are removed from any customers who are attempting to leave the premises with them.

- b) Customers should be asked to leave the premises in an orderly manner. Again, signage should be erected at appropriate exit points thanking them for their custom and requesting in addition that customers are considerate when they leave the premises.
- c) Details of local public transport and / or taxi services should be easily available to customers to enable them to disperse easily. This can be achieved by means of signage or by the availability of business cards for local taxi companies.

3) Door Supervisors Role

Where utilised it is the responsibility of the door team, in conjunction with the Site Management team to use their best endeavours to ensure:

- a) Customers who are leaving the premises do so in a quiet and orderly manner.
- b) If groups of customers are found to be loitering outside the premises after leaving they should be politely asked to move on.
- c) No bottles or glasses are permitted to be taken outside the site.
- d) Customers should be encouraged to leave gradually over the permitted period of “drinking up time”
- e) The practice of “herding out” customers as soon as service of alcohol has ceased should be discouraged, and customers should be encouraged to leave gradually over the course of “drinking up” time.
- f) Members of the door team should be visible outside the unit for a period of time after closing until all groups of customers have left the vicinity.

4) General / Duty Managers Role

It is the ultimate responsibility of the General Manager (or in the absence of the General Manager, the Duty Manager) to ensure that:-

- a) The door team are acting effectively and responsibly in line with the responsibilities detailed in section 3.
- b) Customers are not causing any disturbance or nuisance within the vicinity of the unit. If any disturbance is occurring then customers should be asked politely to move on, if safe to do so, or authorities should be called to assist if situation becomes hostile.
- c) A member of the management team should be visible with the door team until all groups of customers have dispersed.

LICENSING TRAINING OVERVIEW

SOCIAL RESPONSIBILITY CHARTER

Stonegate Pub Company Limited believes that social responsibility and commercial responsibility are inextricably linked. It is important, therefore, that we work with the Government, and in particular Enforcement Bodies such as the Police and Local Authorities, to actively support and promote responsible drinking by:-

- Promoting and selling alcohol responsibly
- Providing a safe and welcoming environment for all our customers and employees.
- Creating an atmosphere whereby our customers can relax and enjoy themselves.

The purpose of this Charter is to:-

- Encourage responsible drinking in all our pubs so as to reduce the likelihood of outbreaks of crime and social disorder through excessive drinking.
- Apply appropriate safety standards in terms of customer well-being.
- Comply with licensing and employment legislation.
- Ensure that all employees are familiar with the Company's stance on alcohol and social responsibility, and also what is expected of them.
- Ensure the premises operates in a safe and legal manner promoting the licensing objectives at all times and, where appropriate, ensuring full compliance with the Mandatory Conditions in relation to the safe promotion of alcohol.

In order to achieve this, Stonegate Pub Company Limited has set the following standards:-

1. We will control binge drinking, as far as reasonably practicable, by:-
 - a. Not offering "all you can drink" promotions.
 - b. Not offering liquor-only multi buy deals.
 - c. Not pricing any alcoholic drinks below £1.00
2. All pub managers will be encouraged to attend Pub Watch meetings in their area and closely liaise with all authorities.
3. Strict adherence to the nationally acknowledged "Challenge 21" scheme, seeking proof of age of anyone appearing to be 21 years or under. The only proof of age documents accepted are: passport, photo card driving licence, PASS scheme member card. We will record the number of customers refused service as a result, both manually and electronically, reported at Head Office weekly.

4. We will not serve alcohol to intoxicated customers and will record the number of customers refused service due to being drunk.
5. We operate a zero tolerance policy to the possession or use of illegal drugs by either customers or staff, and any relevant matters will be reported to the Police. We will cooperate with the Police on any local initiatives regarding drugs issues.
6. All door staff will be engaged through reputable, company approved contractors who are trained and SIA registered.
7. All pubs will stock our full range of soft drinks.
8. Our price lists will be clearly displayed and will include ABVs of products, as well as specifying the standard measure of spirits.

POLICY ON THE MANAGEMENT OF OUTSIDE AREAS

This policy details the actions and processes which must be followed by Stonegate Pub Company Limited employees with regard to management and control of all outside areas. The policy sets out the steps which should be taken to minimise the potential for disorder and disturbance as customers increasingly use outside areas. This includes measures to control potential issues such as noise & litter, maintain customer and staff safety and minimise any impact on the local environment.

It is recognised that whilst the Company has no direct jurisdiction outside of the boundaries of Company premises we must continue to use our best endeavours to encourage customers in these areas to behave appropriately. The creation of proper boundaries is key to being able to effectively control all of the following issues so you must therefore ensure that you know the extent of your area of responsibility, and manage it in accordance with this policy.

It is the responsibility of the Site Management team, in conjunction with the door team to ensure that this policy is followed.

Key Control Measures

Ensure relevant licence conditions (both Premises and Pavement) are strictly adhered to, and outside areas are not used outside the specified times.

Where licence conditions exist with regard to entry and re-entry conditions these must be complied with at all times.

All outside areas must be fully risk assessed in line with normal Company procedure.

Regular checks of outside areas must be undertaken and recorded in accordance with the schedule in the Incident & Due Diligence Log.

These outside checks must cover the following control aspects:

1) Noise Issues

In all instances the playing of music, which includes both live music and DJ music, as well as music played through the site internal system, must not be permitted to cause a nuisance to neighbouring properties.

Entrances to all outside areas must be by self closing doors and must not remain open unnecessarily; it is the ultimate responsibility of the General Manager to ensure that doors do not remain held open other than for access and egress purposes.

Moving furniture will make noise - consider the effect on neighbours of taking in the furniture and putting it out, and respect properly the licensed hours.

