

**BRADFORD ARMS, 40 QUEEN STREET, MORECAMBE (Pages 3 - 4)**

**APPLICATION FOR THE SUMMARY REVIEW OF THE PREMISES LICENCE**

**DECISION NOTICE OF LICENSING ACT SUB-COMMITTEE**

**WEDNESDAY 12<sup>TH</sup> APRIL 2017**

The Sub-Committee comprised of Councillor Claire Cozler (Chairman), Councillor Alan Biddulph and Councillor Mel Guilding.

The Legal Adviser was Luke Gorst, Solicitor.

The Democratic Support Officer was Jane Glenton, Democratic Services.

Lancashire Constabulary had submitted an application under section 53A of the Licensing Act 2003 for a summary review of the premises licence for the Bradford Arms, 40 Queen Street, Morecambe.

During the prescribed consultation period no further representations were received.

PC Andrew Taylor represented the police and was accompanied by Heather Crawshaw.

The Premises Licence Holder, Bravo Inns, was represented by Ken Buckley, Managing Director, and Mark Dean.

The Licensing Officer, David Eglin, then introduced the report stating that the premises licence was currently suspended as the licensing authority had considered it necessary to take that interim step pending the review.

PC Taylor then presented the applicant's case stating that, following discussions during the review period with the premises licence holder, they had reached a set of agreed conditions that would satisfy the police's concerns and would, in their opinion, be appropriate as a means of upholding the licensing objectives.

Mr Buckley then confirmed the premises licence holder's agreement to the conditions.

The Sub-Committee then withdrew to make its decision, and sought advice from its legal adviser as to the appropriate phraseology of the decision.

**DECISION**

The application relates to a summary review of the premises licence for the Bradford Arms in Morecambe. It is not in dispute that the premises had been used for serious criminal activity, namely the supply of Class A drugs.

However, the Sub-Committee notes that the current premises licence holder only took over the licence in February 2017 and accepts the company were unaware of the offences which took place before the transfer to them and that they have no connection to any wrongdoing.

Given the fact that the current premises licence holder has only held the licence for a relatively short time, and the criminal activity appears to have been taking place before they took over the licence, the Sub-Committee are satisfied that the conditions now agreed between the parties, and attached to this decision notice, are appropriate as a means of upholding the licence objectives moving forward with this premises.

The Sub-Committee welcomes the co-operation with the police shown by the premises licence holder as part of these proceedings and looks forward to the positive changes they intend to make.

The conditions on the premises licence will therefore be amended as attached to this decision notice.

This decision does not have effect until the end of the period for appealing this decision, or if appealed, when the appeal is disposed of. For the avoidance of doubt the suspension of the license (as an interim step) shall cease when this decision takes effect.

In accordance with Section 181 and Schedule 5 of the Licensing Act 2003, the parties have a right of appeal against this decision within 21 days from receiving this written decision

Signed.....Dated.....

Councillor Claire Cozler (Chairman)

**Any queries regarding these Minutes, please contact  
Jane Glenton, Democratic Services - telephone: (01524) 582068 or email  
jglenton@lancaster.gov.uk**

## PROPOSED POLICE CONDITIONS - THE BRADFORD ARMS

A documented Challenge 25 scheme will be operated at the premises. The Challenge 25 scheme shall be actively promoted and advertised at the premises and will ensure that any person purchasing alcohol, who appears to be under 25 years of age, shall be asked to provide acceptable identification to prove that they are 18 years of age or over. Failure to supply such identification will result in no sale or supply of alcohol to that person.

The Proof of Age Standards Scheme (PASS) will be actively promoted at the premises by the display of Challenge 25 posters bearing the PASS logo.

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

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

To utilise and fully record any refused sales or challenges made to patrons and such records be kept in an appropriate form and be made available on inspection to the police or other authorised agency.

All staff involved with the provision of alcohol will successfully complete training in age related products prior to operating a till. Refresher training will also be successfully completed not more than every 6 months, this will be fully documented and be available for inspection to police officers or other authorised persons.

CCTV equipment shall be installed and be maintained in good working order in accordance with the manufacturer's instructions. Training should be provided for staff members in the usage of the CCTV equipment. CCTV footage recorded must, as a minimum, cover each entry/exit point of the premises and be recording at all times when the premises is conducting licensable activities. The system will display on any recording the correct time and date of the recording. The images captured must be of a suitable standard required by Lancashire Constabulary.

The images recorded by the CCTV system shall be retained in unedited form for a period of not less than 30 days. A staff member who is conversant with the operation of the CCTV system will be on the premises at all times that the premises are open to the public. This staff member will be able to show police or any other authorised person recent data or footage with the absolute minimum of delay, when requested.

The Licence Holder or Designated Premises Supervisor will notify the Police Licensing Unit on any occasion when the CCTV is to be inoperative for a period in excess of one working day and shall provide a certificate from a competent person stating the reason for the system being inoperative and the measures which have been taken to satisfy the licence conditions.

Appropriate signage informing customers that CCTV is recording will be displayed in conspicuous positions on the premises.

Weekly documented checks of the CCTV system, including the recording system, will be carried out by the Designated Premises Supervisor to ensure that the system is in good working order and fit for purpose.

The Data Controller will make footage available within a reasonable time to a Police Constable or any other Authorised Officer, where such request is made in accordance with and which satisfies the Data Protection Act 1998.

On Friday & Saturdays nights, and Sundays before a Bank Holiday, a minimum of 2 SIA registered door staff must be on duty for the first 100 customers from 8pm to close followed by an extra one member of door staff for each additional 100 customers or part thereof.

A written record shall be kept on the premises by the Designated Premises Supervisor of every person employed on the premises as a door supervisor in a register kept for that purpose. That record shall contain the following details:-

- the door supervisor's name, date of birth and home address;
- his/her Security Industry Authority licence number;
- the time and date he/she starts and finishes duty;
- the time of any breaks taken whilst on duty;
- each entry shall be signed by the door supervisor.

Door Supervisors shall be positioned at each entrance/exit (other than fire only exits) to ensure that no customer leaves with any drinks.

All staff involved in the sale of alcohol will be at least the age of 18 years.

Unaccompanied children will not be allowed upon the premises.

In appropriate circumstances, ie special functions, the use of polycarb or similar glasses should be considered by way of Risk Assessment.

Staff to record any incidents on the premises. Records be kept in an appropriate form and be made available on inspection to the police or other authorised agency.

No drink shall be removed from the premises in an unsealed container.

No drinks allowed outside – staff to be vigilant and ensure regular checks are made.

A Drugs Policy must be in place at the premises and positive action taken when drugs are found. Appropriate signage must be on display and all incidents reported to Police. Frequent checks of the toilets must be undertaken to check for any drug use.

Any pre-booked events ie Christenings, parties etc shall be risk assessed as to the requirement for door security.

DPS & Management must work closely with Morecambe Town Centre Partnerships ie Pubwatch (voluntary), Police, Council etc.

A personal licence holder shall be on the premises at all times during which intoxicating liquor is being sold or supplied to customers, except in the case of an emergency. This person should be employed by the premises licence holder and must be act in a responsible manner during this time.

The Designated Premises Supervisor, when present, and all members of staff shall ensure that all lawful instructions and /or directions given by the Police are complied with.

A dispersal policy, which is agreed by the police, is be implemented at all times.

(These to replace existing offered conditions 1 – 8)