



## Representations On A Current Application of a Review of a Premises Licence Under The Licensing Act 2003

**Before completing this form please read the Guidance Notes at the end of the form**

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I (Insert name)

Northumbria Police

Wish to make representation about the application for variation/grant for a premises licence/club premises certificate (delete as applicable)

### PART 1 – PREMISES OR CLUB PREMISES DETAILS

**Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description**

Blue Bell  
Victoria Square  
Felling

**Post Town**  
Gateshead

**Post Code**  
NE10 9LX

**Name of premises licence holder or club holding club premises certificate**  
Admiral Taverns Piccadilly Limited

**Number of premises licence or club premise certificate**  
00CH 01161

### PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

**I am**

Please  
Tick ✓

- |    |   |                          |
|----|---|--------------------------|
| 1) | an interested party (please complete (A) or (B) below)                                | <input type="checkbox"/> |
|    | a) a person living in the vicinity of the premises                                    | <input type="checkbox"/> |
|    | b) a body representing persons living in the vicinity of the premises                 | <input type="checkbox"/> |
|    | c) a person involved in business in the vicinity of the premises                      | <input type="checkbox"/> |
|    | d) a body representing persons involved in business in the vicinity of the premises   | <input type="checkbox"/> |
| 2) | a responsible authority (please complete (C) below)                                   | ✓                        |
| 3) | a member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/> |

**(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)**

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other Title (for example, Rev)

Surname

First Names

I am 18 years old or over

Yes ☐ (Please Tick)

Current Address			
Post Town		Post Code	

Daytime contact telephone number

E-mail address (optional)

**(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g Body or Business)**

Name and Address
------------------

Telephone Number (If any)	
E-Mail address (optional)	

**(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION**

Name and Address
Central Area Command
Etal Lane Police Station
Newcastle Upon Tyne NE5 4AW

Telephone Number (If any)	101 – Northumbria Police
E-Mail address (optional)	n/a

This representation relates to the following licensing objective(s)

1. the prevention of crime and disorder
2. public safety
3. the prevention of public nuisance
4. the protection of children from harm

Please  
Tick ✓

✓

✓

✓

NORTHUMBRIA POLICE wish to review the premises licence with a view to address the management and operation of the premises. Northumbria Police have concerns that the current arrangement undermines the following licensing objectives. The prevention of crime and disorder, the protection of children from harm and public safety.

The premises are located in heart of Felling. An area of Gateshead and Central Area Command.

The premises have history of violence and underreporting due to the fear of reprisals. It is therefore paramount that strong management is installed a one that does trust the police and has strong relationship with all responsible authorities in order to prevent crime and disorder and the creation of an environment predisposed to a vast range of vulnerabilities.

Northumbria Police made representations to the instalment of Julie Simpson as the DPS in February 2015. Northumbria Police's concerns were lessened at a mediation meeting with Admiral Taverns who offered assurances that their choice of DPS was a correct one. Julie Amanda Simpson subsequently became the DPS on 23/02/15.

On 28/08/15 the Police Crime Prevention Officer Alan Brown and licensing Co-ordinator 6544 Draper attended the premises. It was found during this visit that CCTV was recording for only 24 days. The quality between cameras varied widely and images in the main bar were not of sufficient quality and not fit for purpose. CCTV is a condition of the premises licence. The DPS Julie was given detailed report and instructed to make necessary improvements. It was also found that the last entry in the incident book kept at the premises was made by the licensing officer Rebecca Sparrow on 21<sup>st</sup> August 2015. The incident book showed only 2 incidents from the previous year. There were no other entries. At the time there were 2 incident books located behind the bar. The DPS was advised again on the use of the incident book and ensuring up to date records are kept.

During a joint inspection (Police & Licensing Authority) on 16<sup>th</sup> February 2017 the DPS could not produce part A of the premises licence, could not produce her personal licence and did not demonstrate effective use of the incident / refusal register. All entries referred to year 2015/16. She could not show working CCTV and stated this was locked away. As a result a S.19 notice was issued.

On Friday 28/09/18 at 16:30hrs - Northumbria Police received a report of a S.47 assault where the IP loses 5 teeth in an unprovoked attack inside the premises. The IP would not provide a statement for fear of reprisals should he assist the police. The IP stated that should a male thought to be responsible be arrested he will fully deny being assaulted. CCTV from the premises did not show the assault as the area of 'bottom door' was not fully covered by the camera.

On 28/02/19 Northumbria Police, Licensing Authority and Trading Standards carried out routine licensing inspections during which suspected stolen goods and a substantial amount of tobacco was identified and seized by officers. Staff at the premises were not able to demonstrate that the CCTV was working and in operation in an accordance with condition of the premises licence. Staff reported that all paperwork including incident/refusal register was locked in an office.

Suspected stolen property police located behind the bar & subsequently seized:

- COFFEE/ 4 X JARS NESCAFE ORIGINAL
- COFFEE/ NESCAFE GOLD BLEND
- RAZOR/ 2 X WILKINSON SWORD HYDRO 5 GROOMER
- RAZOR/ 3 X GILLETTE FUSION 5 RAZORS
- RAZOR/ 6 X PACKETS GILLETTE FUSION 5 PROGLIDE

On 08/03/19 Admiral Taverns advised that it would take too long to download 28 days' worth of footage as requested by the authorities for the purpose of identifying suspected offences.

On 14/03/19 Northumbria Police attended the premises to collect the CCTV hard drive. No attempts were made by the DPS to ensure the system was ready for collection as per previous arrangements. The DPS attended Gateshead police station that evening to hand in the hard drive.

On 04/04/19 at 10:00hrs the DPS Julie Amanda Simpson attended Gateshead police station where she was interviewed as a voluntary attender to answer questions relating to the goods found behind the bar. She was in a company of her solicitor Shra Begum (K Boswell). During the interview Julie Simpson made no comment to all questions asked. After the interview the DPS told the investigating officer that staff have been threatened to take property in but she would not tell her who was responsible. Julie was advised she can contact the officer to report things anonymously and the officer gave her direct number.

On Sunday 23/06/19 at 20:16hrs police received a call from an anonymous male ringing from a telephone kiosk to say police need to attend the premises as a 'Big Fella' gets away with murder and has just punched a female to the ground in inside the premises. Caller said he won't give name and won't get any more details and said 'just get police there' and hung up.

On Friday 19/07/19 at 18:57hrs ambulance service received a call from a male who was in the premises and was reporting a female with blood all over her face, saying she has been pushed and then rammed out of the bar. Ambulance tried to speak to the patient but she was intoxicated and not making sense.

