

LICENSING SUB-COMMITTEE C

A meeting of the Licensing Sub-Committee C was held on 13 March 2013.

PRESENT: Councillors Taylor (Chair), Arundale and P Sharrocks

OFFICERS: M Caveney, S Harker and T Hodgkinson

APOLOGIES FOR ABSENCE There were no apologies for absence.

DECLARATIONS OF INTERESTS

There were no Declarations of Interest at this point in the meeting.

12/10 EXCLUSION OF PRESS AND PUBLIC

ORDERED that the press and public be excluded from the meeting for the following item on the grounds that, if present, there would be disclosure to them of exempt information as defined in Paragraph 14 (2), of the Licensing Act 2003 (Hearings) Regulations 2005 and that the public interest in maintaining the exemption outweighed the public interest in disclosing the information.

12/11 LICENSING ACT 2003 - PREMISES LICENCE - PAVILLION ARENA 1664 - 208 NEWPORT ROAD, MIDDLESBROUGH - MBRO/PR0354

The Principal Licensing Officer reminded Members of the background to the Review of the Premises Licence for the Pavillion Arena. Prior to an appeal hearing due to be held in February 2013, the Pavillion Arena's legal representative had approached Cleveland Police with a view to reaching a compromise by amending several of the conditions on the Premises Licence.

The Principal Licensing Officer tabled a copy of the decision letter in respect of the Review of the Premises Licence held between 24 and 26 July 2012 and a copy of the proposed revised conditions.

Members discussed each proposed revised condition in relation to the conditions previously agreed by the Committee on 26 July 2012. Legal advice was available at the meeting.

DECISION

The revised conditions were agreed as follows:

1. The hours shall be Sunday to Thursday 11 am to 3 am last sale of alcohol with all other licensable activities to finish as 3.30 am and premises closed at 3.30 am (with the exception of Sundays preceding bank holidays and boxing day where the hours shall be the same as Friday and Saturdays) - Friday to Saturday 11 am to 4.00 am last sale of alcohol with all other licensable activities to finish at 4.30 am and premises closed at 4.30 am.
2. On the commencement of British Summer Time one hour shall be added to the specified finish times.
3. Condition 1.1 shall be worded thus - 1.1 The design and specification of the CCTV system shall be of quality which has been approved by the Licensing Authority in consultation with the Police and signed off as agreed by no later than 28 days following a consultation at the premises. (No later than 1 May 2013).
4. Condition 1.3 shall be worded 1.3 - A monitor to be provided in the foyer/entrance to the premises showing images of patrons entering the premises, the monitor shall be a minimum of a 28 inch screen size and be positioned in such a prominent position in order for patrons to take notice.

5. Condition 3 to be worded - 3) The premises shall be risk assessed to determine the need to implement plastic glasses and the decanting of bottles to prevent crime and disorder. This risk assessment shall be done for each night when the premises are open to the public. The risk assessment should be retained for a minimum period of 12 months and be made available to Police and other Responsible Authorities for inspection on request. The risk assessment must include, but is not limited to consideration of:-

- the anticipated number of customers
- the anticipated age of customers
- the event, in particular the type/nature of entertainment
- any previous history associated with similar events held
- when provided, any advice, guidance and concerns of the Police and other Responsible Authorities

6. Condition 7 agreed to be worded 7 - On any occasion when the premises are open and until the last customer has been dispersed safely from the premises, the following minimum deployment of SIA registered door staff shall be made:-

Customers inside the premises	Door Staff
1-199 (smoking solution is in operation)	2 (3 if the
200-299	4
300-399	5
400-499	6
500-599	7
600-699	8
700-799	9
800+	10

7. Condition 8 to be worded 8 - The smoking area shall be enclosed with metal, mesh fencing (minimum height of 1.5 metres) up to the front door of the premises to stop people who are not permitted into the premises from gaining access to it and it shall be supervised by a member of the door staff at all times it is in operation. Such supervision will be in person and not by a monitor.

8. Condition 11 shall be worded 11 - The premises shall operate a challenge 25 policy. No person shall be permitted entry to the premises who fails the challenge 25 policy. Any person who appears to be under the age of 25 will be required to provide photographic identification to prove they are over 18 years of age before entry is permitted. Passports, photo card driving licences or PASS logo identity cards only, to be accepted as proof of age.

9. Condition 12 shall be worded 12 - Every person entering the premises producing ID in compliance with Condition 11 shall have their photographic identification scanned by the Scannet system.

10. Condition 17 shall be worded 17 - An APEX pub watch radio or similar system shall be used at the venue to inform Police and other venues when a person is refused entry who poses a risk of undermining the Licensing Objectives.

11. Condition 18 shall be worded 18 - The Premises Licence holder shall operate a membership scheme which will electronically retain details of the applicant's name, address, date of birth and photograph. Entry will not be permitted to the premises after 2 am on a Friday and Saturday unless a person is verified as a member of the Arena via the electronic membership database.

12. Condition 19 to be removed.

13. Conditions 20 and 21 to be removed.

14. Condition 22 shall be worded 22 - The premises shall operate a dispersal policy. The

venue will consult on this policy with the Police and Licensing Authority with the purpose of keeping it under review to make improvements when necessary.