



North Tyneside Council

Licensing Sub Committee

20 May 2020

Thursday, 28 May 2020 commencing at 10.00 am.

Location: The meeting will be held virtually and live streamed - please use the link below. - Remote Meeting

Agenda Item	Page
1. Appointment of Chair	
The Sub-Committee to appoint a Chair for this meeting.	
2. Declarations of Interest and Dispensations	
You are invited to declare any registerable and/or non-registerable interests in matters appearing on the agenda, and the nature of that interest.	
You are also invited to disclose any dispensations in relation to any registerable and/or non-registerable interests that have been granted to you in respect of any matters appearing on the agenda.	
3. Procedure for Licensing Act Hearings	3 - 8
To note the procedure for hearing and determining an application for a review of a Premises Licence.	
4. The Barking Dog, Kings Road North, Wallsend. NE28 9JJ (Battle Hill Ward)	9 - 58
To consider an application for a review of a Premises Licence.	

Circulation overleaf ...

Members of the public are entitled to attend this meeting and receive information about it. North Tyneside Council wants to make it easier for you to get hold of the information you need. We are able to provide our documents in alternative formats including Braille, audiotape, large print and alternative languages.

Members of the Licensing Sub Committee

Councillor Janet Hunter
Councillor Willie Samuel

Councillor Tommy Mulvenna

LICENSING ACT 2003

NORTH TYNESIDE COUNCIL

PROCEDURE FOR VIRTUAL HEARING OF AN APPLICATION FOR REVIEW BEFORE THE LICENSING SUB-COMMITTEE (“the Committee”)

The four licensing objectives, as set out in the Licensing Act 2003, are:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm.

Each application that comes before this Committee will be treated on its own merits, and this Licensing Authority will take its decision based upon:

- The merits of the Application
- The promotion of the four licensing objectives
- The statement of Licensing Policy of North Tyneside Council
- The guidance issued by the Secretary of State for Culture, Media and Sport on under Section 182 of the Licensing Act 2003.

The Procedure of the Committee is as follows:-

1. The Chair will open the hearing and will ask all persons involved in the hearing to identify themselves. The Chair or Legal Adviser will then explain the procedure to be followed at the hearing.
2. The Committee will then consider any request made by a party under regulation 8(2) of the Licensing Act 2003 (Hearings) Regulations 2005 for permission for a person to attend as a witness on his/her behalf.
3. The Licensing Officer will present a report to the Committee outlining the application, any relevant representations and the relevant sections of the Council’s Statement of Licensing Policy and the statutory guidance.
4. Clarification on any aspect of the report may be sought by:
 - a) Members of the Committee
 - b) the Applicant
 - c) Responsible Authorities
 - d) Other Persons
 - e) Licence/Certificate Holder.
5. The Applicant will be invited to address the Committee about the application for review, indicating why they consider the issues they have raised to be relevant to one or more of the licensing objectives and sufficient to warrant a review of the premises licence/certificate.

6. If an Applicant has obtained prior permission to call a particular witness, then they may call that witness.
7. Relevant questions of the Applicant may be asked by:
 - a) Members of the Committee
 - b) Responsible Authorities
 - c) Other Persons
 - d) Licence/Certificate Holder.
8. Responsible Authorities will be invited to address the Committee, indicating why they consider the issues raised to be relevant to one or more of the licensing objectives and sufficient to support the application for a review of the premises licence/certificate. If a Responsible Authority has obtained prior permission to call a particular witness, then they may call that witness.
11. Relevant questions of the Responsible Authority may be asked by:
 - a) Members of the Committee
 - b) Applicant
 - c) Other Responsible Authorities
 - d) Other Persons
 - e) Licence/Certificate Holder.
12. Each of the Other Persons who have made representations will be invited to address the Committee about the application, indicating why they consider the issues raised to be relevant to one or more of the licensing objectives and sufficient to support the application for a review of the premises licence/certificate.
13. If any of the Other Persons have obtained prior permission to call a particular witness, then they may call that witness.

Note: In order to avoid repetition and to expedite proceedings at the hearing, objectors within the same group of Other Persons are encouraged to appoint an agreed spokesperson to address the Committee.

14. Relevant questions of the Other Person may be asked by:
 - a) Members of the Committee
 - b) Applicant
 - c) Responsible Authorities
 - d) Other Persons
 - e) Licence/Certificate Holder.

15. The Licence/Certificate Holder or their representative will be invited to address the Committee.
16. If the Licence/Certificate Holder has obtained prior permission to call a particular witness, then they may call that witness.
17. Relevant questions of the Licence/Certificate Holder may be asked by:
 - a) Members of the Committee
 - b) Applicant
 - c) Responsible Authorities
 - d) Other Persons
18. The Chair will invite each party to make a brief closing statement. Parties should ideally take no longer than 10 minutes to make their closing statement. Parties will be invited to sum up in the following order:
 - a) Applicant
 - b) Responsible Authorities
 - c) Other Persons
 - d) Licence/Certificate Holder.
20. The Chair will ask all parties if they are satisfied that they have said all they wish to.
21. The Committee will retire in private to consider the application and make its determination. The Legal Adviser will be present to ensure that all matters of law, evidence and procedure are adhered to appropriately but will not take part in the decision.
- 22.1 In considering any representations or a notice made by any party, the Committee may take into account documentary or other information produced by a party in support of their application, representations or notice (as the case may be) either before the hearing or, with the consent of all the other parties, at the hearing.
- 22.2 The Committee shall disregard any information given by a party or by any person to whom permission to appear at the hearing is given by the Committee, which is not relevant to:
 - (i) their application, representations or a notice (as the case may be) or, in the case of another person, the application, representations or notice of the party requesting their attendance; and
 - (ii) the promotion of the licensing objectives or, in relation to a hearing to consider a notice given by a chief officer of police, the prevention of crime and disorder licensing objective.

NB Parties are reminded that any documentary or other information or evidence they wish to produce in support of their application or representation must have been disclosed to all parties prior to the hearing taking place. **Late representations, documents or evidence will only be considered with the agreement of all parties present.**

23. The parties to be advised of the Committee's decision, including reasons for the decision in writing in accordance with statutory requirements. The decision letter will include the reasons for the decision, and any conditions placed upon the licence and the licensing objective(s) they relate to. The notification of decision will include information on a party's right to appeal against the Committee's decision.

General Matters

1. Expectations on parties

(a) The Licensing Authority expects all parties to a hearing to endeavour to address any issues openly and to work towards an amicable resolution, if at all possible, prior to the hearing taking place.

(b) All parties will be expected to:

- (i) demonstrate which of the four licensing objectives are addressed in relation to each of the issues they wish to raise at the hearing;
- (ii) draw to the Committee's attention any relevant aspects of the National Guidance or local Statement of Licensing Policy which they also consider are particularly relevant to the Committee's consideration of the issues the party(ies) has/have raised.