It is to be noted that a number of incidents reported whether listed above or not could not have been substantiated, fully investigated or detected due to lack of evidence such as CCTV, witnesses and largely due to the cultural fear of repercussions IP's and witnesses had should they be seen contacting or even speaking to police.

Further information and material in support of this review will follow.

Please  
Tick

Have you made any representation relating to these premises before?

If Yes, please state the date of that representation

Day		Month		Year			
0	5	0	2	2	0	1	5

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

Previous representations were made on 21/11/2014 - to the appointment of DPS

Previous representations were made on 05/02/2015 - to the appointment of DPS

#### How We Collect And Use Information

The information collected, on this form and from supporting evidence, by Gateshead Council will be used to process your application. The information may be passed to other Enforcement Agencies as permitted by law.

We may check information provided by you, or information about you provided by a third party, with other information held by us. We may also get information from certain third parties, or give information to them to check the accuracy of information, to prevent or detect crime, or to protect public funds in other ways, as permitted by law. These third parties include Government Departments and local authorities.

We will not disclose information about you to anyone outside Gateshead Council nor use information about you for other purposes unless the law permits us to.

Gateshead Council is the Data Controller for the purposes of the Data Protection Act 1998. If you want to know more about what information we have about you, or the way we use your information, you can ask at Civic Centre, Regent Street, Gateshead, NE8 1HH

### Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note

4) If signing on behalf of the representative please state in what capacity.

Signature	M. Brown Inspector	Date	14/08/2019
Capacity	A/CN. Insp		

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)

Ivana Draper  
Licensing Co-ordinator 6544

Post Town	Post Code
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Telephone Number (if any)	n/a
E-mail Address (optional)	licensing@northumbria.pnn.police.uk

### Notes for Guidance

1. The ground(s) for representation **must** be based on one or more of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this representation.
6. For further information about the Licensing Act 2003 please contact: The Licensing Act Section, Regulatory Services, Civic Centre, Regent Street, Gateshead Tyne and Wear NE8 1HH  
Tel: 0191 4333957 or 433 2297



## Representations On A Current Application For Variation of a Premises Licence Under The Licensing Act 2003

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I (Insert name)

Chief Inspector 7936 Lillico

Wish to make representation about the application for variation/grant for a premises licence/club premises certificate (delete as applicable)

### PART 1 – PREMISES OR CLUB PREMISES DETAILS

**Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description**

THE BLUE BELL  
FELLING

**Post Town**  
Gateshead

**Post Code**  
NE10 9LX

**Name of premises licence holder or club holding club premises certificate**  
ADMIRAL TAVERNS PICCADILLY LTD

**Number of premises licence or club premise certificate**  
00CH01161

### PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

I am

Please  
Tick ✓

- |    |   |                                     |
|----|---|-------------------------------------|
| 1) | an interested party (please complete (A) or (B) below)                                | <input type="checkbox"/>            |
|    | a) a person living in the vicinity of the premises                                    | <input type="checkbox"/>            |
|    | b) a body representing persons living in the vicinity of the premises                 | <input type="checkbox"/>            |
|    | c) a person involved in business in the vicinity of the premises                      | <input type="checkbox"/>            |
|    | d) a body representing persons involved in business in the vicinity of the premises   | <input type="checkbox"/>            |
| 2) | a responsible authority (please complete (C) below)                                   | <input checked="" type="checkbox"/> |
| 3) | a member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/>            |

**(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)**

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other Title (for example, Rev)

Surname

First Names

I am 18 years old or over

Yes ☐ (Please Tick)

Current Address			
Post Town		Post Code	

Daytime contact telephone number

E-mail address (optional)

**(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g Body or Business)**

Name and Address
------------------

Telephone Number (If any)	
E-Mail address (optional)	

**(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION**

Name and Address
<b>Northumbria Police</b>
<b>Gateshead Area Command</b>
<b>High West Street</b>
<b>Gateshead</b>
<b>NE8 1BN</b>

Telephone Number (If any)	101
E-Mail address (optional)	

This representation relates to the following licensing objective(s)

Please  
Tick ✓

1. **the prevention of crime and disorder**
2. **public safety**
3. **the prevention of public nuisance**
4. **the protection of children from harm**

✓

NORTHUMBRIA POLICE are concerned that the licensing objective of prevention of crime and disorder will be undermined should Julie SIMPSON remain in the role of the Designated Premises Supervisor.

The Blue Bell public house is challenging premises in need of a robust management and proper control. This is also indicated by the frequent change in management. The premises licence holder varied the designated premises supervisor six times since February 2014.

#### The Application

Admiral Taverns applied to vary the premises licence to specify Julie SIMPSON as the designated premises supervisor.

#### Background

Licensed premises in Victoria Square Felling in the main are usually frequented by local regular customers. The licensees will challenge drunken aggressive behaviour by customers often resulting in them not being admitted back to the premises. It appears that many of these people tend to migrate to the Blue Bell public house and their poor behaviour goes unchallenged and unreported to the Police.

In November 2013 whilst investigating a serious assault, Northumbria Police expressed concerns to the premises licence holder regarding the management and running of the premises. The management at the time failed to support police investigation. The police and the premises licence holder agreed to attach stringent conditions to the premises licence. The premises licence holder also removed the lease holder and the DPS.

The premises are in need of a strong DPS with excellent understanding of the licensing laws and one that will embrace a strong working relationship with the police and the local authority.

#### Our concerns

Northumbria Police licensing co-ordinator Ivana Draper in company with Gateshead Council licensing assistant Paul Harris attended the premises at 13:30hrs on 5th February 2015 and spoke to Julie SIMPSON regarding her proposed appointment as DPS.

As a result of Ms Simpson's replies to questions, both the licensing co-ordinator and the licensing assistant formed the opinion that she is not a suitable person to hold the position of DPS.

The following issues are of a concern

- Ms Simpson denied being DPS at pub1 being removed from the premises as a DPS in March 2013 due to breaches of conditions of the licence and disorder associated with the pub. Her appointment at these premises lasted between 19/11/08 – 08/03/13
- 108 incidents were recorded during the period of Ms Simpson appointment as the DPS at



pub1. None was reported by Ms Simpson.