Increased customer numbers will create extra noise. It is the responsibility of the Manager and team to monitor noise levels in outside areas to ensure no nuisance is caused. It may be necessary to place a team member or door staff at relevant exits to ensure this.

2) Signage

Ensure appropriate signage is in place, requesting customers to respect the local residents.

Where licence conditions dictate, signage must also be in place to remind customers that they are not permitted to take alcohol/glasses outside at any time.

3) Litter

Ashtrays will be provided for the benefit of customers using the outside areas. These must be regularly emptied to ensure that litter is minimised.

Collection of flammable materials must be carried out in compliance with the relevant fire risk assessment and appropriate precautions taken. Ensure no obstruction takes place where these ashtrays are placed on the highway.

It is the responsibility of the Duty Manager to ensure that at the end of trading hours the outside areas are left clear of litter, including smoking debris, and that no nuisance is caused to neighbours by litter being allowed to accumulate.

4) Other

A robust procedure must be in place to manage the capacity issues potentially created by the flow of customers to and from any outside areas. It is the responsibility of the General Manager to implement and maintain this process.

Consider stationing a door supervisor / member of management in the outside area at busy times to monitor customers in this area and prevent any problems from escalating.

Where the outside area is covered by CCTV, the General Manager must ensure the system is in full working order and is set to record at all times that the outside area is in use. Where this area is not currently covered by CCTV consideration is to be given to providing this coverage.

Appropriate clothing is to be worn at all times; customers are not permitted to remove shirts, t-shirts or equivalent items to expose their bodies.

Compliance with this Policy

Any breach of this Policy will be considered a disciplinary matter. The disciplinary procedure will be applied, following an investigation. In cases where the Company believes an act of serious negligence (or misconduct) has been committed, this would be considered gross misconduct. In these circumstances the Manager will be suspended whilst an investigation is carried out and this could lead to dismissal.

SEARCH POLICY

Stonegate Pub Company Limited operates a Zero Tolerance Policy with regard to any form of illegal substances or weapons and reserves the absolute right to search any customer in order to ensure that no items of this nature are carried into or remain within Company premises.

The searching of any person or their property is an extremely sensitive issue. It is therefore essential that this procedure be carried out with integrity, impartiality and fairness.

It is vital that there is protection for all parties involved in order to prevent any allegations that items found (especially drugs) went missing, or that the quantity involved was increased, decreased or switched.

Should the need occur to search a customer whether this be prior to entry or whilst on the premises this should be conducted with the full co operation of the customer concerned, must be conducted with at least two persons being present and should ideally be under the direct supervision of the Duty Manager.

The individual should be advised of the reasons for the search and these should be noted in the log. The consequences of non-compliance should be pointed out – i.e. no entry to the premises.

Should the customer refuse then it is advisable to ask the customer to leave however if your suspicions are of a serious nature i.e. that the customer is breaking the law (eg is in possession of drugs or weapons) then Police assistance/attendance should be requested and wherever possible the person should be detained in the presence of the duty manager and the door supervisor at all times.

The search must only ever be carried out by a person of the same sex as the customer being searched.

Wherever possible the search must be carried out in a well lit area that is also covered by the house CCTV system. This area should be identified prior to searches being carried out.

Ask the individual to empty their pockets / bag onto a clean surface and verbally confirm all objects present as far as possible.

In the event of any suspicious items being found the local Police should be informed, and the items secured. Items should be kept in view of all parties at all times until sealed in a tamper-

evident bag and placed in the safe / drugs box. All information (date / time etc) should be recorded on the bag or on seals of hard containers.

If an individual remains in the premises and is proven to have possession of any item, stay with them at all times **WITHOUT** compromising your own or any other individuals safety.

If an individual proven to, or suspected to, have possession of any item has moved away from the premises and is aggressive or acts in a threatening manner do not try to restrain or contain. Note any direction, mode of transport etc and report to Police.

DRUGS POLICY

This policy details the actions and processes which must be followed by Stonegate Pub Company Limited employees with regard to the prevention of drug taking in areas under the control of Stonegate Pub Company Limited.

Stonegate Pub Company Limited operates a policy of Zero Tolerance towards consumption or use of all forms of illegal drugs across all Company sites. We will use our best endeavours to ensure that we take reasonable steps to prevent this taking place in any Stonegate Pub Company Limited site. In any case where customers or employees are found to be in possession of illegal drugs the involvement of the police will be sought.

It is the aim of Stonegate Pub Company Limited to operate in a way compatible with the promotion of the key Licensing Objectives and to ensure that all employees are aware of their responsibilities under the Licensing Act. It is the responsibility of the Site Management team in conjunction with the door team to ensure that this policy is followed.

Key Control Measures

All staff will receive relevant training on how to recognise the signs and effects of intoxication due to drug use. This will be carried out on a regular basis and will form part of the induction training for all new employees.

Signage will be displayed in public areas warning customers that Stonegate Pub Company Limited operates a zero tolerance policy towards this activity, and that anyone found to be engaging in this will be ejected from the premises and reported to the police.

Where a customer or employee is suspected of being in possession of illegal substances the Company reserve the right to ask to search the person concerned; any search will be carried out in line with the Company's Customer Search Policy.

All areas of the site, including toilet and outside areas, are regularly checked by either the door team or management in order to spot any potential use of illegal substances; these checks will be recorded in the site due diligence log.

Consideration will be given to the provision of surface treatment to prevent the taking of drugs from flat surfaces in toilet and other areas in high-risk sites.

Where toilet attendants are employed, they are trained and instructed to be vigilant for the signs of drug use and to report any suspicions to the Duty Manager for action.

In the event that any customer appears to have been adversely affected by consumption of illegal drugs, the Duty Manager will be responsible for ensuring that they receive attention from

the relevant emergency services. In the event that the customer refuses this assistance this must be recorded in the incident log.

