

**FOR THE CHAIR AND MEMBERS OF  
THE LICENSING SUB-COMMITTEE  
FOR 6 SEPTEMBER 2013**

**APPLICATION FOR TEMPORARY EVENT NOTICE**

**Premises User:** Barry Joseph Faulkner

**Ref.No.** MBRO/PR0311

**Premises:** La Pharmacie and Medicine Bar, 72-80 Corporation Road, Middlesbrough, TS1 2RF

**Application received:** 27 August 2013

**Summary of the nature of the proposed event:** After Party from Middlesbrough Empire, pre-sale tickets only, DJ's

**Summary of proposed date and time of event:** From the end of permitted hours on 27 December 2013 to 8am on 27 December 2013.

**Full details of the application have been reproduced at Appendix 1.**

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**1. Notification to Relevant Persons**

A copy of the notice was served on Cleveland Police and the Council's Environmental Health Officer on 27 August 2013.

**2. Legislation**

The Licensing Act 2003 allows for the issue of a Temporary Events Notice (TENS) which permits licensable activities on a temporary basis without the need for a premises licence. They are often used for venues which do not have the benefit of a premises licence and by existing premises licence holders to extend the hours for licensable activities.

There are a number of limitations imposed by the Licensing Act 2003 on the use of Temporary Events Notices. These include:-

- A maximum of 499 to attend the event at any one time.
- A maximum of 12 TENS may be given in a calendar year for any particular premises.
- A maximum duration of 168 hours (7 days) for any event authorised by a TENS.
- A maximum total duration of events authorised by a TENS in relation to individual premises (21 days in a calendar year).
- A minimum period of 24 hours between events authorised under separate TENS for the same premises.

The Licensing Act 2003 permits only the Police and Environmental Health Officer to object to a TENS on the basis of any of the 4 licensing objectives.

### 3. Background

The premises consists of a late restaurant, bar and nightclub situated in Middlesbrough town centre trading with the benefit of a Premises Licence. The terminal hours for licensable activities in accordance with the current Premises Licence is 3am. The current premises licence is reproduced at Appendix 2 of this report.

### 4. The Objection

On 29 August 2013 an objection notice was received from Cleveland Police under Section 104 Licensing Act 2003 which objects to the Temporary Event Notice on the grounds of the prevention of crime and disorder, the prevention of public nuisance and public safety. A copy of this notice is attached at Appendix 3.

### 5. The Licensing Policy

Members are referred to the following relevant sections of the Council's Licensing Policy.

Prevention of Nuisance	starting at page 23
Public Safety	starting at page 30
Crime and Disorder	starting at page 32

And any other sections of the Policy which Members consider to be relevant.

### 6. Guidance to the Licensing Act 2003

Members are referred to the following relevant sections of the Guidance.

Temporary Event Notices	starting at paragraph 7.1
Crime and Disorder	starting at paragraph 2.1
Public Safety	starting at paragraph 2.8
Public Nuisance	starting at paragraph 2.18

And any other sections of the Guidance which Members consider to be relevant.

### 7. Members' Options

Members may consider the following options:

1. To allow the Temporary Event to take place consistent with the application.
2. To allow the Temporary Event to take place with the imposition of one or more of the conditions from the existing premises licence.
3. Uphold the objection by the Police on the grounds of the prevention of crime and disorder and issue a counter notice to the premises user under Section 105(3) Licensing Act 2003.

Members are reminded that any aggrieved party (i.e. Premises User, Chief Officer of Police) may appeal any decision of the Licensing Committee to the Magistrates Courts.

Contact Officer: Sarah Morris  
Senior Licensing Officer  
Tel. 728716

3 September 2013

**Admin use only:**

Decision:

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Middlesbrough  
Council



Temporary Event Notice

Before completing this notice please read the guidance notes at the end of the notice. If you are completing this notice by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written or typed in black ink. Use additional sheets if necessary.