- Ms Simpson has no knowledge of the conditions of the premises licence she has responsibility to uphold (pub 3).
- To date, she failed to implement basic measures necessary to prevent crime and disorder
- Ms Simpson allowed a drug user to use the pub toilets. Staff's mobile phone was stolen during this time
- Ms Simpson has poor understanding of policies to protect children from harm.
- 'Challenge 25' scheme was explained to Ms Simpson in detail on 07/02/14 whilst she attended the police station with the area manager for a pub2 she was about to manage. Nonetheless a year later she shown zero understanding of this.
- Ms Simpson has a relaxed attitude towards the promotion of the licensing objectives.

#### Police objection

Northumbria Police wish to object to this application. We believe that the appointment of Julie SIMPSON as the DPS will undermine the licensing objective of prevention of crime and disorder.

Please  
Tick ✓

Have you made any representation relating to these premises before?

If Yes, please state the date of that representation

Day		Month		Year			
2	1	1	1	2	0	1	4

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

Previous representations were made on 21/11/2014 - to the appointment of DPS

#### How We Collect And Use Information

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**Part 3 – Signatures** (Please read guidance note 3)

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

Signature	Mick Lillico	Date	10 <sup>th</sup> February 2015
Capacity	Chief Inspector 7936		

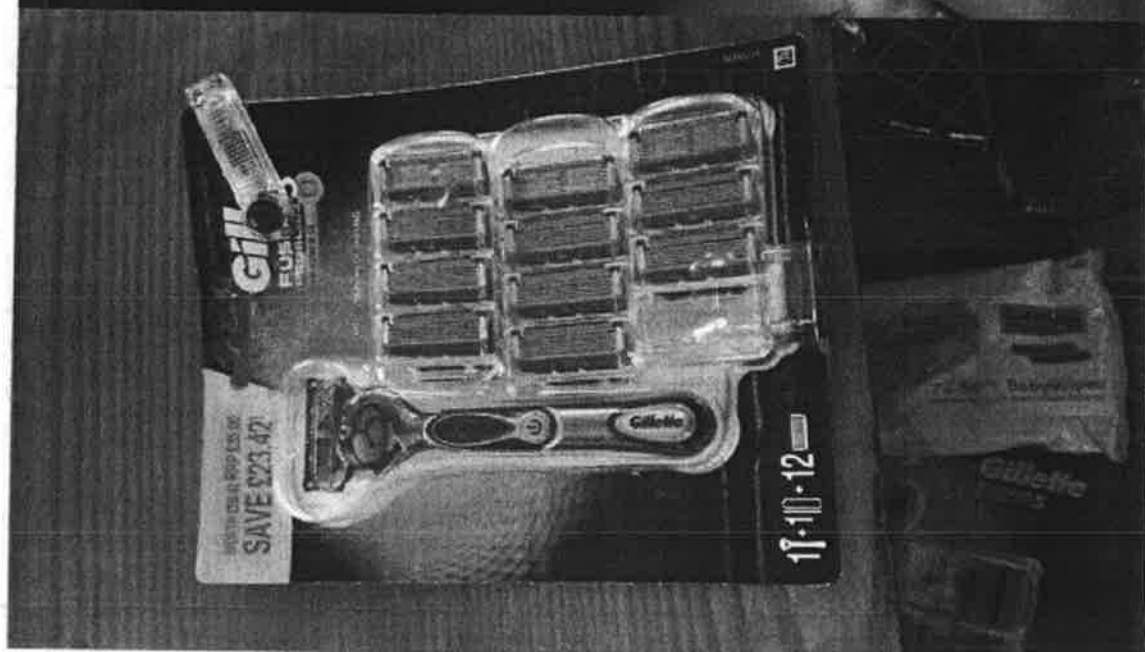
Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
Ivana Draper Licensing Co-ordinator 6544 Gateshead Central Police Station	
Post Town : Gateshead	Post Code NE8 1BN

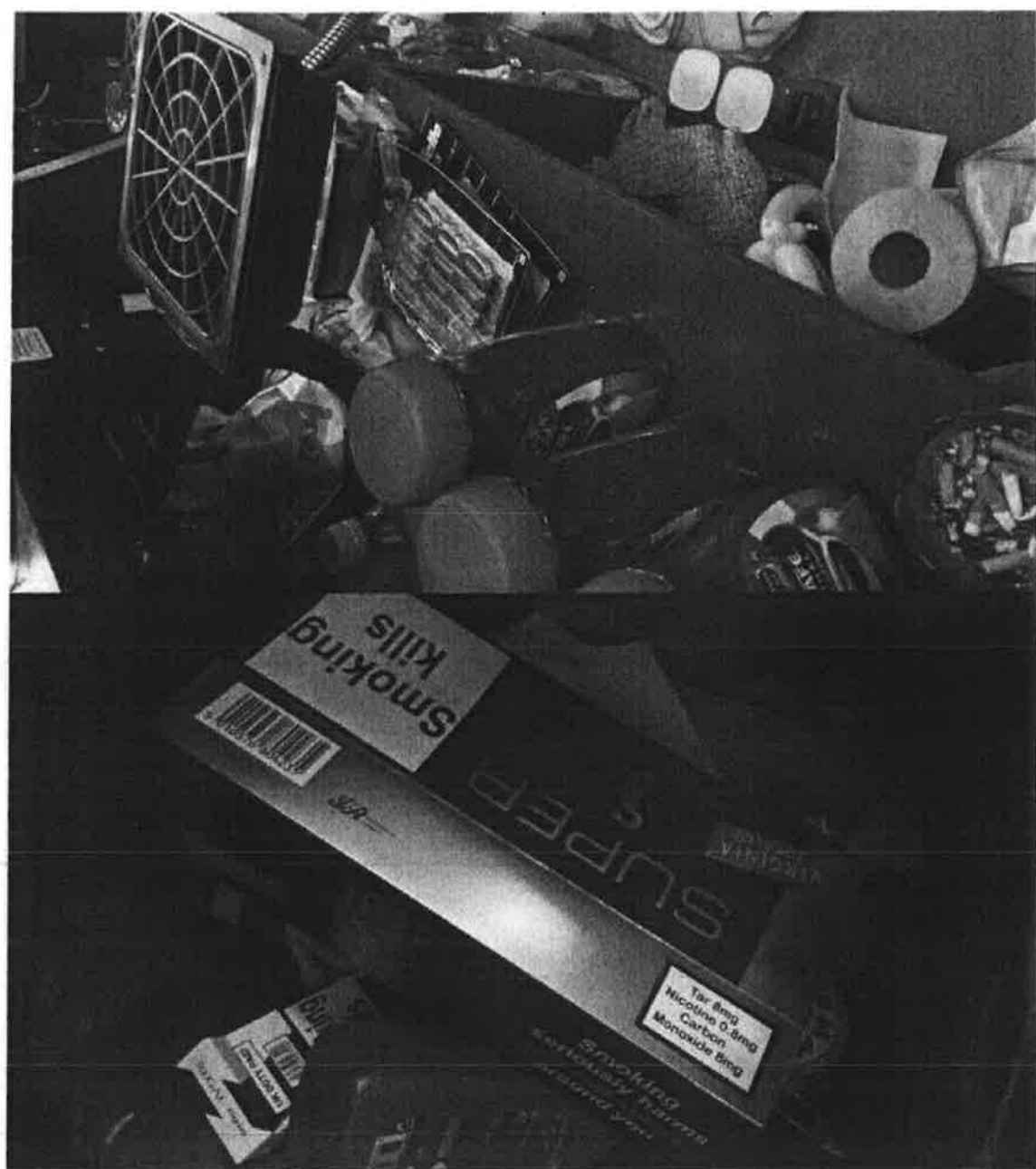
Telephone Number (if any)	0191/221 9136
E-mail Address (optional)	ivana.draper.6544@northumbria.pnn.police.uk