2. Agreement that a hearing is unnecessary

A Licensing Authority can dispense with holding a hearing if all persons concerned (Applicants and parties raising a representation) give notice to the Licensing Authority prior to the hearing date that they consider it unnecessary.

Where all such persons have given such notice, and the Licensing Authority agrees that a hearing is unnecessary, the Licensing Authority will give notice to the parties that the hearing has been dispensed with.

3. Failure of parties to attend

The hearing may proceed in the absence of any party who has informed the Licensing Authority that they do not intend to attend or be represented at the hearing.

If a party fails to attend or be represented at a hearing without notifying the Licensing Authority, the Committee may adjourn the hearing to a specific date if it considers it to be in the public interest to do so, or alternatively may proceed with the hearing in the party's absence. In the interests of the other parties, costs and efficiency, hearings will generally proceed notwithstanding the absence of any party (including the Applicant).

Where it is decided to proceed in a party's absence, all notices and representations received from the absent party will be considered by the Committee.

If, in exceptional circumstances, a decision is made to adjourn a hearing, all parties will be advised of the date, time and venue to which the hearing has been adjourned.

4. Questioning of parties

The Licensing Authority will generally allow all parties to ask questions of another party present, but this decision will be taken on a case by case basis and in some exceptional circumstances (a reason will be given) questioning may be prohibited.

5. Further clarification

When addressing the Committee each party shall respond specifically to any points of which it received notice (with the Notice of Hearing) upon which the Committee was seeking clarification.

6. Questioning by Legal Adviser

The Legal Adviser to the Committee may ask questions on behalf of, or in addition to, the Committee Members themselves.

7. Hearsay evidence

Hearsay evidence will be admissible provided that it is relevant. The weight to be attributed to hearsay evidence will be a matter for the Committee.

8. Persons behaving in a disruptive manner

The Committee has the right to exclude any person disrupting the hearing, at their discretion. The Committee can refuse to allow that person to return or, alternatively, may permit him/her to return on such conditions as the Committee may decide. Any person required to leave the hearing may, before the end of the hearing, submit to the Committee in writing any information which they would have been entitled to give orally had they not been required to leave.

9. No decision-making by Ward Members

A Member of the Licensing Committee shall not be entitled to participate in any decision-making in relation to any licensing application concerning premises in the Ward for which he/she serves as Councillor.

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REPORT

**Meeting/
Decision
Maker(s)** Licensing Sub-Committee

Date: 28th May 2020

Report by: Stephanie Graham
Senior Licensing Officer
Licensing Section
☎ 643 6969

**Contact
Officer(s):** Stephanie Graham
Senior Licensing Officer
Licensing Section
☎ 643 6969

**Title of
Report:** Licensing Act 2003 Application
Barking Dog
Clubhouse
Kings Road North
Wallsend
Tyne And Wear
NE28 9JJ.

Ward(s): Battle Hill

1.0 Summary / Purpose of Report

1.1 Licensing Sub-Committee

The Licensing Act 2003 provides that, where an application has been received in respect of the review of a premise licence, a hearing must be held to consider it. Sub-Committees have been established in accordance with provisions of the Act for the purpose of hearing such applications.

1.2 The Sub-Committee is asked to consider and determine an application from The Chief Officer of Police for the review of a Premises Licence for the Barking Dog held by PJK Inns Limited.

1.3 A representative of the Chief Officer of Police has been invited to attend the hearing and to address the Sub-Committee on the review application. A representative from the premises licence holder has also been invited to attend the meeting.

1.4 Representations from Responsible Authorities and Other Parties

The applicant for a review is required to forward copies of the application to Local Planning Authority, Environmental Health Authority, Health and Safety Enforcement Agency, Licensing Authority, The Local Weights and Measures Authority, Director of Public Health, Fire Authority, the North Tyneside Safeguarding Children Partnership (formerly the Local Safeguarding Children Board) and Home Office Immigration Department with a view to any of these Responsible Authorities making a supporting representation if deemed appropriate.

No representation has been received from any of the Responsible Authorities or other persons.

In addition, the application has been advertised by the Licensing Authority at the premises, the main offices of the Authority and on the Authority's website as prescribed.

1.5 Authority to make decisions

In relation to an application for the review of a premise licence the Licensing Sub-Committee can take the following steps (if any) under section 52(4) of the Licensing Act 2003:

- Modify the conditions on the licence
- Exclude a licensable activity from the scope of the licence
- Remove the Designated Premises Supervisor
- Suspend the licence for a period of not more than three months
- Revoke the licence

Once the Sub-Committee has reached a decision, the decision and reasons for the decisions must be given in accordance with the Licensing Act 2003 and the Licensing Act 2003 (Hearings) Regulations 2005.

2.0 Background

This report relates to an application by the Chief Officer of Police for the review of a premise licence for the Barking Dog held by PJK Inns Limited.

The application for review and supporting information are attached at **Appendix 1**, plan of the premises is attached at **Appendix 2** and a map of the area is attached at **Appendix 3**. The current premise licence is attached at **Appendix 4**.

2.1 The Application for the Review of a Premise Licence under Section 51 of The Licensing Act 2003

The Application for the review of the premise licence is made pursuant to Section 51 of the Licensing Act 2003 and the relevant Section of the Act dealing with the determination of such an Application is contained in Section 52 of the Act. The grounds for the review are that the prevention of crime and disorder and the protection of children from harm licensing objectives are not being promoted by the premises licence holder.

2.2 The current premise licence in respect of the Barking Dog allows the following:

1. To permit the premises to Supply Alcohol (on and off the premises), the Performance of Dance, Provision of Facilities for Dancing, Indoor Sporting Events, Provision of Facilities of Facilities for Making Music, Performance of Live Music, Playing of Recorded Music, Entertainment of similar description to live music, recorded music and performance of dance, Provision of facilities for entertainment of similar description to live music, recorded music and performance of dance late night refreshment:
 - Monday to Wednesday from 11:00 to 23:00
 - Thursday to Saturday from 11.00 to 01:00
 - Sunday from 11.00 to 00.30
2. Non-standard times:
 - From 11:00 on a Sunday which falls immediately before a Bank Holiday Monday to 01:30 Monday
 - From 11.00 on New Year's Eve until 11.00 on New Year's Day
3. The opening hours of the premises are:
 - Monday to Wednesday from 11:00 to 23:30
 - Thursday to Saturday from 11.00 to 01:30
 - Sunday from 11.00 to 01.00
4. Non-standard opening hours:
 - From 12.00 on a Sunday which falls immediately before a Bank Holiday Monday to 01:30 Monday
 - From 11.00 on New Year's Eve until 11.00 on New Year's Day

2.3 On 9 March 2020 an application was submitted to the Authority to vary the Designated Premises Supervisor at the Barking Dog. Notice of the application was provided to Northumbria Police the next day. Where the Chief Officer of Police is satisfied that the exceptional circumstances of the case are such that granting the application would undermine the crime prevention objective, he must give the relevant licensing authority a notice stating the reasons why he is so satisfied within 14 days of receipt of the application. If such a Notice is received from the Chief Officer of Police, there will need to be a hearing to determine the application to vary the Designated Premises Supervisor.