You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under Section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)			
1. Your name			
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname	FAULKNER		
Forenames	BARRY JOSEPH		
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)			
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname	AS ARSCHE		
Forenames			
3. Your date of birth	Day 11	Month 12	Year 1971
4. Your place of birth	1		
5. National Insurance Number	1		
6. Your current address (We will use this address to complete the separate correspondence box below)			ess you

MIDDLESBROUGH COUNCIL  
27 AUG 2013  
COMMUNITY PROTECTION SERVICE

8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)	
Post town	Post code
9. Alternative contact details (if applicable)	
Telephone numbers: Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail Address (if available)	

<b>2. The premises</b>	
Please give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references) (Please read note 2)	
LA PHARMACIE + MEDICINE BAR 72-80 CORPORATION ROAD MIDDLESBROUGH TS1-2RX	
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.	
Premises licence number	MBRO/PRO311/065661
Club premises certificate number	
If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)	
ALL OF PREMISES	
Please describe the nature of the premises below. (Please read note 4)	
RESTAURANT BAR + NIGHT CLUB	
Please describe the nature of the event below. (Please read note 5)	
AFTER PARTY FROM EMPHIRE DJ'S, (PRE SALE TICKETS ONLY)	

**3. The licensable activities**

Please state the licensable activities that you intend to carry on at the premises (please mark an "X" next to the licensable activities you intend to carry on). (Please read note 6)

The sale by retail of alcohol	<input checked="" type="checkbox"/>
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>
The provision of regulated entertainment	<input checked="" type="checkbox"/>
The provision of late night refreshment	<input type="checkbox"/>
Are you giving a late temporary event notice? (Please read note 7)	<input checked="" type="checkbox"/>
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)	

*BOXING DAY 26<sup>TH</sup> DECEMBER 2023 / 27<sup>TH</sup> DEC 2023*

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)

*The SAM SAM*

Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)

*100*

If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please mark an "X" next to the appropriate box). (Please read note 11)	On the premises only	<input checked="" type="checkbox"/>
	Off the premises only	<input type="checkbox"/>
	Both	<input type="checkbox"/>

**4. Personal licence holders (Please read note 12)**

Do you currently hold a valid personal licence? (Please mark an "X" in the box that applies to you)

Yes  No

If "Yes" please provide the details of your personal licence below.

Issuing licensing authority	
Licence number	
Date of issue	
Date of expiry	
Any further relevant details	

5. Previous temporary event notices you have given (Please read note 13)		
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice? (Please mark an "X" in the box that applies to you)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
If answering yes, please state the number of temporary event notices you have given for events in that same calendar year	1	
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes <input checked="" type="checkbox"/>	No <input checked="" type="checkbox"/>

6. Associates and business colleagues (Please read note 14)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices your associate(s) have given for events in the same calendar year	Yes <input type="checkbox"/> No <input type="checkbox"/>	
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? (Please mark an "X" in the box that applies to you)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
If answering yes, please state the total number of temporary event notices your business colleague(s) have given for events in the same calendar year.	1	
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

7. Checklist (Please read note 15)	
(Small) Please mark the appropriate boxes with an "X"	
Send at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Send a copy of this notice to the chief officer of police for the area in which the premises are situated	<input checked="" type="checkbox"/>
Send a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input checked="" type="checkbox"/>
If the premises are situated in one or more licensing authority areas, send at least one copy of this notice to each additional licensing authority	<input type="checkbox"/>

If the premises are situated in one or more police areas, send a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, send a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Make or enclose payment of the fee for the application	<input checked="" type="checkbox"/>
Sign the declaration in Section 9 below	<input type="checkbox"/>

**8. Condition (Please read note 16)**

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

**9. Declarations (Please read note 17)**

The information contained in this form is correct to the best of my knowledge and belief.

I understand that it is an offence:

(i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale; and

(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.