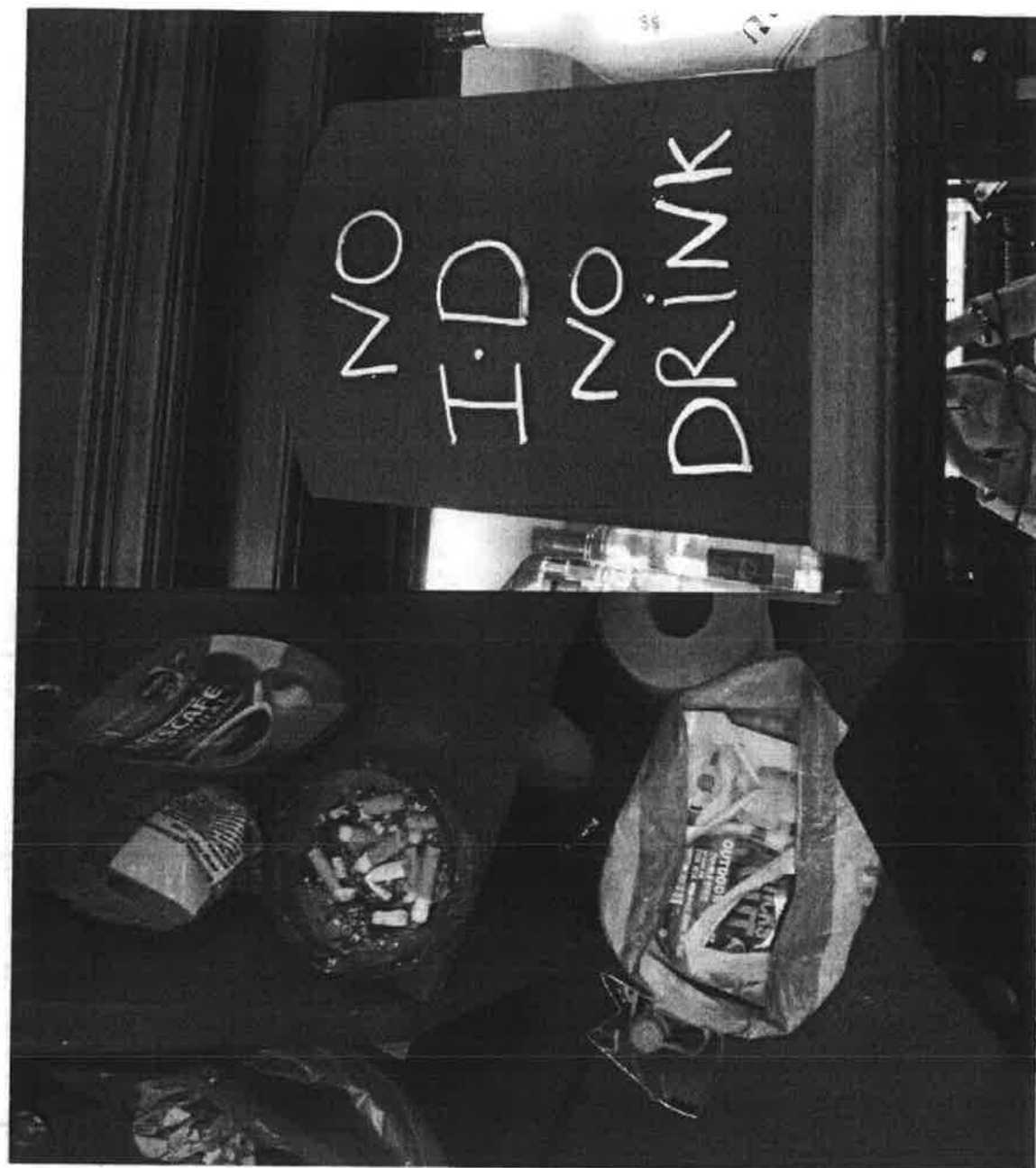
**Notes for Guidance**

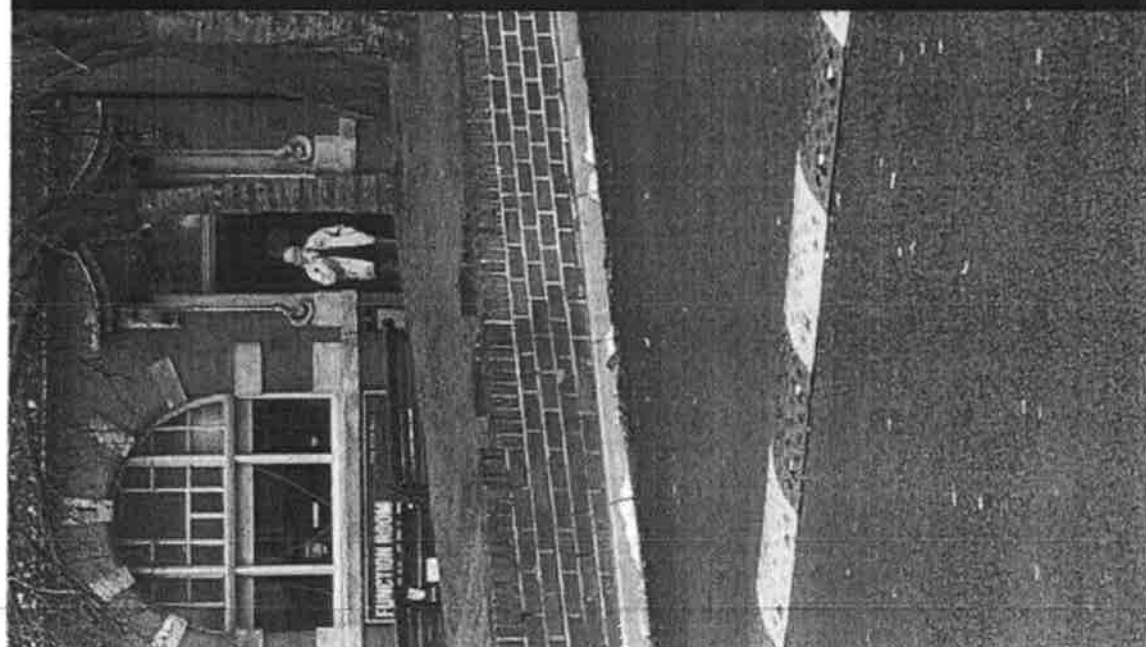
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5. This is the address which we shall use to correspond with you about this representation.
6. For further information about the Licensing Act 2003 please contact: The Licensing Act Section, Regulatory Services, Civic Centre, Regent Street, Gateshead Tyne and Wear NE8 1HH  
Tel: 0191 4333957 or 433 2297

