3.0 The Representations

The Authority have not received any supporting representations from any other Responsible Authorities or Other Persons.

4.0 The Parties

The Parties to the hearing will be:

1. The Applicant – The Chief Officer of Police
2. Premise Licence Holder and their representative.

5.0 For consideration

The areas for consideration by the Licensing Sub-Committee are:

- Application for the review of a premise licence for Barking Dog PJK Inns Limited

6.0 The North Tyneside Council Statement of Licensing Policy

The Sub-Committee's attention is drawn to the relevant part of the Policy, Sections 10.1 – 10.5 Crime and Disorder and Sections 10.19 – 10.29 Protection of Children from Harm

7.0 The Revised Guidance issued under Section 182 Licensing Act 2003

The Sub-Committee's attention is drawn to the relevant parts of the Revised Guidance issued under S182 Licensing Act 2003 - Chapter 11 Reviews, Chapter 2 Licensing Objectives.

8.0 For Decision

The Sub-Committee is asked to determine the application in whatever way it sees fit.

9.0 Associated Papers

Appendix 1 – The application for the Review of a Premise Licence together with supporting information.

Appendix 2 – Plan

Appendix 3 – Map

Appendix 4 – Current Premise Licence

10.0 Background Information

The following background papers have been used in the compilation of this Report and are available for inspection at the offices of the authors of the Report:

North Tyneside Council Statement of Licensing Policy

The Licensing Act 2003 and Regulations

Revised Guidance issued under Section 182 of the Licensing Act 2003 from the Home Office

Delegation Scheme – Licensing Committee 7 February 2005

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APPENDIX 1

North Tyneside Council

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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 Chief officer for the Police

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Barking Dog Kings Road	
Post town Wallsend	Post code (if known) NE28 9JJ
Name of premises licence holder or club holding club premises certificate (if known) PJK Inns Limited	
Number of premises licence or club premises certificate (if known) OOCK/05/0233	

Part 2 - Applicant details

I am

Please tick yes

- 1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below) ☐
- 2) a responsible authority (please complete (C) below) ☒
- 3) a member of the club to which this application relates (please complete (A) below) ☐

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr ☐

Mrs ☐

Miss ☐

Ms ☐

Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

☐

**Current postal
address if
different from
premises
address**

Post town

Post Code

Daytime contact telephone number

**E-mail address
(optional)**

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Chief Inspector Robert Bosson 7081 North Tyneside Area Command Middle Engine Lane Wallsend NE28 9NT
Telephone number (if any) 101
E-mail address (optional) 5588@northumbria.pnn.police.uk

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

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

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>

Please state the ground(s) for review (please read guidance note 1)

Northumbria Police request a review of the premises licence on the grounds of Crime and Disorder and the protection of children from harm.

The Barking Dog (the premises) is situated on rising sun sports grounds, off of Kings Road North in Wallsend. The premises licence holder is PJK Inns Limited.

Northumbria Police are concerned about the operation of the premises and in particular believe that the management and method of operation of the premises has compromised the following licensing objectives:-

- 1) The prevention of crime and disorder.
- 2) The Protection of Children from Harm.

There have been concerns around the premises for a number of months, relating to a number of matters. The following sets out the concerns that the Police have in relation to the premises.

On the 13th November 2018 a meeting was held at Middle Engine Lane Police station in Wallsend, present at the meeting were Mr : (part owner of the Barking Dog) Inspector Storey (Neighbourhood Inspector for Wallsend) and Mr N Kirkpatrick Licensing officer for the Police.

The meeting had been set up at the request of Northumbria Police to discuss various issues with the management of the premises.

Several points were discussed during the meeting.

The first was an incident reported to the police at 02:47 hours on Friday 26th October 2018, where 2 males assaulted each other, on the premises during a lock in, one of the males sustained a broken jaw in two places. CCTV captured of the incident shows 2 females and 5 males involved in the incident. Footage of the incident can be provided to the committee. Attached.

The incident was reported by a member of the public, as result of the injured person (IP) leaving the premises and knocking on a door. The incident had not been reported by any member of the bar staff, Designated Premises Supervisor (DPS) or management of the premises.

The premises licence allows the sale of alcohol on a Friday until 01:00 hours, with the closing time of 01:30 hours. Therefore the incident took place well after the premises should have been closed to members of the public.

It was a vicious assault when the bar should not have been open. As a result of the incident, one or more of the males was placed on pub watch.

In addition to this incident, Northumbria Police were aware that there had, on other occasions, been times when members of the public were permitted to stay in the premises after the hours of opening, as set out in the licence. These were referred to as 'lock ins'.

When discussing the incident, Insp Storey explained to Mr [redacted], if there was an incident book in place, it would assist him in the running and management of the premises, to make sure his staff were working for him and not for themselves. Mr [redacted] agreed it would be a good approach, as he could compare at the next meeting, from the incident book from the premises, if any incidents had been reported to the Police by his staff, or not, so he could better manage the premises.

An incident book. The incident on the 26th October was reported by a member of the public and not from any member of the premises. Whilst it is not a requirement of the licence that the premises have an incident book it was felt during the meeting that one would be helpful, given the severity of the incident on the 26th October.

In the meeting it was also discussed whether another CCTV camera could be situated above the main bar. It was discussed that a further camera with a better view of the bar area, would of provided a more improved angle of the incident. It was felt a further CCTV camera would assist in the effective management of the premises and safety of the patrons.

Also discussed, were under age people drinking on the premises. Northumbria Police had been informed that children were being sold alcohol on the premises and this was well known in the local area.

A refusals book/register was discussed. It was established there was no refusals book/register in place at the premises. Mr [redacted] could not evidence; Any children refused the sale of alcohol, any person who had been refused due to being intoxicated or anyone who had failed to provide

appropriate ID when being challenged.

The premises licence requests that an age verification policy is in place, however does not specify what that age policy should be. Given the information of sales of alcohol to children, we discussed in the meeting the effective use of a challenge 25 policy. It was felt a challenge 25 policy was appropriate. There is a condition on the licence for staff to challenge anyone who appears to be under 18; It was felt by Northumbria Police that this was not working.

The refusals register as well as the challenge 25 policy was, in Northumbria Police's view, a sufficient and robust way with dealing with the underage sales of alcohol.

Mr [redacted] informed the meeting, he might have taken his eye off the premises as he was unwell, but he confirmed in the meeting he would speak to his bar manager Christine Dunn, and would put what had been discussed in place. Mr [redacted] confirmed there was already another camera above the bar. It was agreed to have a further meeting in 3 to 4 months' time to allow Mr [redacted] enough opportunity to put all the mechanisms in place.