Signature	<i>MARY JOSEPH FARRAR</i>
Date	<i>27th AUGUST 2013</i>
Name of Person signing	<i>MJ</i>

For completion by the licensing authority

**10. Acknowledgement (Please read note 18)**

I acknowledge receipt of this temporary event notice.

Signature	
Date	
Name of Officer signing	

On behalf of the licensing authority

TK 011

# MEDICINE BAR

F.A.O licensing police & council licensing department,

Your records will show that since a meeting with the licensing police several months ago - where a few issues concerning previous temporary event notices had been raised- I have not applied for any temporary event notices.

As you can see; I have applied for two temporary event notices today, these are for what I would consider two very special parties one (5am) is a tenth birthday celebration for a promotion here at the club, which will be showcasing a great French live music act, and the other (8 am) is a due to a massive event at the empire hosting four high-profile DJ's from around the world which will tie in with the Medicine Bar.

I am confident that with your advice, my attention to detail and our policies to public safety both events can be both safely and successfully carried out with minimum worry.

If you have any questions or thoughts regarding these applications, don't hesitate to contact me.

Kind regards



Barry Joseph Faulkner



The Medicine Bar, 72-80 Corporation Road, Middlesbrough, Cleveland TS1 2RF.  
Telephone: 01642 222250. [www.TheMedicineBar.co.uk](http://www.TheMedicineBar.co.uk)

Company Reg No: 691 9929. VAT reg. No: 975 4291 83



Middlesbrough  
Council



## PREMISES LICENCE

### Part A

Premises licence number

MBRO/PR0311/065661

#### Part 1 - Premises details

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

La Pharmacie & Medicine Bar  
72-80 Corporation Road

Post town	Post code
Middlesbrough	TS1 2RF

Telephone number  
222250

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

Films  
Live Music  
Recorded Music  
Facilities for dancing  
Late Night Refreshment  
Sale of Alcohol

The times the licence authorises the carrying out of licensable activities

**FILMS - (Medicine Bar & Basement)**  
Monday to Sunday - 11am to 3am

**LIVE MUSIC - (Basement)**  
Monday to Sunday - 11am to 3am

**RECORDED MUSIC - (La Pharmacie, Medicine Bar & Basement)**  
Monday to Sunday - 11am to 3am

**FACILITIES FOR DANCING - (Basement)**  
Monday to Sunday - 11am to 3am

**LATE NIGHT REFRESHMENTS - (La Pharmacie)**

Monday to Sunday - 11pm to 3am

**SALE OF ALCOHOL ON PREMISES - (La Pharmacie, Medicine Bar & Basement)**

Monday to Sunday - 11am to 3am

**The opening hours of the premises**

Monday to Sunday - 10.30am to 3.30am

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies**

Alcohol sales permitted ON the premises

**Part 2**

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

Mr Barry Joseph Faulkner

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

N/A

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol**

Ms Andrea Gwendoline Cook

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**

HDC688 Hambleton District Council

Granted on 8 October 2009

Authorised Officer

## Annex 1 - Mandatory conditions

Mandatory conditions in accordance with Section 19 of the Licensing Act 2003:

Where a premises licence authorises the supply of alcohol:

- (i) 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 personal licence is suspended.
- (ii) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Effective from 6 April 2010

1. (1) The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children -
  - (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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
  - (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;
  - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on -
    - (i) the outcome of a race, competition or other event or process, or
    - (ii) the likelihood of anything occurring or not occurring;
  - (e) 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.
2. The responsible person shall ensure that no alcohol is dispensed 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).
3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

Effective from 1 October 2010

4. (1) The premise licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) 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 a holographic mark.

5. The responsible person shall 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: 1/2 pint;

(ii) gin, rum, vodka or whiskey: 25ml or 35ml; and

(iii) still wine in a glass: 125ml; and

(b) customers are made aware of the availability of these measures.

Mandatory conditions in accordance with Section 21 of the Licensing Act 2003:

(1) Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must be licensed by the Security Industry Authority.