# Licensing Act 2003

## Premises Licence

 Premises Licence Number **00CH 01161**

### Part 1 - Premises Details

#### Postal address of premises, or if none, ordnance survey map reference or description

Blue Bell  
 Victoria Square  
 Felling

Post town Gateshead

Postcode NE10 9LX

Telephone number

#### Where the licence is time limited, the dates

Not applicable

#### Licensable activities authorised by the licence

1. The sale by retail of alcohol (indoors only)
2. The provision of regulated entertainment: (indoors only)  
 exhibition of films; indoor sporting events, live and recorded music; performance of dance; provision of facilities for making music and dancing
3. The provision of late night refreshment (indoors only)

#### The times the licence authorises the carrying out of licensable activities

##### For the supply of alcohol and the provision of regulated entertainment: (indoors only)

Sunday to Thursday	10:00 to 23:00 hours
Friday and Saturday	10:00 to 00:00 hours (midnight)
Sunday and Monday of Bank	
Holiday Weekends	10:00 to 00:00 hours (midnight)
Christmas Eve and Boxing Day	10:00 to 00:00 hours (midnight)

##### For the provision of late night refreshment: (indoors only)

Friday and Saturday	23:00 to 00:00 hours (midnight)
Sunday and Monday of Bank	
Holiday Weekends	23:00 to 00:00 hours (midnight)
Christmas Eve and Boxing Day	23:00 to 00:00 hours (midnight)

### The opening hours of the premises

Sunday to Thursday	10:00 to 23:30 hours
Friday and Saturday	10:00 to 00:30 hours
Sunday and Monday of Bank	
Holiday Weekends	10:00 to 00:30 hours
Christmas Eve and Boxing Day	10:00 to 00:30 hours

### Where the licence authorises supplies of alcohol, whether these are **On** and/or **Off** supplies

For consumption on and off the premises

## Part 2

### Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Admiral Taverns Piccadilly Limited  
Milton Gate  
60 Chiswell Street  
London  
EC1Y 4AG

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

07420758

### Name, address and telephone number of Designated Premises Supervisor where the premises licence authorises the sale of alcohol.

Julie Simpson  
23 Laurens Court  
Washington  
Tyne and Wear  
NE37 2EE

### Personal Licence number and issuing authority of personal licence held by Designated Premises Supervisor where the premises licence authorises the supply of alcohol.

00CMPER1014 Sunderland City Council

### Signature on behalf of the issuing licensing authority

Date Of Issue : 27 March 2015

*Elaine Rudman*

Environmental Health, Licensing and Enforcement Manager  
Communities and Environment

## Annex 1 - Mandatory Conditions

### Supply of alcohol

1. No supply of alcohol may be made under the premises licence;
  - (a) At a time when there is no designated premises supervisor in respect of the premises licence, or
  - (b) At a time when the designated premises supervisor does not hold a personal licence or his or her personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises  
  
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises-
  - (a) Games or other activities which require or encourage, or are designed to require or encourage, individuals to-
    - i. Drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
    - ii. Drink as much alcohol as possible (whether within a time limit or otherwise);
  - (b) Provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
  - (c) Provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) Selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) Dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. (1) The premises licence holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.  
  
(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.  
  
(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either –
  - (a) A holographic mark, or
  - (b) An ultraviolet feature.
6. The responsible person must ensure that –
  - (a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –

- i. Beer or cider: ½ pint;
  - ii. Gin, rum, vodka or whisky: 25ml or 35ml; and
  - iii. Still wine in a glass: 125ml.
- (b) These measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) Where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

**Prohibition on sale of alcohol below cost of duty plus VAT**

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1 –

- a. 'Duty' is to be construed in accordance with the Alcoholic Liquor Duties Act 1979.

- b. 'Permitted price' is the price found by applying the formula –

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

Where –

- i. P is the permitted price,
    - ii. D is the rate of duty chargeable in relation to the alcohol as if duty were charged on the date of the sale or supply of the alcohol, and
    - iii. V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol.
  - c. 'Relevant person' means, in relation to premises in respect of which there is in force a premises licence –
    - i. The holder of the premises licence,
    - ii. The designated premises supervisor (if any) in respect of such a licence, or
    - iii. The personal licence holder who makes or authorises a supply of alcohol under such a licence.
  - d. 'Relevant person' means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question, and
  - e. 'value added tax' means value added tax charged in accordance with the Value Added Tax Act 1994.

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

- 4.

- a. Sub-paragraph b below applies where the permitted price given by paragraph b of paragraph 2 on a day ('the first day') would be different from the permitted price on the next day ('the second day') as a result of a change to the rate of duty or value added tax.
  - b. The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## Exhibition of films

1. Admission of children to the exhibition of any film is to be restricted in accordance with the recommendations made by the specified film classification body.
2. Where –
  - a. The film classification body is not specified in the licence, or
  - b. The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,

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

3. In this section –
  - a. 'Children' means persons aged under 18, and
  - b. 'Film classification body' means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability for video works for classification).

## Door Supervision

Any person(s) required to be on the premises to carry out a security activity must be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001 or be entitled to carry out that activity by virtue of Section 4 of that Act.