On the 19th march 2019 a further meeting took place at Middle Engine Lane police station, present were Mr [redacted], Christine Dunn (bar manager), Inspector Storey (Neighbourhood Inspector for Wallsend) and Mr N Kirkpatrick Licensing officer for the Police. The meeting was to review the concerns that had been discussed in November 2018.

A discussion took place about the continued community intelligence, the police were receiving about under age children, drinking on the premises and the lock ins were still occurring.

A discussion was had around an incident that Mr [redacted] had called the Police for on the 17th march 2019, an 18th birthday party was held within the premises a male had been assaulted in the toilets. The refusals book/register was not checked on the night as there were a several people with injuries from the fight, there was blood on the floor of the bar area and in the men's toilets. It was agreed in the meeting with Ms Dunn and Mr [redacted] that no 18th birthday parties would happen again and, children would leave the premises no later than 22:00 hours.

It was also agreed that staff would be more proactive in their approach, to people having too much alcohol to drink and asking people to leave the premises when it appeared they had drank too much.

It was also agreed the Barking Dog would join pub watch. Inspector Storey informed the meeting if things did not improve he would seek a review of the premises licence.

On 25th May 2019 Christine Dunn becomes Designated Supervisor of the Barking Dog.

After the meeting Northumbria Police have not seen an improvement into the management of the premises.

Northumbria Police continued to be receive Community intelligence (received from May 2019) that children regularly are served alcohol, and are told to go into the concert room to consume it. A comment by an Officer who attended the premises in April 2017 because of reports of underage drinking, found children in the concert room, one of the children could be heard to say "hide the drink". Ms Dunn was advised; this could put her licence at risk if it continues. Officer's comments attached.

There continues to be serious incidents on the premises.

On 25th August 2019 a member of staff was dismissed from their job that night for refusing to work a lock in. The police were called at 22:49 hours to the premises, that same night because of an assault. It was reported by a female family member of the male injured party, who had been assaulted by another male.

The incident started because the aggressor had confronted Ms Dunn over the sacking of his daughter earlier that night. has stepped in and a loud verbal exchange has taken place between the two males, the situation escalated and the assault occurred, with a push, with the IP falling over and sustaining a laceration to the rear of his head. Also noted on the incident log, was an entry that a wanted person was also on the premises and was banned through pub watch from entering any premises that were a member of the group. As the barking Dog was at this time a member of the pub watch and therefore would have been well aware that this individual was banned.

On the 06th October 2019 a Section 18 assault has occurred outside the premises. The suspects in the case are seen on CCTV within the premises, consuming alcohol and playing pool. The suspects are both on pub watch and are barred through the pub watch scheme from entering the premises. There is then an altercation with two member of the public passing by the premises in the car park which has resulted in one male being left with serious injuries. This matter is being investigated by Northumbria Police.

On the 14th October 2019 a Licensing visit was undertaken to the premises, the purpose of which was to inspect the refusal register, a matter which had been discussed with Mr : the previous year. Present at the premises was Director of PJK Inns, Mr Alan Milne. Mr Milne stated "He did not know what a refusal register was". Mr Milne stated "he would enquire with the main licensee as to where it was.

On the 15th October 2019 a Licensing visit was conducted. The refusals book was requested upon which pieces of paper were provided to the attending Officer. There was no formal book/register. This had been discussed with Mr the previous year. The pieces of paper were seized and copies made. Attached. The originals were returned to the premises.

The management of this premise has been continuously poor, since the first meeting the police had with one of the owners in November 2018, during which the police were informed things would improve; this has not been the

case. There continues to be lock ins, people on pub watch being served alcohol as well as the continued incidents, escalating in severity. The historical and recent intelligence from the local community also suggests that despite assurances and mechanism agreed that would be put in place, children continue to be served alcohol within the premises.

Also attached is a copy of the current and historic crimes recorded or directly associated with the barking Dog. And a signed copy of a statement from Inspector Mark Story 7825, who is the Neighbourhood Inspector for Wallsend.

Northumbria police request a review of the premises licence, with the recommendation of that review, that the Licensing Committee revoke the premises licence for the Barking Dog. There is apparent disregard for the Licensing Objectives, seen over a period of some 14 months since the first meeting with the licence holder's in November 2018.

Please provide as much information as possible to support the application
(please read guidance note 2)

Please tick yes

Have you made an application for review relating to this premises before ☐

If yes please state the date of that application

Day Month Year

--	--	--	--	--	--	--	--

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

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

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

Signature

7081

Date

29.01.2020

Capacity Chief Inspector

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5) Mr N Kirkpatrick Licensing Officer Northern Area Command Middle Lane	
Post town Wallsend	Post Code NE28 9NT
Telephone number (if any) 101 Ext 74546	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) neil.kirkpatrick.5588@northumbria.pnn.police.uk	

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

Action
Result

REQUESTING OFFICER : 5588

1508 07/01/20
P53

RESTRICTED

ADDRESS HISTORY - LICENSE PREMISES VISITS

1507 07/01/20

THE BARKING DOG, ,KINGS ROAD NORTH
WALLSEND,NORTH TYNESIDE, NE289JJ

Visit Reason

Date 210417 time 2024 by 1537

Comments REPORTS OF UNDERAGE DRINKING IN THE BAR AS PER THE ABOVE
YOUTHS FOUND IN THE FUNCTION ROOK SITTING IN THE DARK, ONE COULD
BE HEARD TO SAY 'HIDE THE DRINK' ON SEEING POLICE. BAR MANAGER
SPOKEN TO AND THE GROUP WERE HER GRANDSON'S FRIENDS. SHE HAS BEEN
ADVISED THAT SHE IS PUTTING THE LICENCE AT RISK

Licensee name/Des.Premises Supv CHRISTINE DUNN

Present Y/N Y

Are they contactable? Y

Who was in charge? CHRISTINE DUNN

Personal Licence Holder? N

What was their attitude? GOOD

Premises Details: Premise was Quiet Y Busy Over Crowded Door Count

Level of Intoxication LOW

Type of customer removed

Main age group 017 To 025 Yrs

Under 18's Y/N Y

Nature of customers: Rowdy/Passive etc MAINLY PASSIVE

Noise Level LOW

Drinking outside premises Y/N N

Door Supervisors Y/N N No

Attitude

Youths gathering outside? N

Next Function

Result

RESTRICTED

Action
Result

REQUESTING OFFICER : 5588

1509 07/01/20
P53

RESTRICTED

ADDRESS HISTORY - LICENSE PREMISES VISITS

1509 07/01/20

THE BARKING DOG,,KINGS ROAD NORTH
WALLSEND,NORTH TYNESIDE,NE289JJ

Visit Reason

Date 170319 time 0050 by 1537

Comments REPORT OF LARGE FIGHT IN THE BAR - ON ARRIVAL A NUMBER OF PEOPLE
WERE SPORTING INJURIES FROM THE FIGHT AND THERE WAS BLOOD ON THE
FLOOR AND IN THE GENTS TOILETS, THE CUSTOMERS WERE EXTREMELY
AGITATED AND AGGRESSIVE TOWARDS OFFICERS AND PUB STAFF MEMBERS
WHO WERE TRYING TO CLEAR THE BAR