(2) But nothing in subsection (1) requires such a condition to be imposed -

(a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films), or

(b) in respect of premises in relation to -

(i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or

(ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

For the purposes of this section -

(a) 'security activity' means an activity to which paragraph 2(1)(a) of that Schedule applies, and

(b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

## Annex 2 - Conditions consistent with the operating Schedule

### LICENSING OBJECTIVES

#### GENERAL - ALL FOUR LICENSING OBJECTIVES

The premises will endeavour to promote the four licensing objectives.

#### THE PREVENTION OF CRIME AND DISORDER

1. SIA registered door staff must be employed at the premises at a ratio of 2 door staff for the first 200 patrons and an additional 1 member of door staff per 100 patrons thereafter.
2. All staff must have up to date training which will be documented and signed by both a member of management and the individual member of staff. This must be refreshed every six months.
3. Only UK 'photocard style' driving licences and valid non expired passport will be accepted as a form of identification at the premises.
4. No time led or all inclusive drinks promotions will be held at the premises at any time.
5. A search policy will be used upon entry to the venue when deemed necessary.
6. Digital colour CCTV must be available and cover both internal and external areas of the premises. It will record at all times and footage will be retained for a period of 31 days. The footage will be made available to Police and other Responsible Authorities upon request.
7. An incident book must be maintained and kept on the premises at all times.
8. A drugs register must be maintained and kept on the premises at all times.
9. A drugs box is located in the reception area of the venue and is monitored by CCTV.
10. A door staff register must be maintained and kept on the premises at all times.
11. Drugs policy in place in relation to the prevention of the use or supply of illegal drugs as detailed below:

#### Drugs Policy:

Definition A - A customer seen to be carrying a small amount of illegal substance regarded as personal use.

Definition B - A customer found to be carrying an excess of illegal substance with the obvious intent to supply.

#### Search policy:

Upon entry to the Medicine Bar patrons are selected randomly, both male and female, by appropriate door supervisors, a consensual search is then performed. A second door supervisor and or a member of management oversee this procedure.

Should any illegal substances be found such as Definition A, the drugs are confiscated and placed within a sealed drugs bag which in turn would be signed by the finder, suspect and witnesses by a member of staff and placed in the Drugs Deposit Box. The details would be entered into the drugs register.

Under Definition B, all of the above is followed after a call to the Police has been made and the patron is detained, where possible. In both cases staff will endeavour to recover the patron's name and address and record accordingly.

In all cases where a person is detained, any illegal substances will be handed into the Police immediately.

Drugs found on the premises:

If any member of staff or management was to find drugs on the premises they would immediately inform senior management and the drugs would be logged in the drugs register and deposited in the drugs box.

Door supervisors will survey the Medicine Bar including toilet facilities, continually throughout opening hours for patrons consuming, selling or under the influence of illegal substances.

If any of the above are located both definitions are put into effect. Patrons under the influence will be escorted to the cooler room and overseen by the registered first aider to assess the situation. In extreme cases if necessary medical assistance would be sought.

## **PUBLIC SAFETY**

1. Ensure all staff have the correct training. The management will monitor and train all needs deemed necessary for staff including updated legislation and policies on Health & Safety at work. Records will be kept.
2. Ensure that the premises are not overcrowded, this will be monitored by the use of two hand held counter clickers, which depict both entry and exit to the venue. This enables an effective counting system.
3. Free drinking water, upon customer request. All four bars within La Pharmacie & Medicine Bar offer free glasses of drinking water, there are visual signs to that effect.
4. The provision of an appropriate 'cool' out room/area with seating and ventilation. This room provides a quieter ambience.
5. Registered door staff will only be used.
6. Ensure all fire fighting and fire prevention equipment is checked regularly and logged.
7. Ensure all safety certificates required by the Council are available by the relevant date.
8. A fully qualified first aider will be on the premises during operating hours.
9. Nationally recognised 'proof of age' cards, such as driver licence etc. must be shown upon entry when the customer is deemed to look under the age of 18.