## Annex 2 - Conditions consistent with the operating schedule.

1. Alcohol shall not be sold or supplied except during the hours set out in the Licence.
2. Condition 1 does not prohibit:
  - (a) during the first thirty minutes after the above hours the consumption of alcohol previously supplied.
  - (b) during the first thirty minutes after the above hours, the taking of alcohol from the premises.
  - (c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there
  - (d) consumption of the alcohol on the premises by or the taking or supply of alcohol to any person residing in the premises
3. Regulated entertainment shall not be provided except during the hours set out in the Licence.
4. All doors and windows must be kept closed during the performance of regulated entertainment. In addition, a noise control scheme must be provided or effective management measures employed to control possible noise emissions from the premises during the performance of regulated entertainment.
5. The maximum occupancy of the building including staff and performers shall be **100 persons**. This number shall be indicated by a fixed notice bearing the words "Maximum Occupancy" with letters not less than 20mm high, conspicuously sited in this part of the premises.
6. Late night refreshment shall not be provided except during the hours set out in the Licence.
7. The Licence Holder, Designated Premises Supervisor (if any) or some responsible person over the age of 18 years nominated by the Licence Holder in writing, shall be in charge and present in the licensed premises at all times when they are open for the purpose of this Licence, and there shall also be during such times, a sufficient staff of competent attendants on duty on the premises for the purpose of securing safety. The person in charge shall not be engaged in any duty which will prevent him from exercising a general supervision.
8. The premises shall not be used for a closely seated audience, except in accordance with plans previously submitted to and approved by the Licensing Authority. A copy of the seating plans shall be kept readily available at the premises and shall be shown to any inspecting officer on request.

9. No drunkenness or disorder shall be permitted in the licensed premises.
10. No exhibition, demonstration or performance of hypnotism shall take place at the premises except with the written approval of the Licensing Authority and subject to any conditions attached to such approval. Application for consent shall be made, and a detailed description of the proposed event furnished to the Licensing Authority not less than 14 days before the day on which it is to take place.
11. In the case of those special effects with safety implications listed below the Licence holder shall give at least 10 working days notice to the Licensing Authority of their proposed use
12. Except with the prior written approval of the licensing authority and subject to any conditions which may be attached to such approval no special effects shall be used on the premises.
  - (a) Special effects include:
    - i. dry ice machines and cryogenic fog
    - ii. smoke machines and fog generators
    - iii. pyrotechnics, including fireworks
    - iv. real flame
    - v. firearms
    - vi. motor vehicles
    - vii. strobe lighting
    - viii. Lasers (see HSE guide 'The radiation safety of lasers used for display purposes' HS(G)95 and BS en 60825 'Safety of laser products')
    - ix. explosives and highly flammable substances
13. The Licence Holder shall ensure that no noise or vibration emanating from the licensed premises is such as to cause a nuisance to persons in the vicinity
14. The Licence Holder, shall be fully and totally responsible for the carrying out of each and every one for these terms and conditions, and for the safety of persons and employees on the premises in the event of emergency.
15. The licence holder shall ensure that a register is kept at the licenced premises in a form approved by the licensing authority showing the following details for each period of duty of any door supervisors employed at the premises, namely:
  - (a) Name, date of birth, registration details and residential address
  - (b) Date and time when that person commenced duty with a signed acknowledgement by that person
  - (c) The date and time when that person finished duty with a signed acknowledgement by that person
  - (d) Details of any times during the above period when that person was not on duty, with a signed acknowledgement by that person
16. No patrons shall be allowed to leave the premises whilst in the possession of any drinking vessel or open glass bottle, whether empty or containing any beverage. (Note: this condition shall not apply to patrons who have purchased beverages for consumption in any Beer Garden within the curtilage of the premises).
17. No persons carrying open or sealed glass bottles shall be admitted to the premises at any time that the premises are open for any licensable activity.
18. Clear and legible notices shall be displayed at exits requesting the patrons to leave quietly having regard to the needs of local residents. In particular, the need to refrain from shouting, slamming car doors and sounding car horns shall be emphasised.
19. Noise and vibration from regulated entertainment shall not be audible at the nearest noise sensitive location.
20. Children under the age of 16 years shall not be permitted to enter the premises after 21:00 hours.
21. A CCTV system shall be designed, installed and maintained in proper working order, to the satisfaction of the Licensing Authority and in consultation with Northumbria Police. Such a system shall:-
  - (a) Ensure coverage of all entrances and exits to the licensed premises.
  - (b) Ensure coverage of such other areas as may reasonably be required by the Licensing Authority and Northumbria Police.
  - (c) Provide continuous recording facilities for each camera to a good standard of clarity. Such recordings shall be retained (on tape or otherwise) for a period of 28 days and shall be supplied to the Licensing Authority or a Police Officer upon request.

- (d) Be in operation at all times the premises are in use, with a member of staff capable of downloading the recording for Police Officers on request.
22. There will be a member of staff available to operate, maintain, download and access the CCTV system at the request of the Licensing Officer and Police.
23. A 'Challenge 21' policy shall be adopted ensuring that all members of staff at the premises shall refuse to sell alcohol to anyone who appears to be under the age of 21 and who is seeking to purchase alcohol unless that person provides credible photographic proof of age evidence.
24. Implementing and maintaining a 'Challenge 21' policy, including staff training to prevent underage sales, and ensuring that all members of staff at the premises shall seek credible photographic proof of age evidence from any person who appears to be under the age of 21 and who is seeking to purchase cigarettes and/or alcohol. Such credible evidence, which shall include a photograph of the customer, will either be a passport, photographic driving licence or Proof of Age card carrying a 'PASS' logo.
25. An incident book shall be maintained recording any criminal/anti-social behaviour whether or not it has been reported to Police or the Licensing Authority.
26. A refusals register shall be maintained and updated on a regular basis and shall be made available to the Licensing Officer and Police upon request.
27. Accurate training records are to be kept for all staff and renewed on a 6 monthly basis.
28. The Designated Premises Supervisor shall ensure that at all times when the premises are open there is sufficient, competent staff on duty at the premises for the purpose of fulfilling the terms and conditions of the Licence and for preventing crime and disorder.