Licensee name/Des.Premises Supv CHRISTINE DUNN

Present Y/N Y

Are they contactable? Y

Who was in charge? CHRISTINE DUNN

Personal Licence Holder? Y

What was their attitude? APPEARED TO BE TRYING TO DOWN PLAY THE INCIDENT

Premises Details: Premise was Quiet

Busy Y Over Crowded

Door Count

Level of Intoxication HIGH

Type of customer removed INTOXICATED

Main age group 008 To 060 Yrs

Under 18's Y/N Y

Nature of customers: Rowdy/Passive etc AGGRESSIVE

Noise Level MEDIUM

Drinking outside premises Y/N Y

Door Supervisors Y/N N No

Attitude

Youths gathering outside? N

Next Function

Result

RESTRICTED

Action
Result

REQUESTING OFFICER : 7825

1302 14/10/19
P53

RESTRICTED

ADDRESS HISTORY - LICENSE PREMISES VISITS

1302 14/10/19

THE BARKING DOG,,KINGS ROAD NORTH
WALLSEND,NORTH TYNESIDE,,NE289JJ

Visit Reason

Date 190319 time 1330 by 5588

Comments MYSELF AND INSP 7825 HAD A MEETING WITH MR AND CHRISTINE
DUNN, THEY HAVE AGREED NO MORE 18 BIRTHDAY PARTIES AND TO BE
MORE PROACTIVE IN THEIR APPROACH TO PEOPLE HAVING TOO MUCH TO
DRINK, TELLING PEOPLE TO GO EARLIER. CHILDREN TO LEAVE THE BAR NO
LATER THAN 10PM, THIS IS THEIR LAST CHANCE AS THE NEXT ***CONT

Licensee name/Des.Premises Supv

Present Y/N

Are they contactable?

Who was in charge?

Personal Licence Holder?

What was their attitude?

Premises Details: Premise was Quiet Busy Over Crowded Door Count

Level of Intoxication Type of customer removed

Main age group To Yrs Under 18's Y/N

Nature of customers: Rowdy/Passive etc

Noise Level Drinking outside premises Y/N

Door Supervisors Y/N No Attitude

Youths gathering outside?

Next Function

Result C0405 - PRINT ACCEPTED

Action
Result

REQUESTING OFFICER : 5588

0958 30/01/20
P53

RESTRICTED

ADDRESS HISTORY - LICENSE PREMISES VISITS

0957 30/01/20

THE BARKING DOG,,KINGS ROAD NORTH
WALLSEND,NORTH TYNESIDE,,NE289JJ

Visit Reason

Date 190319 time 1330 by 5588

Comments CONT*** MEETING WILL TO DISCUSS A LICENCE REVIEW TO PULL BACK THE
LICENSING HOURS TO 23:00 HOURS AS THE INCIDENTS ARE ALL AFTER
MIDNIGHT.

Licensee name/Des.Premises Supv

Present Y/N

Are they contactable? Contact Details

Who was in charge?

Personal Licence Holder?

What was their attitude?

Premises Details: Premise was Quiet Busy Over Crowded Door Count

Level of Intoxication Type of customer removed

Main age group To Yrs Under 18's Y/N

Nature of customers: Rowdy/Passive etc

Noise Level Drinking outside premises Y/N

Door Supervisors Y/N No Attitude

Youths gathering outside?

Next Function

Result

RESTRICTED

28TH AUGUST 15

6

ROBERTSON TO LEAVE.

SAT 10-10-19

7

CAME IN BAR
SOMEONE GOT SEVEN
FOR HIM HE GOT
TOLD TO LEAVE AND
DID

SUN

24th Aug

8

SERIOUSLY
ASSAULTED IN BAR
OFF.

1 MAKE STATEMENT
3 WEEKS AGO
HEARD NOTHING

July 26th

Came in and used toilet,
got told to leave.

18th Aug 19

Reported to Cops

Saturday 26th

came in
and asked for a bud but
got told to leave.

Sat 10th Aug

SAT OUTSIDE PREMISES
DRINKING HIS OWN
BEER. WAS ASKED
TO LEAVE AND REFUSED
REPORTED AT PUB WATCH

Current and historic crimes.

In 2017 there were 3 reported crimes at the premises, a theft from motor vehicle, a public order offence Section 4 and an affray. In 2018 there were 10 reported crimes at the premises, 6 of these were assaults. From January 2019 to October 2019 there have been 11 recorded crimes. 5 of these are for assaults, 3 are for public order Section 5 offence, 1 is for a public order Section 4 offence and 2 crimes not associated with the premises.

The escalation in crimes over the 3 years is of a concern, the amount of crimes is increasing year on year, with 3 months remaining of 2019.

Of the 11 crimes in 2019, 4 have occurred on a Sunday, 3 on a Saturday night into Sunday morning, 1 on a Saturday and 1 on a Thursday. All crimes have occurred after 20:00 hours.

It is of note; on the assault on 6th October 2019, there were 2 people in the Barking Dog, who are banned on Pub Watch, playing pool and drinking alcohol in the main bar area, both were placed on Wallsend pub watch, because of assaults in the Barking Dog.

The below table is a summary of the crimes, reported directly associated to the Barking Dog since 2018.

Time	Date	Day	Location	Crime	Crime details
00:24	06/10/2019	Saturday night	Car park outside Barking Dog	Section 18 Assault	unknown male assaults ip by punching him to the floor before retrieving a bottle from his vehicle, pinning him to the floor and striking him, causing a haematoma, seizure, cardiac arrest
00:24	06/10/2019	Saturday night	Car park outside Barking Dog	Section 47 Assault	unknown male uses his right clenched fist to assault the ip after already assaulting another and before making off in an unknown direction. this causes the ip to fall to the ground and become unconscious

Barking Dog Crimes breakdown

22:46	25/08/19	Sunday	Barking Dog	Public order sec 5	known male has argument with other male about his daughter being made to work that day and gets angry about the fact the ip states she has to work. due to the arguing about this it has caused the other members of the public alarm and distress.
22:46	25/08/19	Sunday	Barking Dog	Section 47 assault	known male in public house starts argument with ip about his daughter being asked to work that day due to argument he has pushed the ip with both hands against his chest, pushing him backwards
21:15	25/07/19	Thursday	Barking Dog	Public order sec 4	known offender who is barred from premises enter pub with others, ip (staff) asks offender "why are you even here?" ,offender picks up pool cue from pool table and acts as if she was to swing IT towards IP
23:14	05/05/19	Sunday	Barking Dog	Affray	unknown group of persons have violent altercation inside public house, causing a disturbance which made staff fear violence and call police.
19:45	17/03/19	Sunday	Barking Dog	Public order sec 5	male has verbal altercation with multiple persons in bar before leaving at the request of staff
00:15	17/03/19	Saturday night	Barking Dog	Section 47 assault	unknown male punches victim in the face causing the victims nose to swell and bleed
21:43	12/01/19	Saturday	Barking Dog	Public order sec 5	known person shouts and swears likely to cause distress

Barking Dog Crimes breakdown

02:47	26/10/18	Thursday night	Barking Dog	Section 47 assault	known offender engages in fight with victims friend. when victim interjects. assault victim by punching him in the nose causing nose to bleed
02:47	26/10/18	Thursday night	Barking Dog	Section 47 assault	known offender throws chair at victim. engage in fight before punching victim with left hand to his face cause injury to jaw. continue to assault victim with pool cue

Continuation Sheet of: Mark Storey

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)

Statement of: Inspector 7825 Mark Storey

Age if under 18: over 18 (if over 18 insert 'over18') Occupation: Police Inspector

This statement (consisting of 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false, or do not believe to be true.