In accordance with best practice the Duty Manager must ensure that in any case where a substance appearing to be of an illegal nature is found on site it is retained in a secure place for possible analysis by the relevant authority.

Compliance with this Policy

Any breach of this Policy will be considered a disciplinary matter. The disciplinary procedure will be applied, following an investigation. In cases where the Company believes an act of serious negligence (or misconduct) has been committed, this would be considered gross misconduct. In these circumstances the employee would be suspended whilst an investigation is carried out and this could lead to dismissal.

LOST PROPERTY POLICY

Whilst Stonegate Pub Company Limited is unable to accept liability for lost or stolen property, it is the policy of the Company to reunite lost property with its original owner where possible.

Items cannot be stored indefinitely and will be retained for the periods noted below, following which they will be disposed of.

- *Clothing/misc - 1 calendar month*
- *Books/stationary - 1 calendar month*
- *Jewellery / money / other valuable items - 6 calendar months.*

Credit cards, Driving Licenses, Passports or other identity documents will be held for a maximum of one month, following which they are returned to the issuer.

With the exception of ID documents and valuables if any of the above are found, they are to be put into the lost property box in the office.

The date the item was found as well as where it was found is to be logged in the lost property log book. These are kept on site until reclaimed by the owner or for the period above.

Valuable items should be logged as above and then securely stored in the office.

ID Documents are to be kept securely stored in the office pending their reclamation by the owner. If these items are not retrieved within one month then they are to be returned to the following addresses:

Passports / Other National Identity Documents

*London Passport Office
Globe House
89 Eccleston Square
London
SW1V 1PN*

Driving Licences (Full or Provisional)

*DVLA Swansea
SA99 1AR*

Bank / Credit Cards should be cut in half and returned to the issuer; the address for this is usually found on the reverse of the card.

DOOR STAFF POLICY

It is of critical importance that Stonegate Pub Company Limited complies with all aspects of the Licensing Act 2003. Our door teams provide a front line of defence in ensuring that we meet those licensing objectives in preventing under age / drunk customers from entering our premises, thereby ensuring that we meet our legal obligations.

For the avoidance of doubt, all door staff must be aware of and operate in accordance with the following key points:

Stonegate Pub Company Limited is committed to operating the “Challenge 21” initiative. This means that any customer seeking to enter Company premises who appears to be under 21 years of age must be challenged to provide suitable ID to show that they are over 18. There are to be no exceptions to this rule.

Forms of ID accepted across Stonegate Pub Company Limited are as follows:

- 10 year UK Passport
- PASS approved ID card - must include the “PASS” hologram logo
- UK Photo Driving Licence

It is possible from time to time that you may be presented with some form of overseas identification. In these cases you should use your judgement as to the validity or otherwise of this ID. If you are in any doubt, refuse entry.

As well as seeking to exclude under age customers it is also the policy of the Company to ensure the safety and wellbeing of our customers by refusing access to those who have already consumed too much alcohol. It is left to the discretion of the Door Supervisors, in conjunction with the Site Management Team to define what constitutes “too much” although any customer who appears drunk should be refused access.

The Company operates a zero tolerance policy towards drugs. Any person who in the opinion of the Door team is under the influence of illegal substances should also be refused entry. Where there is a suspicion that an individual is in possession of drugs The door team may ask them to submit to a search before being allowed access. Any search must be carried out in accordance with the Company Policy on searching customers.

In order to be able to demonstrate that we operate “due diligence” in our admission policy it is vital that the numbers of people refused entry are recorded along with the reason for refusal.

It is also vital that our due diligence records are maintained; all Stonegate Pub Company Limited sites are issued with an Incident & Due Diligence Log; During times when door teams are on duty it is their responsibility to ensure that these are completed in full detail.

Doormen are asked to take notes of any observations they make about any incidents within the vicinity of the pub and these are to be recorded in the security book. They are not necessarily required to be involved in these incidents but a record of observations made can be submitted to the police in the event of any request.

For site-specific operational instructions the Head Doorman should refer to the General Manager who will advise.

POLICY ON DRINK SPIKING

This policy details the actions and processes which must be followed by Stonegate Pub Company Limited employees with regard to the prevention of drink spiking in areas under the control of Stonegate Pub Company Limited. The policy sets out the steps which should be taken to minimise the potential for harm to customers through this type of act.

Stonegate Pub Company Limited operates a policy of Zero Tolerance towards all forms of illegal drugs across all Company sites. The spiking of drinks with any substance falls within this category and we will use our best endeavours to ensure that we take reasonable steps to prevent this taking place in any Stonegate Pub Company Limited site.

It is the aim of Stonegate Pub Company Limited to operate in a way compatible with the promotion of the key Licensing Objectives and to ensure that all employees are aware of their responsibilities under the Licensing Act. It is the responsibility of the Site Management team in conjunction with the door team to ensure that this policy is followed.

Key Control Measures

All staff will receive relevant training on how to recognise the signs and effects of drinks spiking. This will be carried out on a regular basis and will form part of the induction training for all new employees.

Signage will be displayed in public areas warning customers that Stonegate Pub Company Limited operates a zero tolerance policy towards this activity, and that anyone found to be engaging in this will be ejected from the premises and reported to the police.

Additional warning signage will be displayed to ensure that customers are aware of the necessity to be vigilant of their drinks.

Staff are instructed to remove all unattended drinks.

All areas of the site are regularly checked by either the door team or management in order to spot any potential for spiking; these checks will be recorded in the site due diligence log.

Consideration will be given to the provision of anti-spiking bottle tops at high-risk times.

In the event that any customer reports that they suspect their drink has been spiked, or appears to have been affected in this way the Duty Manager will be responsible for ensuring that they receive attention from the relevant emergency services. In the event that the customer refuses this assistance this must be recorded in the incident log.