#### Annex 3 - Conditions attached after a hearing with the Licensing Authority

Not applicable

#### Annex 4 - Copy of plan



## APPENDIX 1

### LICENSING ACT 2003 - POOL OF MODEL CONDITIONS

#### CONDITIONS RELATING TO THE PREVENTION OF CRIME AND DISORDER

1. The Licensee, that is the person in whose name the Premises Licence is issued, shall ensure that at all times when the premises are open for any licensable activity, there are sufficient, competent staff on duty at the premises for the purpose of fulfilling the terms and conditions of the Licence and for preventing crime and disorder.
2. The Licensee shall ensure that on each day that door supervisors are engaged for duty at the premises, their details (names and licence numbers) are recorded in an appropriate book kept at the premises. In conjunction with this record book, the licensee shall also keep an incident book. This record book and incident book must be available for inspection by the Police or Authorised Officer at all times when the premises are open.
3. Glass bottles containing beverages of any kind shall not be left in the possession of any patrons after service and following the discharge of the contents into an appropriate glass or drinking vessel.
4. Glass bottles containing wine may be sold for consumption with a meal taken at a table, by customers who are seated in an area set aside exclusively for patrons taking table meals.
5. No persons carrying open or sealed glass bottles shall be admitted to the premises at any time that the premises are open for any licensable activity.
6. One pint and half pint capacity drinking glasses, and highball (tumbler) drinking glasses, in which drinks are served, shall be of strengthened glass (tempered glassware) or of a material whereby in the event of breakage, the glass will fragment with no sharp edges being left. Alternatively, drinks may be served in non-glassware drinking vessels (e.g. plastic, polystyrene, waxed paper).  
(Note. Weights and measures legislation requires the use of "stamped glasses" where "meter-measuring equipment" is not in use.)
7. No glass drinking vessels or glass bottles shall be permitted (in the areas described in the attached schedule and delineated on the approved plan.)
8. No patrons shall be allowed to leave the premises whilst in the possession of any drinking vessel or open glass bottle, whether empty or containing any beverage.  
(Note. This condition shall not apply to patrons who have purchased beverages for consumption off the premises (within the curtilage of the premises licensed area or in the area covered by a Pavement Café Licence) with the express consent of the Licensee, designated premises supervisor or responsible person.)
9. The Licensee and designated premises supervisor shall ensure that there are effective management arrangements in place to enable them to know how many persons there are in the premises at all times when the premises are open for a licensable activity.

10. The maximum number of persons permitted to assemble on the licensed premises, or relevant part of the licensed premises shall be indicated by a fixed notice bearing the words "Maximum Occupancy" with letters and numbers not less than 20 mm high, conspicuously sited at each relevant part of the premises and at the reception point.
11. All members of staff at the premises including Door Supervisors shall seek "credible photographic proof of age evidence" from any person who appears to be under the age of 25 years and who is seeking access to the premises or is seeking to purchase or consume alcohol on the premises. Such credible evidence, which shall include a photograph of the customer, will either be a passport, photographic driving licence, or Proof of Age card carrying a "PASS" logo.
12. A suitably worded sign of sufficient size and clarity shall be displayed at the point of entry to the premises and in a suitable location at any points of sale, advising customers that they may be asked to produce evidence of their age.
13. A conspicuous notice shall be displayed on or immediately outside the premises adjacent to the entrance to the premises which gives details of times when the premises are permitted to be open for any licensable activity.
14. A conspicuous notice shall be displayed on, or immediately outside the premises, or immediately adjacent to the premises, which gives details of any restrictions relating to the admission of children to the premises.
15. A CCTV system shall be designed, installed and maintained in proper working order, to the satisfaction of the Licensing Authority and in consultation with Northumbria Police. Such a system shall:
  - Ensure coverage of all entrances and exits to the Licensed Premises internally and externally,
  - The till area
  - Ensure coverage of such other areas as may be required by the Licensing Authority and Northumbria Police.
  - Provide continuous recording facilities for each camera to a good standard of clarity. Such recordings shall be retained (on tape or otherwise) for a period of 28 days, and shall be supplied to the Licensing Authority or a Police Officer on request.
  - Be in operation at all times the premises are in use.
16. The Premises Licence Holder and Designated Premises Supervisor shall co-operate with any reasonable crime prevention initiative which are promoted by the Licensing Officer at Gateshead Police Station from time to time.
17. The Premises Licence Holder and Designated Premises Supervisor shall comply with any reasonable measures required by the Licensing Authority from time to time relating to preventing the sale of alcohol to children.
18. A 'Challenge 25' policy shall be adopted, ensuring that all members of staff at the premises shall refuse to sell alcohol to anyone who appears to be under the age of

- 25 and who is seeking to purchase alcohol unless that person provides credible photographic proof of age evidence.
19. Implementing and maintaining a 'Challenge 25' policy, including staff training to prevent underage sales, and ensuring that all members of staff at the premises shall seek credible photographic proof of age evidence from any person who appears to be under the age of 25 and who is seeking to purchase cigarettes and/or alcohol. Such credible evidence, which shall include a photograph of the customer, will either be a passport, photographic driving licence, or Proof of Age card carrying a 'PASS' logo.
  20. Staff are to be made aware of 'proxy sales' and shall refuse sales of alcohol to adults who they suspect are buying alcohol on behalf of children.
  21. Staff shall refuse to sell age restricted products to any adult who they suspect to be passing age restricted products to under age children (i.e. proxy sales). Details of these refusals should also be kept in the ledger.
  22. Staff are to be given sufficient training agreed with the Licensing Authority in the control of age-restricted products, refresher training for existing staff and training for all new staff.
  23. Accurate training records are to be kept for all staff involved in sales of age-restricted products.
  24. A refusals ledger shall be maintained, and made available to Local Authority enforcement officers on request. Refusals to be supported by the CCTV cameras.
  25. Staff are to be provided with an unobstructed view of the area immediately outside the shop and entrance.
  26. Persons under the age of 18 shall only be allowed to enter or remain on the premises prior to 21:00 hours each day, and only when accompanied by a responsible adult, and with the discretion of the Designated Premises Supervisor.
  27. No person carrying open or sealed glass bottles shall be admitted to the premises at any time that the premises are open for any licensable activity.
  28. There shall be displayed suitably worded signage of sufficient size and clarity at the point of entry to the premises and in a suitable location at any points of sale advising customers that underage sales of alcohol are illegal and that they may be asked to produce evidence of their age.