Signature: Mark Storey ..

Date: 07/06/2018

I am a Police Inspector serving with Northumbria Police currently stationed at Middle Engine Lane police station Wallsend North Tyneside.

I currently perform the role of neighbourhood inspector and have held this position for five years. I have served with Northumbria Police for over 27 years.

My responsibilities include the management and supervision of a neighbourhood team in delivering the Force strategy and priorities. These priorities include reducing crime and disorder, protecting the most vulnerable in our community and working in partnership to address local community issues and priorities.

A large part of my team's workload involves responding to the harm caused by alcohol on society in terms of the vulnerability it causes to individuals and the effect it has on the local community. The night time economy does create a demand for local officers in terms of pro-active patrols and dealing with offences relating to the consumption of alcohol.

I can confirm that The Barking Dog public house situated on Kings Road, Wallsend has had a significant increase in the number of reported crimes over the last two years. Crime and disorder patterns and incidents are reviewed daily at a local level and every six weeks at a more strategic level for the force.

I can confirm that The Barking Dog public house has been discussed at a strategic level due to the number and nature of incidents reported including violence against the person and disorder. This premises has the worst record over the last two years of any public

Signature:....

Signature witnessed by:.....

Continuation Sheet of: Mark Storey

house I have responsibility for in terms of the level of violence that has been used against members of the public.

I respectfully request this application to review relating the following licensing objectives

- 1.The prevention of crime and disorder.
- 2.The protection of children from harm.

The following action has been taken to address the identified issues of crime and disorder and the management of the premises over the last two years.

On the 13th November 2018 a meeting was held in my office at Middle Engine Lane police station with the part owner Mr . and Neil Kirkpatrick licensing officer for Northumbria Police. A number of concerns were discussed including an incident reported to the police at 02.47 hrs on Friday 26th October 2018 where two males assaulted each other on the premises during a lock in. One of the male suffered a broken jaw in two places. This was a serious violent assault when the bar should have been closed. This incident is clear evidence that the lack of sound management of the premises did not support the licensing objective of the prevention of crime and disorder or public safety.

Underage drinking at the premises was also discussed as community intelligence from a number of different sources had been passed to the police. It was highlighted to Mr that his bar had the reputation as they place to go drinking under age as you were not challenged for proof of age identification.

We discussed another CCTV camera to be situated above the main bar, the use of a refusals book and an incident report book.

Mr advised that he may have taken his eye off the premises as he was unwell but he would speak to his manager . He stated he would put the above procedures in place. We agreed to have an update meeting after several months to discuss the actions we had agreed.

Signature:

Signature witnessed by:

Continuation Sheet of: Mark Storey

On 19th March 2019 a further meeting was held at Middle Engine Lane police station where myself, Neil Kirkpatrick, Mr [redacted] and Christine Dunn (bar manager) was present.

I informed those present at the meeting that police were still receiving community intelligence that underage drinking was still an issue at the premises and lock-ins were still happening. An incident that was reported on 18th March 2019 at the premises was discussed where an 18th birthday party was held at the premises and a male had been assaulted in the toilets. It was agreed at this meeting that no further 18th birthday parties would be allowed at the premises and any children at the premises would leave no later than 22.00 hrs on any occasion.

It was also agreed that staff would be instructed to be more proactive in their management of customers having too much alcohol to drink and asking them to leave once they had had enough to drink. It was also agreed that The Barking Dog would join Pubwatch. I informed Mr [redacted] and Ms Dunn that if things did not improve and crime and disorder did not reduce then police would seek a review of the premises licence.

I am aware that on 25th May 2019 Christine Dunn became the Designated Premises Supervisor of The Barking Dog.

Community intelligence continues to be received that children are regularly served alcohol at the premises and are told to go into the concert room to consume it.

On 25th August 2019 a report was made to police of another assault at the premises and appeared to be a dispute over a member of staff refusing to work a lock-in later that evening. A male at the premises was assaulted and found to have a head injury.

Also of note is the fact a person who was banned from the premises on Pubwatch had been present. This incident is another example of a total disregard of agreements made with management at previous meetings which has led to a violent assault on a member of the public.

Signature:.....

Signature witnessed by:.....

Continuation Sheet of: Mark Storey

On 6th October 2019 a report was made to police of a male having been assaulted in the car park outside The Barking Dog public house. The suspects for this serious assault, who are banned via the Wallsend Pubwatch, are seen to be drinking in the premises prior to going into the car park and violently assaulting a male in an unprovoked attack. During the assault the victim is hit with a glass bottle and as a result later suffers from a seizure and cardiac arrest whilst being taken to hospital. This incident could have easily been a murder investigation and the suspects for this offence were previously banned on Pubwatch due to their violent behaviour but allowed to drink at The Barking Dog.

The management and staff at The Barking Dog have not taken their responsibilities in relation to the licensing objectives seriously and incidents have in fact increased since the management and owners were challenged about the running of the premises by myself and Mr Kirkpatrick.

The management of this premise has been continuously poor, since the first meeting back in 2018. The police were informed in this meeting by the owner that things would improve. I have not seen an improvement in the management of the Barking Dog or the issues as have been discussed with the owner and management and set out in this statement and application for review. There have been lock in's, people on pub watch being served alcohol, and then going on to commit crime. There is also historical and recent intelligence from the local community, that children are being served alcohol within the premises.

Signature: 

Signature witnessed by:



Northern Area Command
Middle Engine Lane Police Station
Middle Engine Lane
Wallsend
Tyne & Wear
NE28 9NT

30th January 2020.

Dear Sir/Madam

Please find enclosed the review documents for The Barking Dog in Wallsend.

The copy of the CCTV attached, is not the best quality, however can still be viewed. It is password protected, which I will send separately.