In accordance with best practice the Duty Manager must ensure that the suspect drink is retained in its container in a secure place for possible analysis by the relevant authority.

Compliance with this Policy

Any breach of this Policy will be considered a disciplinary matter. The disciplinary procedure will be applied, following an investigation. In cases where the Company believes an act of serious negligence (or misconduct) has been committed, this would be considered gross misconduct. In these circumstances the employee would be suspended whilst an investigation is carried out and this could lead to dismissal.

POLICY ON CHILDREN

This policy details the actions and processes which must be followed by Stonegate Pub Company Limited employees with regard to children on company premises. The Company operates an overall policy of welcoming children to our premises at appropriate times. The definition of an appropriate time will vary on a site by site basis, and unless governed by a specific licence condition, is at the discretion of the General Manager.

It is the aim of Stonegate Pub Company Limited to operate in a way compatible with the promotion of the key Licensing Objectives, to work in conjunction with the local licensing authorities and to ensure that all employees are aware of their responsibilities under the Licensing Act. It is the responsibility of the Site Management team in conjunction with the door team to ensure that this policy is followed.

Key Control Measures

Clear signage is put in place at the entrance to the premises giving the designated times children are permitted access.

We operate a policy of "Challenge 21" in order to prevent sales of alcohol to children.

Training will be given to all team members so that they are familiar with the specific restrictions in place at each venue.

This training will be given to all existing team and form part of the induction training all new team. The training programme is reviewed regularly and refresher training shall be ongoing.

Site Specific Restrictions

The details below relate to: _____

and detail the site-specific timings and restrictions in place.

- Children are only permitted in the venue during the hours of _____
- Children will only be permitted into the venue if consuming a meal.
- Alcohol shall not be purchased or consumed by anyone under the age of 18.
- Any customer aged under 18 must always be accompanied and supervised by someone aged over 18.
- Clear signage shall be in place to communicate the timings detailed in this policy.
- No under 18s are to be allowed on the raised area of the floor due to a trip hazard
- Parents are responsible for the supervision of their children at all times in the venue.
- Last admissions for children will be _____
- Last orders for meals will be _____

- Where a member of any party is under 18, the customers will be advised when ordering food that they will be asked to leave by _____

Compliance with this Policy

Any breach of this Policy will be considered a disciplinary matter. The disciplinary procedure will be applied, following an investigation. In cases where the Company believes an act of serious negligence (or misconduct) has been committed, this would be considered gross misconduct. In these circumstances the Manager will be suspended whilst an investigation is carried out and this could lead to dismissal.

POLICY ON ENTRY QUEUES

This policy details the actions and processes which must be followed by Stonegate Pub Company Limited employees with regard to the maintenance of order in queues under the control of Stonegate Pub Company Limited. The policy sets out the steps which should be taken to minimise the potential for disorder and avoidance of harm to customers, staff and passers by if and when it is necessary to queue to enter a Stonegate Pub Company Limited site.

Stonegate Pub Company Limited operates a policy of Zero Tolerance towards violence of any kind across all Company sites. This is taken to include the internal areas of the site and also those outside areas over which the Company exercises control. Any violent acts are unacceptable and we will use our best endeavours to ensure that we take reasonable steps to prevent this taking place in any Stonegate Pub Company Limited site.

It is the aim of the Company to operate in a way compatible with the promotion of the key Licensing Objectives and to ensure that all employees are aware of their responsibilities under the Licensing Act. It is the responsibility of the Site Management team in conjunction with the door team to ensure that this policy is followed.

Key Control Measures

It is anticipated that at most times that queuing is necessary, door supervisors will be on duty. All door supervisors will be properly trained and licensed by the SIA.

Management and team members should not act as door supervisors unless they have completed SIA training and are fully licensed to act in this capacity.

The need for queuing should be minimised as far as possible by having sufficient door supervisors on duty to properly control access in a speedy and safe fashion.

Door supervisors will closely monitor the queue to prevent queue jumping or pushing in, as this creates the potential for annoyance of other customers.

Any customers in the queue who appear either drunk or under the influence of drugs will be advised that they will be refused entry and should leave the queue.

Customers are asked to queue in an orderly fashion, and the queue will be monitored to ensure that there is no blockage of access / egress from neighbouring premises.

At all times when the site is approaching capacity and that queuing is therefore necessary, access will be allowed on a "one out, one in" basis. Capacity will be monitored by the door team by use of clickers, and the number on site recorded regularly in the Due Diligence log so that a record is maintained.

No alcohol is to be consumed by customers whilst queuing for entry.

Compliance with this Policy

Any breach of this Policy will be considered a disciplinary matter. The disciplinary procedure will be applied, following an investigation. In cases where the Company believes an act of serious negligence (or misconduct) has been committed, this would be considered gross misconduct. In these circumstances the employee would be suspended whilst an investigation is carried out and this could lead to dismissal.

FLOOR WALKER POLICY

Job Title – Floor Walker

Purpose of the Role

Ensure front of house areas maintained in a safe condition by continual monitoring of the trading area looking for signs of intoxication and potential trouble, highlighting any issues to members of Management and/or Door Supervisors immediately

Key Responsibilities

- Close liaison with the door team and premises duty management to ensure that any potential incidents are recognised and dealt with immediately, thereby preventing violent escalation.
- Identify signs of agitation and rising tension between individuals or groups.
- Maintain visibility to deter theft
- Report any suspicious activity
- Identify any potential hazards (such as spillages or broken glassware)
- Check toilet and external areas of the site
- Ensuring that accidents or any other incidents are brought to the immediate attention of the duty manager.
- Ensure prompt clearance and collection of glasses / bottles or other items
- Check fire exits are clear, unobstructed and are not being abused

I _____ confirm that that I understand my role and duties as a floor walker and confirm that I have been trained to recognise the signs of drunkenness, drug abuse, underage customers or any activity which may lead to crime or disorder.