## **THE PREVENTION OF PUBLIC NUISANCE**

1. The ground floor 'Medicine Bar' will only be licensed for the following activities with the hours identified on the licence for each activity:
  - a. Sale of alcohol
  - b. Films
  - c. Recorded music
2. The basement part of the 'Medicine Bar' will only be licensed for the following activities with the hours identified on the licence for each activity:
  - a. Sale of alcohol
  - b. Films
  - c. Recorded music
  - d. Live music
  - e. Dancing
3. The ground floor 'La Pharmacie' restaurant will only be licensed for the following activities with the hours identified on the licence for each activity:
  - a. Late night refreshment
  - b. Sale of alcohol
  - c. Recorded music

4. Music or other amplified sound is not permitted in any outdoor area of the premises.
5. All windows and doors in all areas of the premises used for entertainment are to be kept closed when regulated entertainment is being provided except for normal ingress and egress and in the event of an emergency.
6. The doors forming the lobby for the exit to the smoking area at the rear of the premises shall be fitted with self-closing devices which shall be used at all times when the premises are open to the public.
7. The premises are self-contained and all rubbish, bins etc. are stored within the venue so noise from staff emptying bins etc. will not be an issue.
8. Prominent notices will be displayed asking customers to exit quietly and announcements made to that effect.
9. There is a taxi rank close to the premises. If however the venue is operating later than usual then local taxi firms will be notified.
10. Door staff and management will patrol around the premises to assess any problems and how to deal with them.
11. Anyone who continually leaves the premises in a noisy manner will be banned from the premises.
12. When queues form outside the premises they will be formed around the right hand side, deemed away from residential accommodation and monitored by door staff helping to keep noise to a minimum and help prevent drug dealing.
13. CCTV does monitor outside the venue and adequate lighting is installed.
14. The outside of the premises will be cleaned regularly to ensure that discarded litter/promotional material is disposed of correctly. When promoting away from the premises the staff will ensure discarded material is cleared away.

#### **THE PROTECTION OF CHILDREN FROM HARM**

1. Only UK 'photocard style' driving licences and valid non expired passport will be accepted as a form of identification at the premises.
2. Persons under the age of 18 are not admitted into the premises unless with an adult.
3. When an under 18's event is taking place then the following rules will apply:

Doors - 6.30pm to 10pm

Rules:

Security Rules & Policies:

At each and every 'Medicine Bar' under 18's event our priority will remain safety before, during and also after the event. A professional registered security team all having had a criminal records check for

suitability, will be on hand to assist anyone at all times and Security will also be available to assist and answer any questions. Additionally 'Medicine Bar' and 'La Pharmacie' has a fully qualified paramedic who will be on the premises should he/she be required.

**Age Limits:**

14 to 17 year olds only.

**Alcohol & Drugs Policy:**

Alcohol and drugs are not tolerated whatsoever.

At no time at any under 18's event is alcohol served. All points of sale for alcoholic beverages will be covered and only non-alcoholic soft drinks are on display. There will be no glasses or bottles of soft drinks sold, they will all be sold in a plastic glass. If any patrons are found to have been drinking prior to the event, they will be taken to one side and a member of Security staff will speak to them. 'La Pharmacie' and 'Medicine Bar' will not tolerate any patrons deemed to be under the influence of alcohol and or drugs at the point of entry to the venue and if any are found we will contact their parents or guardian and ask them to collect the child or children. 'La Pharmacie' and 'Medicine Bar' will not turn away any patrons without making sure they are safe and that they can get picked up by a parent or guardian.

**Cigarettes:**

Patrons are not allowed into the venue with cigarettes. Cigarettes are not sold at under 18 events. Cigarette machines at the venue are turned off at under 18 events.

**Searches:**

Full searches are carried out with both the female and male Security staff of every patron wishing to gain access to any 'La Pharmacie' or 'Medicine Bar' under 18's event. Clothing and bags of all patrons are searched on entry and refusal to allow such searches will result in the refusal of entry to the venue.