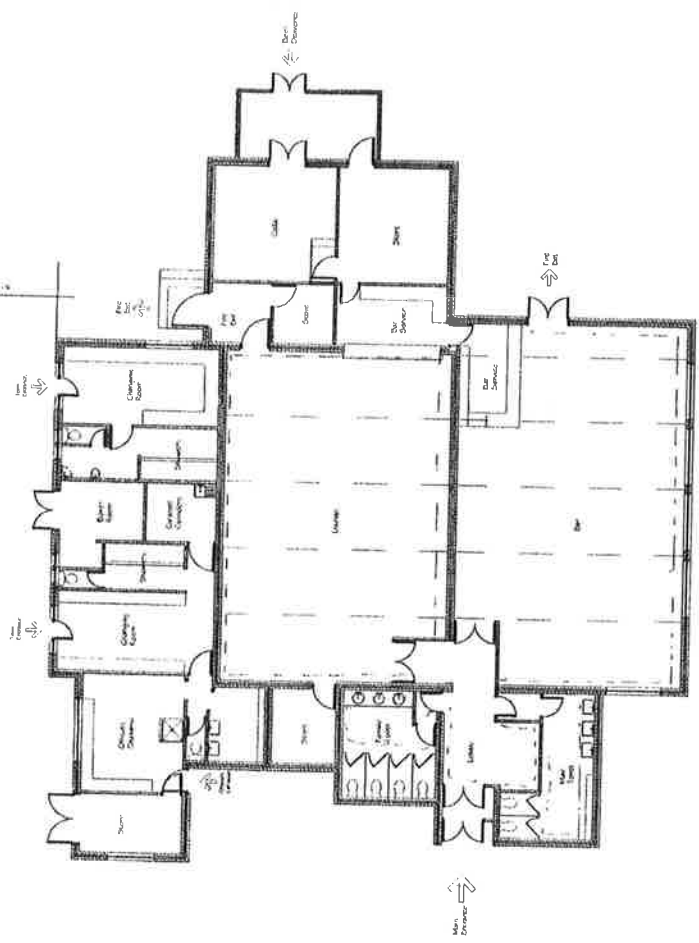
I have as dated served this documentation on all responsible authorities and sent a copy to the premises Licence holder. If you have any questions please call to discuss, my contact details are below.

Yours Faithfully

Neil Kirkpatrick
Licensing Officer
Northern Area Command
T: Ext 74546
M: 07824461206

Disc Tunes

APPENDIX 2



(PO BOX 100), Building Services
 North Tyneside Council, Blythburgh,
 Newcastle upon Tyne, NE12 8WQ
 Tel: 0191 273 2541 Fax: 0191 273 2542
IAN CAMPBELL
 MANAGER

Asst. Manager

Project
 Wallend Rising Sun
 Playing Fields

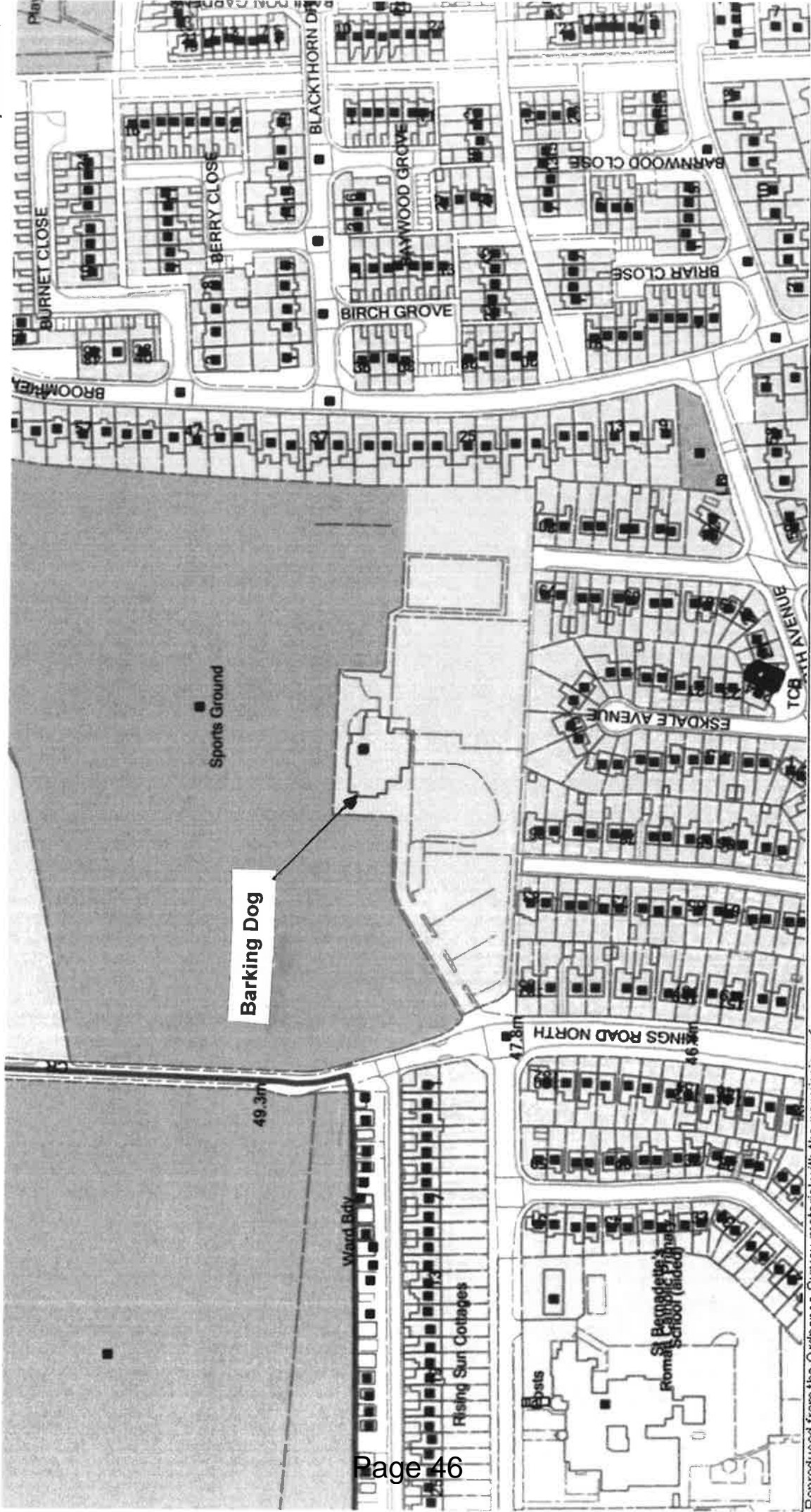
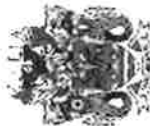
Title
 Changing Rooms &
 Licensed Premises
 Plan As Existing

Dwg Status PROVISIONAL
Drawn D.McC
Checked
Scales 1:100
Date Apr03

Standard Drawing No / / /
Proj. Ref./Drawing No.
 BD397/ 01
Rev

NORTH TYNESIDE COUNCIL
DESIGN SECTION
 22 JUL 2005
APPROVED

APPENDIX 3



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Organisation	North Tyneside Council	Date	28 February 2021
Department	North Tyneside Council	SLA Number	100016801
Comments		Scale:	1:2127