Signed _____

Dated _____

“WE SERVE DRINKS NOT DRUNKS”

A Guide to

- a) Understanding your role in supporting licensing law
- b) Your legal responsibilities when selling alcohol
- c) Top tips on how to spot a drunk

The Law....

It is imperative that we do not sell alcohol to persons who are drunk or people who are underage or to people who are going to provide alcohol to persons who are underage or already intoxicated.

The law allows for the Police and Trading Standards Officers to undertake test purchase operations in relation to underage sales and that can result in on the spot penalty fines. In addition, when Police Officers are visiting premises (both covertly and overtly) they are able to also fine people for serving alcohol to people who are intoxicated”

Department of Health- Youth action plan

Aims to encourage

The wider use of Proof of Age Standard Schemes Industry to ensure that everyone selling alcohol is aware of the national guidelines and best practice in refusing underage sales or selling to drunken persons.

On a lighter note

Things that are very difficult to say when you are drunk

Specificity, British, Constitution, Loquacious,
Passive –aggressive disorder, Transubstantiate

The Licence Objectives

The four national licensing objectives are very important to you and these premises. Everyone involved in the sale of alcohol has a responsibility to make sure that our place of work is supporting all four..

1. The prevention of crime and disorder.

This is how we can assist the licensing authority, the police and local community in the reduction of crime and disorder. It could mean installing and use of CCTV devices or joining a local crime reduction/ pub watch scheme.

2. Public safety.

This is how we ensure the safety of the public in and around our premises.

3. Preventing public nuisance.

This will include methods for dealing with unacceptable behaviour in and around these premises.

4. Protecting children from harm.

This may include conditions to ensure that no age restricted products can be obtained by minors, such as membership of age related schemes.

Check with any of the Duty managers to find out more about our premises licence conditions. Always be prepared to discuss any concerns you may have about policies at these premises.

The Offences

It is your job not to sell alcohol to someone who has clearly had too much to drink. It is very important you can spot drunken customers and understand why you should not sell them any more alcohol.

- a. It is potentially dangerous to the persons health
- b. They are more likely to become violent or disruptive to you, you colleagues, others customers or anyone passing
- c. You may be liable for a personal fine of up to £80
- d. Our premises licence could be reviewed and possibly even revoked

The Licensing Act 2003

Sale of alcohol to a person who is drunk

A Bar person commits an offence if, at these premises, he/she knowingly

- sells or attempts to sell alcohol to a person who is drunk, or
- allows alcohol to be sold to such a person
- Serves a member of the public who is under 18.

A person found guilty of an offence under this section is liable on summary conviction to a fine up to £5000

Failure to leave a licensed premises etc

1. A person who is drunk and disorderly commits an offence if, without reasonable excuse
 - fails to leave the premises when requested to do so by a staff member/door supervisor/manager, or
 - enters or attempts to enter our premises after a staff member/door supervisor/manager has requested him not to enter
2. On being requested to do so by a member of staff, a police constable must,
 - help to expel from relevant premises a person who is drunk or disorderly
 - help to prevent such a person from entering relevant premises

Drunks and tests purchases carried out in our premises

Around the country pubs and clubs are going to have undercover police/council officers looking for UNDER AGE and DRUNKEN PEOPLE being served alcohol

If they are being served alcohol, a minimum fine of £80 WILL be issued to the bar person serving.

MAKE SURE THIS DOES NOT APPLY TO YOU!!!

WHAT SHOULD YOU BE ON THE LOOKOUT FOR?

Current drinking trends mean that a number of people are purchasing cheaper alcohol from supermarkets and drinking large amounts before they leave the house for a night out. This is known as PRELOADING. They may look perfectly fine when entering the premises but very quickly then be seen to be intoxicated. This must be dealt with in the same way as someone who has been drinking in our premises and become intoxicated – they must be refused service. Some of the signs of someone intoxicated are:

A noticeable change in behaviour, bad tempered, aggressive, offensive language, becoming loud, boisterous or disorderly, becoming physically violent, becoming incoherent, slurring, or making mistakes in speech, and becoming argumentative.

A lack of judgement, being careless with money, annoying other persons, exhibiting inappropriate sexual behaviour, drinking quickly or competitively ('down in one')

Clumsiness and lack of co-ordination, swaying staggering, difficulty with walking, falling down, bumping into furniture, spilling drinks, difficulty in picking up change, and fumbling for cigarettes or other items.

Decreased alertness, drowsiness, dozing or sleeping, rambling conversation, loss of train of thought, difficulty in paying attention, not understanding what is said, glassy eyes and lack of focus.

Appearance, unkempt or dishevelled

Remember to be vigilant of your surroundings at all times, it is just as important for you to be aware of your environment as it is for door men. This is even more important if your premises does not have door men. Most bar staff will become aware of potential drunks before they get to the bar. This would be a good time to draw this to the attention of other team members or door men.

Promotions

All local and company driven promotional activity at these premises complies with the mandatory conditions in the Licensing Act 2003.

IMPORTANT NOTICE

If you are worried about refusing a sale of alcohol to a drunk or underage customer ask for a member of the door team or management to be present when you are talking to them, not only will you then have a witness to the incident but they will be able to move the issue away from the bar.

Did you know?

There are around 10 million people drinking above the Government's recommended limits. More than 23,000 penalty notices for disorder have been issued to date, with more than 8,000 issued during the alcohol enforcement campaigns at Christmas and New Year, and last summer. Between 15,000 and 20,000 premature deaths in England and Wales each year are associated with alcohol misuse.