**Bullying & Bad Behaviour Policy:**

All patrons are required to treat the venue and others with respect. 'La Pharmacie' and 'Medicine Bar' operates a very strict anti-bullying policy and we ask all our patrons to treat the venue and others with respect. If we discover any patrons intimidating others, pushing and shoving or attempting to jump the queue they will not gain entry. Also, if we discover any patrons fighting or using inappropriate language they will again be escorted out of the venue and a parent or guardian will be called to pick them up.

**Disobedience Policy:**

Any patron who disobeys 'La Pharmacie' or 'Medicine Bar' rules will be removed from the venue and sent home. If it is a serious offence they will also be banned from attending any future under 18's events and their membership will be cancelled. As with the rules we will contact a parent or guardian to arrange pick up.

**Exit Policy:**

At the end of each under 18's event 'La Pharmacie' and 'Medicine Bar' aim to promote a quick, calm and quiet exit.

**Dress code:**

We do not allow patrons to wear caps, hooded tops, steel capped shoes or any offensive wear, however trainers and jeans are okay. If any patrons do wear any listed items they will be asked to put them in the cloakroom by a member of staff or the Security staff and if they do not cooperate, we will refuse entry to the venue. Again as with all refusals we would contact their parents or guardian and ask them to collect the child or children.



**Annex 3 - Conditions attached after a hearing by the licensing authority**

Not Applicable

**Annex 4 - Plans**

Attached



**OBJECTION NOTICE TO A TEMPORARY EVENT NOTICE  
SECTION 104 LICENSING ACT 2003**

Objection is given under Section 104(2) Licensing Act 2003 to:

Middlesbrough Council (Licensing)

BY FAX –01642 729885 FAO Licensing Dept  
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Premises User            Mr. Barry Joseph FAULKNER  
Premises Address        72-80 Corporation Road,  
   Middlesbrough,  
   TS1 2RF

Solicitors

BY POST

Date and time TEN received: 28/08/2013

Cleveland Police hereby give notice of objection under Section 104(2) Licensing Act 2003 in respect of an application for a Temporary Event Notice under Section 100 Licensing Act 2003 in respect of application made by the above named person in relation to the above premises.

Cleveland Police believe that the granting of the application would undermine the Crime & disorder / Public nuisance / Public Safety objective(s).

Reasons to follow.

Signed: .....

Print Name: PC 1841 Emma PRICE

Returned date and time: 29<sup>th</sup> August 2013

This is an application to extend the operating hours at the premises on 26<sup>th</sup> December 2013 to allow the premises to remain open until 08.00 hours on the 27<sup>th</sup> December 2013 - an additional 5 hour extension to the current premises licence to allow the sale by retail of alcohol and the

provision of regulated entertainment. The additional hours are required in order to hold an after party DJ event at the establishment, following an event held the same evening at The Empire.

Due to the late opening hours suggested in this application, Cleveland Police are concerned that if granted, the venue will attract patrons from other premises closing at an earlier hour. Boxing Day evening is one of the busiest evenings for Police and holding an event until such an hour will inevitably place additional strain upon limited resources available, resulting in an adverse impact on the crime and disorder and public safety objectives.

In addition to the above, the premises is in extremely close proximity to a residential area and will potentially cause considerable disturbance to the local residents of this estate, therefore impacting upon the public nuisance objective.

Over the previous Christmas period, an incident occurred outside of the Medicine Bar which resulted in a male being assaulted and receiving the severe injury of a broken jaw in two places which required him to undergo surgery to place two metal plates in his jaw.

The premises is located within an area which has been declared saturated by Middlesbrough Council and there have been numerous incidents of disorder on previous Boxing Nights within the vicinity.

Due to the above concerns, it is firmly the opinion of Cleveland Police that if this application is granted, it will undoubtedly lead to undermining the above licensing objectives