APPENDIX 4



North Tyneside Council

PREMISES LICENCE

Schedule 12 – Part A

Premises Licence number: 00CK/05/0233

Part 1 - Premises details

Postal address of premises:

Barking Dog
Clubhouse
Kings Road North
Wallsend
Tyne And Wear
NE28 9JJ

Licensable activities authorised by the licence:

Supply of Alcohol
Performance of Dance - Indoors
Provision of Facilities for Dancing - Indoors
Indoor Sporting Event - Indoors
Provision of Facilities for Making Music - Indoors
Performance of Live Music - Indoors
Playing of Recorded Music - Indoors
Entertainment of similar description to live music, recorded music or dance - Indoors
Provision of Facilities for Entertainment of a similar description to making music or dancing - Indoors
Late Night Refreshment – Indoors

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

Supply of Alcohol: Monday to Wednesday **From:**11:00 **Until:**23:00 Thursday to Saturday **From:**11:00 **Until:**01:00
Sunday **From:** 11:00 **Until:**00:30
Performance of Dance: Monday to Wednesday **From:**11:00 **Until:**23:00 Thursday to Saturday **From:**11:00 **Until:**01:00, Sunday **From:**11:00 **Until:**00:30
Provision of Facilities for Dancing: Monday to Wednesday **From:**11:00 **Until:**23:00, Thursday to Saturday **From:**11:00 **Until:**01:00 and Sunday **From:**11:00 **Until:** 00.30
Indoor Sporting Event: Monday to Wednesday **From:**11:00 **Until:**23:00, Thursday to Saturday **From:**11:00 **Until:**01:00 and Sunday **From:**11:00 **Until:**00:30
Provision of Facilities for Making Music: Monday to Wednesday **From:**11:00 **Until:**23:00,

Thursday to Saturday **From:11:00 Until:01:00** and Sunday **From:11:00 Until:00:30**
Performance of Live Music: Monday to Wednesday **From:11:00 Until:23:00**, Thursday to Saturday **From:11:00 Until:01:00** and Sunday **From:11:00 Until:00:30**
Playing of Recorded Music: Monday to Wednesday **From:11:00 Until:23:00**, Thursday to Saturday **From:11:00 Until:01:00** Sunday **From:11:00 Until:00:30**
Entertainment of similar description to live music, recorded music or dance: Monday to Wednesday **From:11:00 Until:23:00**, Thursday to Saturday **From:11:00 Until:01:00** and Sunday **From:11:00 Until:00:30**

Provision of Facilities for Entertainment of a similar description to making music or dancing: Monday to Wednesday, Thursday to Saturday **From:11:00 Until:01:00** and Sunday **From:11:00 Until:00:30**
Late Night Refreshment: Monday to Wednesday **From:11:00 Until:23:00**, Thursday to Saturday **From:11:00 Until:01:00** Sunday **From:11:00 Until:00:30**
Non-standard Timings: Sunday immediately prior to Bank Holiday Monday 11.00 - 01.00 the following morning
11.00 New Year's Eve - 11.00 New Year's Day

The opening hours of the premises:

Monday to Wednesday **From:11:00 Until:23:30**, Thursday to Saturday **From:11:00 Until:01:30** and Sunday **From:11:00 Until:01:00**
Non-standard timings: On a Sunday which falls immediately before a Bank Holiday where the hours shall be 12.00 (noon) to 01.30 (Monday).

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

Both

Part 2

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

PJK Inns Limited
C/o Barking Dog, Clubhouse, Kings Road North, Wallsend, Tyne And Wear, NE28 9JJ

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

03056246

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

Christine Anne Dunn

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

Annex 1 - Mandatory conditions

1. No supply of alcohol may be made under this 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.

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 - with effect from 1st April 2010 as amended on 1st October 2014

1. (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 person is unable to drink without assistance by reason of disability).

2. The responsible person shall ensure that free potable water is provided on request to customers where it is reasonably available.

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 - with effect from 1st October 2010 as amended on 1st October 2014

3. (1) The premises 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 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.

4. 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: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml; and

(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.

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014 with effect from 28th May 2014

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 amount of duty chargeable in relation to the alcohol as if the 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)

"valued 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. (1) Sub-paragraph (2) 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.

(2) 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.

Annex 2 - Conditions consistent with the operating schedule

1. This licence is granted subject to conditions which reproduce the effect of any restrictions imposed on the use of the premises for the existing licensable activity by virtue of schedule 8, Paragraph 6(8) and 18(5) of the Licensing Act 2003. The restrictions are contained in the following Acts: the Licensing Act 1964, the Children and Young Persons Act 1963, the Cinematograph (Safety) Regulations 1955 and the Sporting Events (Control of Alcohol Etc) Act 1985.

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

1. The Licensee will 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 purposes of fulfilling the terms and conditions of the Licence.
2. The Licensee will 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 purposes of fulfilling the terms and conditions of the Licence and preventing crime and disorder.
3. A suitably worded sign of sufficient size and clarity shall be displayed at the point of entry to the premises advising customers that they will be asked to produce evidence of age if there is any doubt as to a customer's age.
4. 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.
5. The Licensee shall not advertise, promote or supply alcoholic drinks in such a way that is intended or likely to encourage persons to consume alcohol to an excessive extent.
6. All exit doors shall be regularly checked to ensure that they function satisfactorily and a record of the check kept on the premises.
7. All fire doors shall be maintained effectively, self-closing and shall not be held open other than by approved devices. Rising butt hinges do not constitute a self-closing device for the purposes of this condition.
8. Fire resistant doors to ducts, service shafts and cupboards shall be kept locked shut to prevent unauthorised access.
9. 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, and that the external shutters are closed, when public entertainment is taking place.
10. The Licensee shall ensure that all windows in the lounge/bar area are double glazed.
11. Internal and external lighting provided for the purpose of customer and staff safety and for the security of the premises shall be positioned so as not to cause nuisance to neighbouring or adjoining properties.
12. Lighting associated with activities of entertainment shall be positioned so as not to cause nuisance to neighbouring or adjoining properties.
13. The premises shall provide clear and legible notices displayed at exits and other circulatory areas requesting patrons to leave the premises having regard to the needs of local residents, in particular emphasising the need to refrain from shouting, slamming car doors, and discouraging the sounding of car horns.

14. The premises shall provide clear and legible notices displayed at the exits and other circulatory areas requesting patrons who have ordered taxis to be at the exit at the appointed time for their taxi to arrive.
15. The premises' personal licence holder, designated premises supervisor and door supervisor shall monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary.
16. All members of the staff at the premises including door supervisors shall obtain credible photographic proof of age evidence from any person who appears to be under the age of 18 years and who is seeking access to the premises or seeking to purchase or consume alcohol on the premises.
17. The Licensee will ensure that no person under 18 years of age will be permitted entry to any area where adult entertainment is taking place. Proof of age will be required if there is any doubt as to the age of any person.

Annex 4 - Plans

See attached