Alcohol can be fattening. If you were to add three or four gin and tonics to your usual daily diet, you could put on 4lbs over four weeks.

TEST TIME

1. When should you refuse a sale of alcohol?
2. If you sell alcohol to a drunk you could receive an £80 fine
True or False
3. Which of the following are offences under the licensing act?
 - a) Selling alcohol to a person under 18
 - b) Selling alcohol to an intoxicated person
 - c) Purchasing alcohol for a person under 18
4. As a bar person/supervisor at these premises it is my responsibility to support the business licence conditions and national licence objectives.
True or False
5. List four things to look out for when assessing if someone is drunk
6. It is an offence to remain on a licensed premise when asked to leave by the designated premises supervisor.
True or False
7. Who is responsible for sales of alcohol made by you?
8. Who should you inform if you are concerned about serving a drunken customer?
9. Who is the Designated Premises Supervisor (DPS) at these premises?
10. What is a Test Purchase and who carries them out?

Sign Off

I _____ have been trained in licence regulations contained within the attached document. I have completed and correctly answered all questions in the attached test.

Signature: _____ Date: _____

DPS Signature _____

DPS Print _____

MINUTES OF PUBWATCH MEETINGS

MINUTES OF RESIDENTS' MEETINGS

MINUTES OF OTHER MEETINGS

ANY OTHER BUSINESS

LICENSING MANUAL TRAINING SHEET

LICENSING MANUAL TRAINING SHEET

I confirm that I have been trained in relation to the content and purpose of the licensing manual.

Name _____

Date _____

Signature _____

Name _____

Date _____

Signature _____

Name _____

Date _____

Signature _____

Name _____

Date _____

Signature _____

Name _____

Date _____

Signature _____

Name _____

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Name _____

Date _____

Signature _____

Name _____

Date _____

Signature _____

Incident Register, Door & Due Diligence Log

This book forms a key part of your site Health and Safety documentation and all relevant sections must be completed on a daily basis.

For guidance on completion requirements refer to page 1

Site No: _____

Site Name: _____

Door Supervisors on Duty (Complete only if door team working)

Name	Badge No	Expiry Date	Time on	Time off	Signature

Fire Exit Check (To be completed daily)

I confirm that all fire exits are clear and unobstructed by any obstacle

Time	Initials	Time	Initials	Time	Initials	Time	Initials	Time	Initials
10:00		16:00		19:30		22:30		01:30	
11:00		17:00		20:00		23:00		02:00	
12:00		17:30		20:30		23:30		02:30	
13:00		18:00		21:00		00:00		03:00	
14:00		18:30		21:30		00:30		03:30	
15:00		19:00		22:00		01:00		04:00	

Capacity Check Log

Time	In	Out	Net	Time	In	Out	Net	Time	In	Out	Net
19:30				22:30				01:30			
20:00				23:00				02:00			
20:30				23:30				02:30			
21:00				00:00				03:00			
21:30				00:30				03:30			
22:00				01:00				04:00			

Floor, Toilet & Outside Area Check Log

Floor, Toilets and Outside areas must be regularly checked for hazards such as spillages / glass every day, and any hazards reported immediately to Duty Manager for action. Noise and litter problems must be remedied immediately.

Time	Initial	Time	Initial	Time	Initial	Time	Initial	Time	Initial
10:00		16:00		19:30		22:30		01:30	
11:00		17:00		20:00		23:00		02:00	
12:00		17:30		20:30		23:30		02:30	
13:00		18:00		21:00		00:00		03:00	
14:00		18:30		21:30		00:30		03:30	
15:00		19:00		22:00		01:00		04:00	

Enforcement Visit Log	Time of Visit	Details of Visit / Action Taken	AM Informed

All accidents and incidents must be recorded. Where an incident may lead to further action, for example an accident or injury to a customer or team member, however minor it may seem, it is critical that the Company incident reporting procedure is followed in full, that all relevant details are recorded, and CCTV retained at site to assist investigation .

Where there are no incidents on any date please ensure that the log clearly shows that this is the case and that it is not simply left blank.

Time	Type of Incident	Details & Action Taken (Note if police / ambulance called)	Name / Badge No	Signature	CCTV Kept?

Details of any incidents of non-compliance with Smoking Ban legislation:

<p>Refusals at door: ** To be recorded through tills at end of trading hours **</p> <p>Drunk:</p> <p>No I.D:</p>	<p>Entry Charges (e.g. £2 from 8pm to 10pm, £5 from 10pm to close)</p> <p>Amount: £ _____ £ _____</p> <p>From:</p> <p>Until:</p>
---	---

Daily Sign off – "I confirm all incidents have been recorded and all information is correct"	✓	Signature	Date
Head Doorman (if door team on duty)			
Duty Manager			

11th June 2012

To Whom it may concern,

I am writing to you concerning a recent application to vary the licence at The Bulls Head Public House.

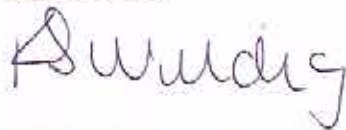
Myself and my husband live at the above address, which is about four doors up the road from The Bulls Head.

I was approached by the Manager of the Bulls Head, Marie Kelleher and she asked me if we have any complaints about the noise from the pub, which I assured her that we do not. And she gave me her contact details so if at any point we had an issue that she could resolve it quickly.

I have lived at the above address for nearly three years now and have never had any reason to complain about noise from The Bulls Head.

I have written this letter to offer my support to The Bulls heads application.

Yours Sincerely

A handwritten signature in cursive script, appearing to read 'K Simpson-Willdig'.

