

LICENSING SUB-COMMITTEE

HELD: Tuesday, 16 January 2018

Start: 5.40 pm

Finish: 7.40 pm

PRESENT:

Councillor: N Delaney (Chairman)

Councillors: N Hennessy J Kay

In attendance: Andrew Hewitt (Applicant/Premises Licence Holder/Owner)
Wayne Gallagher (Applicant/Owner)
June Clarke (Applicants Representative)
Mangal Singh Uppal (Objector)
Freddy Humphreys – Kings Chambers (Objectors Representative)

Officers: Kay Lovelady, Principal Solicitor
Michaela Murray, Senior Licensing Officer
Julia Brown, Member Services/Civic Support Officer

40 APOLOGIES

The Applicants Representative submitted apologies for late arrival to the meeting at 6.00pm.

41 MEMBERSHIP OF THE COMMITTEE

In accordance with Council Procedure Rule 4, the Sub – Committee noted the termination of membership of Councillor T Devine, and the appointment of Councillor N Hennessy for this meeting only, thereby giving effect to the wishes of the political groups.

42 URGENT BUSINESS

There were no items of urgent business.

43 DECLARATIONS OF PARTY WHIP

There were no declarations of Party Whip.

44 DECLARATIONS OF INTEREST

The Principal Solicitor informed the Sub-Committee that the Objectors Representative was known to her in a Professional capacity.

45 MINUTES

RESOLVED: That the Minutes of the meetings held on 8 December 2017 and 19 December 2017 be noted.

46 **LICENSING HEARING PROCEDURE**

The Chairman referred to the Licensing Hearing Procedure.

47 **APPLICATION FOR A PREMISES LICENCE IN RESPECT OF G & H
CONVENIENCE STORE, 120 ABBEYWOOD, SKELMERSDALE WN8 9LR**

Consideration was given to the report of the Director of Leisure and Wellbeing Services as contained on pages 445 to 476 of the Book of Reports in respect of an Application for a Premises Licence in respect of G & H Convenience Store, 120 Abbeywood, Skelmersdale WN8 9LR

In considering this matter the Sub – Committee had regard to its Licensing Policy and the guidance issued under S. 182 of the Licensing Act. It considered the relevant Licensing Objectives on this occasion was the 'Prevention of Crime and Disorder', 'Public Safety', 'Prevention of Public Nuisance' and the 'Protection of Children from Harm'.

On hearing evidence from the Applicant, Objector and their Representatives the Sub – Committee:-

- RESOLVED:
- A. That the premises shall operate and maintain a CCTV system which shall be in use during all times licensable activities are taking place at the premises and comply as follows:
 - i. The system shall cover all entrances and exits from the premises, in addition to covering all internal areas of the premises used to display/supply licensed products
 - ii. The focus of the camera(s) shall be so as to enable clear identification of persons on the premises.
 - iii. The system will be capable of time and date stamping recordings and retaining said recordings for at least 28 days.
 - iv. The Data Controller shall make footage available to a Police Officer or authorised officer, where such a request is made.
 - v. Signage advising that CCTV is in operation.

 - B. That a documented Challenge 25 scheme will be operated at the premises. The Challenge 25 scheme will be actively promoted and advertised at the premises and any person purchasing alcohol, who appears to be under 25 years of age, shall be asked to provide acceptable identification to prove that they are 18 years of age or over. Failure to supply such identification will result in no sale or supply of alcohol to that person.
The Proof of Age Standards Scheme (PASS) will be actively promoted at the premises by the display of Challenge 25 posters bearing the PASS logo. A PASS accredited holographic proof of age card will be the main identification

document accepted at the premises as proof of age. A PASS card must be accepted as proof of age if a purchaser possesses one. Where a purchaser does not possess a PASS accredited proof of age card, only the following alternative forms of identification will be acceptable:-

- (a) Photo Driving Licence
- (b) Passport or
- (c) Her Majesty's Forces Warrant Card

- C. That a documented training scheme shall be introduced for all staff in a position to sell, serve or deliver alcohol. No member of staff shall serve alcohol until such training has been completed. The scheme shall be made available for inspection at the request of any Police Officer, Trading Standards Officer or Local Authority Enforcement Officer.
- D. That the Designated Premises Supervisor or Premises Licence Holder shall conduct six monthly training reviews with all members of staff authorised to sell, serve or deliver alcohol in order to reinforce the training and to promote best practice. The written record shall be kept of the content of such reviews and be available for inspection by any responsible authority upon request.
- E. That an incident book / refusals register shall be kept and maintained at the premises indicating the date, time and reason for any refusal / incident of Crime and Disorder and will be made available for inspection by any responsible authority upon request.
- F. That alcohol stock not on display must be kept in a secure/locked area.
- G. That a panic alarm must be fitted behind the counter for use by members of staff in case of an emergency.
- H. That all staff will use their best endeavours to ensure any persons congregating outside the premises do not cause a nuisance.
- I. That the Premises shall be open to the public 07.00 hours to 21.00 hours Monday to Sunday.
- J. That the sale of alcohol shall be permitted between 07.00 hours and 21.00 hours Monday to Sunday.

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Chairman