#### CONDITIONS RELATING TO PUBLIC SAFETY

29. Notices detailing the actions to be taken in the event of fire or other emergency, including how to summon the fire brigade shall be prominently displayed and protected from damage and deterioration.
30. Temporary electrical wiring and distribution systems shall not be provided without notification to the licensing authority at least ten days before commencement of the

- work and prior inspection by a suitable qualified electrician. Premises shall not be opened to the public until the work is deemed satisfactory by the above parties.
31. Where it is not possible to give ten days notification to the licensing authority of provision of temporary electrical wiring and distribution systems, the work shall be undertaken by competent, qualified persons.
  32. All temporary electrical wiring and distribution systems shall be inspected and certified by a competent person before they are put to use.
  33. An appropriately qualified medical practitioner shall be present throughout a sports entertainment involving boxing, wrestling, judo, karate or similar.
  34. Where a ring is constructed for the purposes of boxing, wrestling or similar sports, it must be constructed by a competent person, and inspected by a Building Control Officer of the Council (at the cost of the applicant). Any material used to form the skirt around the ring must be flame retardant.
  35. At any wrestling or other entertainment of a similar nature, members of the public shall not occupy any seat within 2.5 metres of the ring.
  36. Any Licensee wishing to hold a 'Total Fighting' event on the licensed premises shall first apply to the Council for a variation of this licence and in the event that such application is granted, shall comply with any additional conditions that may be imposed. The term 'Total Fighting' shall include any 'full contact' martial arts involving the combined codes of judo, karate and ju-jitsu, judo, sombo and Olympic wrestling or any other mixed martial arts.
  37. At water sports entertainments, staff adequately trained in rescue and life safety procedures shall be stationed and remain within the vicinity of the water at all material times.

#### CONDITIONS RELATING TO PUBLIC SAFETY IN THEATRES, CINEMAS, CONCERT HALLS AND SIMILAR PLACES

38. The number of attendants on each floor in a closely seated auditorium shall be as set out on the table below:

Number of members of the audience present on a floor	Minimum number of attendants required to be present on that floor
1	One
101	Two
251	Three
501	Four
751	Five
And one additional attendant for each additional 250 persons (or part thereof)	

39. Attendants shall not be engaged in any duties that would hinder the prompt discharge of their duties in the event of an emergency or entail their absence from that floor or auditorium where they are on duty.
40. All attendants shall be readily identifiable to the audience (but this need not entail the wearing of a uniform).
41. The premises shall not be used for a closely seated audience except in accordance with a seating plan(s), a copy of which is available at the premises and shall be shown to any authorised person on request.
42. No article shall be attached to the back of any seat which would reduce the clear width of seatways or cause a tripping hazard or obstruction.
43. A copy of any certificate relating to the design, construction and loading of any temporary seating shall be kept available at the premises and shall be shown to any authorised person on request.
44. Sitting on floors shall not be permitted except where authorised in the premises licence or club premises certificate.
45. Waiting or standing shall not be permitted except in areas designated in the premises licence or club premises certificate.
46. In no circumstances shall anyone be permitted to:
  - sit in any gangway;
  - stand or sit in front of any exit; or
  - stand or sit on any staircase including any landings.
47. Except as authorised by the premises licence or club premises certificate, no drinks shall be sold to, or be consumed by a closely seated audience except in plastic and paper containers.
48. Clothing or other objects shall not be placed over balcony rails or upon balcony fronts.
49. Any special effects or mechanical installation shall be arranged and stored to minimise any risk to the safety of the audience, the performers and staff.
50. Except with the prior written approval of the Council and subject to any conditions, which may be attached to such approval no special effects shall be used on the premises.

Special effects include:

- dry ice machines and cryogenic fog;
- smoke machines and fog generators;
- pyrotechnics, including fireworks;
- real flame;
- firearms;

- motor vehicles;
- strobe lighting;
- lasers (see HSE Guide 'The Radiation Safety of Lasers used for display purposes' [HS(G)95] and BS EN 60825: 'Safety of laser products');
- explosives and highly flammable substances.

51. Where premises used for film exhibitions are equipped with a staff alerting system the number of attendants present shall be as set out in the table below:

Number of members of the audience present on the premises	Minimum number of attendants required to be on duty	Minimum number of other staff on the premises who are available to assist in the event of an emergency
1 - 500	Two	One
501 - 1000	Three	Two
1001 - 1500	Four	Four
1501 or more	Five plus one for every 500 (or part thereof) persons over 2000 on the premises	Five plus one for every 500 (or part thereof) persons over 2000 on the premises

52. Staff shall not be considered as being available to assist in the event of an emergency if they are:
- the holder of the premises licence or the manager on duty at the premises; or
  - a member of staff whose normal duties or responsibilities are likely to significantly affect or delay his response in an emergency situation; or
  - a member of staff whose usual location when on duty is more than 60 metres from the location to which he is required to go on being alerted to an emergency situation.
53. Attendants shall as far as reasonably practicable be evenly distributed throughout all parts of the premises to which the public have access and keep under observation all parts of the premises to which the audience have access.
54. The staff alerting system shall be maintained in working order and be in operation at all times the premises are in use.
55. The level of lighting in the auditorium shall be as great as possible consistent with the effective presentation of the film; and the level of illumination maintained in the auditorium during the showing of films would normally be regarded as satisfactory if it complies with the standards specified in BS CP 1007 (Maintained Lighting for Cinemas).

## CONDITIONS RELATING TO PUBLIC NUISANCE

56. Windows, doors and fire escapes shall remain closed during proposed entertainment events within the premises
57. Noise generated by amplified music shall be controlled by a noise limiting device set at a level determined by the Local Authority Environmental Health Officer, such level being confirmed in writing to the Licensee.
58. Noise limiting devices, once set, cannot be reset or adjusted without consultation with the Local Authority Environmental Health Officer.
59. The lobby doors at the premises shall be kept closed except for access and egress. Door staff shall supervise to ensure that the doors are maintained closed as far as possible when public entertainment is taking place.
60. Clear and legible notices shall be displayed at exits and other circulatory areas requesting patrons to leave the premises having regard to the needs of local residents. In particular, the need to refrain from shouting, slamming car doors and the sounding of car horns shall be emphasised.
61. The premises personal licence holder, designated premise supervisor and door supervisor shall monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary.
62. Noise and vibration from regulated entertainment shall not be audible at the nearest noise sensitive premises
63. There shall be provided at sufficient regular intervals throughout the premises and grounds, litter bins which shall be emptied and waste removed on a frequent basis, and staff and attendants shall as far as reasonably practicable ensure that the public, members and guests do not litter.

## CONDITONS RELATING TO THE PREVENTION OF HARM TO CHILDREN

64. Children under 18 years will not be allowed access to the premises.
65. The club premises certificate holder shall ensure that all attendants (including volunteers and staff) who are to supervise children have been properly vetted (by an enhanced DBS check) and have no convictions that would make them unsuitable to supervise children.
66. There shall be child protection policies agreed with the Licensing Authority and actioned accordingly.