Karen Simpson-Willdig

TEMPORARY EVENT NOTICES

23/07/2011	2AM	**
24/07/2011	2AM	**
30/07/2011	2AM	**
31/07/2011	2AM	**
06/08/2011	2AM	**
07/08/2011	2AM	**
13/08/2011	2AM	**
14/08/2011	2AM	**
11/12/2011	4AM	
07/04/2012	2AM	
05/05/2012	2AM	
02/06/2012	2AM	

** Leicestershire Constabulary objected – Hearing held 20TH July 2011

8 TENS served July 2011 – Present

Over 12 days

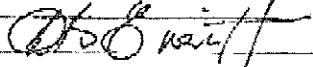
DECISION:

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL

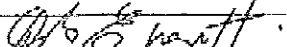
LICENSING ACT 2003 SUB-COMMITTEE


RECORD OF PROCEEDINGS/MEMBERS NOTES

1.	Date of Hearing	20.07.11
2.	<ul style="list-style-type: none">◦ Panel/Committee members present◦ Members/officers observing	Councillors Large, Spence and <u>Everitt</u> Claire Hammond Andy Cooper
3.	Legal Advisor	Jane Cotton
4.	Declarations of interests by members or officers	None
5.	Applicant	Marie Kelleher (x 3 TENS) Manager BH Donna Smith (x1 TEN)
6.	Application premises	Bulls Head 87 Market Street Ashby
7.	Nature of Application(s)	TENS x 4
8.	<u>For the Applicant</u> (representative of the brewery) <u>Witnesses given permission to speak</u>	John Shaw (Area Manager) Police agreed he could speak

Signature:	
Chairman:	D. B. EVERITT
Date of Hearing:	20-7-2011

	<p><u>Witnesses refused permission to speak and reason why</u></p> <p><u>For the Police</u></p> <p><u>Witnesses given permission to speak</u></p> <p><u>Witnesses refused permission to speak and reason why</u></p>	<p>Sean Moore PC Moffatt, Beat Officer Ashby Town</p>
9.	Parties/witnesses not present and reason why	None
10.	Applications and Decisions on ancillary issues, e.g. requests for adjournments; determinations whether to proceed in absence; directions, etc.	<p>(A) It was agreed that the Police speak before the Applicant to outline their objection, as this would assist the determination of the case.</p> <p>(B) Agreed that the Applications be taken together for the purposes of the speaking and presentations but that the 2nd applicant be allowed to speak and be questioned also.</p> <p>(C) Legal Advice was given that the Police could not only object based on the licensing objective of crime and disorder and not public safety</p>

Signature:		
Chairman:	D. B. EVERITT	
Date of Hearing:	20 . 7 .	2011

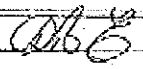
		<p>(S104(2)) LA 2003.</p> <p>(D) Legal advice was given that the saturation policy was not engaged as it did not cover TENS. This meant there is no presumption that the Applications should be refused unless the applicants can show there will be no negative cumulative impact on the Licensing Objective of Crime and Disorder.</p> <p>(E) However, the saturation policy was adopted following evidence that crime and Disorder was occurring as a result of the cumulative impact of the customers of licensed premises. So, it was still possible to have regard to the existence of the SP and any evidence of the existing problems of crime and disorder and resulting cumulative impact.</p> <p>(F) During the hearing the Police sought to introduce new evidence; this was of the circumstances of the Bulls Head Appeal in 2005, but the Applicants objected to this evidence being considered and so it was not admitted under the hearing regulations.</p> <p>C, H and E were accepted by the Police.</p>
11.	Written Representations and supplementary material taken into consideration	Letter from the Police (Mark Arjoo) 17.07.11
12.	Notes of the Hearing	<p>The Licensing Enforcement Officer presented the report to members as set out in the agenda.</p> <p>In response to questions from the</p>
Signature:		
Chairman:		
Date of Hearing:		2011

members the Licensing Enforcement Officer confirmed the other main licensed premises within Ashby Town Centre and that there was one premises that was currently closed, was expected to re open in the near future but no firm date was given. He also confirmed that in the past the Police had objected to Temporary Event Notices in The Saturation Area in respect of Takeaways, but was not aware of any relating to Licensed Premises.

There were no questions from the applicants or the Police.

The Police asked the committee to consider whether allowing the notice for the event would promote or undermine crime prevention. He advised the committee that the local Police Officers clearly believed that the extended hours would add to the number of people on the street and although it couldn't be predicted with any certainty the logical result of such increased numbers would be a greater risk of Crime and disorder. With a reduction on the annual budget for Leicestershire Police, this would be added pressure to an already stretched team. The police advised the committee that there had been no suggestion from the applicant that they would be willing to pay for extra policing.

Following questions from members the police informed the committee that it was common practice for applicants to provide funding towards extra policing. They informed the committee that fights did erupt most weekends, but they could confirm that there were no problems reported with regards to the premises in question and that they had very good door staff.

Signature:	
Chairman:	
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In response to a question from a member the Licensing Enforcement Officer provided the committee with the capacity of other licensed premises in the area covered by the Saturation Policy, in addition to those referred to in the Police objection.

Following questions from the applicant, the police confirmed that due to the short notice period that was available for the Chief of Police to respond to such notices. The Police may not have objected to previous TEN applications in Ashby. They also advised that it would be unusual for all the main licensed premises in the area to be "rammed to capacity".

Following a question from members the applicant advised the committee that any previous TEN's that had been applied for were until 2am, the pub had not been busy and that it was done as a one-off.

There were no questions from the Licensing Enforcement Officer.

The applicant informed the committee that they were requesting an extension of one hour only on Fridays and Saturdays. The pub was still very busy at 1pm, more so with customers dancing rather drinking and would like to allow the customers to finish the evening off in the pub rather than go to a neighbouring premises. She advised the Committee that they currently used 3 door staff, had CCTV monitoring and police radio access to help with the prevention of Crime and Disorder. She also informed the committee that the pub operated both ID checking and drunk person policies and had never failed under aged tests. She

Signature:	
Chairman:	
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also advised the committee that when there had been an incident where a police officer, on their own, dealing with an issue, the door staff from the pub would have assisted the officer if the pub had been open but it was not.

The Legal Advisor asked the applicant to confirm to the committee how they would operate under the Temporary Event Notice as the Premises Licence would not operate during the TEN and so the Licence conditions would not apply.


The applicant confirmed that they would have three door staff available until the premises closed. CCTV and radio monitoring would be used along with the ID checking and drunk person policies. Both Applicants confirmed their Licensing experience links to the Bulls head and experience of Ashby.

Following questions from members the applicant advised the committee that in the past the pub had stayed open till 3am on New Years Eve and there had never been any issues and that they felt that they had a very good working relationship with the local police officers. The applicant informed the committee that the notices were in two different names as the manager would be on leave on the fourth date and therefore would like to ensure that the notice was in the name of the duty manager on the date of the event.

The Police asked the applicant why, if there was such a good relationship between them and the police, had they not withdrawn the applications in view of the comments from the Local Police Officers. The applicant felt that it was not appropriate.

Signature:

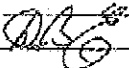
Chairman:



Date of Hearing:

2011

13.	Agreed Facts	<p>(A) The premises were in the area covered by saturation policy</p> <p>(B) The policy didn't apply to the Applications.</p> <p>(C) The Applicants had made the Applications and the Police had objected, on the grounds that the crime prevention objective would be undermined as a result of existing problems of crime and disorder in and around the premises, and the operating of the premises under the TEN would only exacerbate the problems.</p> <p>(D) Police since confirmed the premises were well run.</p>
14.	Facts/Issues	<p>Whether the police objections should be upheld and so whether Counter notices should be refused on the grounds that the crime prevention objective would be undermined as a result of</p> <ol style="list-style-type: none"> 1. existing problems of crime and disorder in and around the premises and linked to the premises which would be exacerbated by the grant of the TEN 2. the existing problems of crime and disorder away from the premises and beyond the direct control of the TEN user caused by the cumulative impact of the concentration customers from Licensed premises in Ashby Town Centre, being exacerbated by the grant of the TEN- whether there would be a negative effect on the existing cumulative impact.
15	Findings of Fact <i>(ie the relevant facts accepted from the evidence available)</i>	

Signature:	
Chairman:	
Date of Hearing:	2011

1. There had been previous TEN applications at the Bulls Head, and the Police had not objected to this, and had not provided evidence of any problems as a result.
2. There had been other TEN applications for other licensed premises (not takeaways) in the saturation policy area in Ashby and the Police had not objected to these also.
3. There were other pubs within the saturation area but not referred to in the Police's original objection; no evidence was given re their terminal hours, and so the impact of the TEN at the Bulls head could not be judged.
4. No evidence was given of any problems with crime and disorder linked to the Bulls head itself or the immediate vicinity.
5. There were existing problems of crime and disorder as a result of the cumulative impact of the concentration of customers from licensed premises in Ashby Town Centre and this was evidenced by the existence of a saturation policy which was adopted for reasons including problems with crime and disorder.
6. There was no evidence to specify particular times crime took place, or if crime had increased or decreased recently or where the crime 'hot spots' were. The panel accepted the Police's evidence that there were 'problems' in Ashby on Friday and Saturday nights, that Saturday night was worse than Friday night and it was worse at 2:00 am.
7. The evidence from the Applicants (which was not contested) that the clientele that use The Bulls Head at the weekend was on average aged late 30's onwards and drinking and dancing took place until 1:00 am. That there was some migration from the Bulls head when it closed to the White Hart.
8. There was a possibility that another large capacity venue "Apollo's" (licensed premises within the saturation area which had been closed for some time) would re-open within the TEN period but this wasn't certain
9. More problems occur when premises were closed. On an occasion in the past when the premises closed and a fight had occurred in the street if the premises had been opened the doormen from the premises could have assisted the police.

16. Full text of decision on the application

17. DECISION

Signature:



Chairman:

Date of Hearing:

2011

In reaching its decision the panel had regard to the evidence and representations of the applicants and the Police, the Council's Statement of Licensing Policy and Guidance issued under Section 182 of the Licensing Act 2003. Having considered all these factors the Sub-committee has decided to:


Not oppose the TENS by serving a Counter Notice.

18. **Reasons for decision**

The Committee were not satisfied that there was sufficient evidence that the Bulls Head would be full to Capacity at 2:00 am, and as a result there would be an increase of a large additional number of people leaving the premises within the saturation area, and so there would be an increase in crime and disorder by closing at 2:00 am rather than ceasing regulated activities at 1:00 am and closing the premises at 1:30 am; and as a result of this there would be an increase in crime and disorder and the licensing objective would be undermined. Evidence from the Police was that the logical conclusion of an increase in the number of people within the saturation area at 2:00 am rather than 1:00am would mean that that there would be an increase in crime and disorder. However the panel accepted advice that real evidence was required in the circumstances of the case; not just a risk that the licensing objective of the prevention of crime and disorder would be undermined.

There was no evidence the licensing objective of crime and disorder would be undermined in or in the immediate vicinity of the premises by operating under the TEN.

The Police had not provided evidence that it was more likely than not that there would be an increase in crime and disorder as a result of negative impact on the cumulative impact as a result of the TENS. In the absence of this evidence there was insufficient evidence that the licensing objective of crime and disorder would be undermined, and so no justification to issue counter notices.

Signature:	
Chairman:	
Date of Hearing:	2011