

NEW FOREST DISTRICT COUNCIL**LICENSING ACT 2003****APPLICATION FOR CLUB PREMISES CERTIFICATE: BEAULIEU CRICKET CLUB**

Decision of the Licensing Sub-Committee hearing held at Appletree Court, Lyndhurst on Tuesday, 2 June 2015 at 10.00am

1. Members of the Licensing Sub-Committee

Councillor G C Beck - Chairman
Councillor S J Clarke
Councillor Mrs C V Ward

2. Parties and their Representatives attending the Hearing

Mr I Bowman, Chairman & Mr P Bonner, Treasurer, Beaulieu Cricket Club – Applicant
Frederick Norris, Chairman Beaulieu Parish Council - Objector

3. Other Persons attending the Hearing

None

4. Parties not attending the Hearing

Mr Baker - Objector

5. Officers attending to assist the Sub-Committee

Lisa Clark – Legal Advisor
Mel Stephens– Clerk

6. Decision of the Sub-Committee

The application is granted on the following terms and conditions.

Licensable activities and times permitted:

I: Supply of Alcohol

Monday 17.00 to 22.00
Tuesday 17.00 to 22.00
Wednesday 17.00 to 22.00
Thursday 17.00 to 22.00
Friday 17.00 to 22.00
Saturday 14.00 to 22.00
Sunday 14.00 to 22.00

J: Hours Club Premises Are Open to the Members of the Public

Monday 17.00 to 22.00
Tuesday 17.00 to 22.00
Wednesday 17.00 to 22.00
Thursday 17.00 to 22.00
Friday 17.00 to 22.00
Saturday 13.00 to 22.00
Sunday 12.00 to 22.00

Seasonal Variation:

The Club is closed from 31 October to 1 March.

Mandatory conditions:

As provided by Regulations made under the Licensing Act 2003.

Other conditions (as agreed between the Applicant and the Police prior to the hearing):

Training

1. Staff and anyone involved in the supply of alcohol will be trained regarding appropriate precautions to prevent the sale of alcohol to persons under the age of 18, the signs and symptoms of drunk persons and the refusal of sale due to intoxication. Records will be kept of such training which must be signed and dated by the member of staff who has received that training.
2. All staff will receive refresher training every six months as a minimum and records are to be kept of this refresher training which should be signed and dated by the member of staff who received that training.
3. In addition to their training a written test related to the training given will be conducted before the staff member is permitted to sell or authorise alcohol. The test will consist of a minimum of ten questions of which the pass rate is 80%. Anyone not attaining the pass rate will not be permitted to sell or authorise the sale of alcohol until the pass rate is attained. There will be a minimum of two sets of questions to be used in the training which will be rotated upon each subsequent six month training session.
4. All training records will be made immediately available for inspection by Hampshire Constabulary and any responsible Authority upon request.
5. Training records will be kept for a minimum period of two years. Training records will be kept on the licensed premises to which they relate.

Challenge 25

6. There will be a Challenge 25 policy operating at the premises. Challenge 25 means that the holder of the premises licence shall ensure that every individual, who visually appears to be under 25 years of age and is seeking to purchase or be supplied with alcohol at the premises or from the premises, shall produce identification proving that individual to be 18 years of age or older.
7. Acceptable identification for the purposes of age verification will include a driving licence, passport or photographic identification bearing the "PASS" logo and the person's date of birth. If the person seeking alcohol is unable to produce acceptable means of identification, no sale or supply of alcohol will be made to or for that person.
8. "Challenge 25" posters shall be displayed in prominent positions at the premises.

Refusals book

9. A written log shall be kept of all refusals including refusals to sell alcohol. The Premises Licence Holder shall ensure that the refusals log is checked, signed and dated on a weekly basis by the manager.
10. The refusals log will be kept and maintained at the premises and will be available for inspection immediately upon request by Hampshire Constabulary and any responsible authority.
11. The record of refusals will be retained for 12 months.

Incident book

12. An incident book will be provided and maintained at the premises. It will remain on the premises at all times and will be available to police for inspection upon request.
13. Any incidents that include physical altercation or disorder, physical ejection, injury, id seizure or drug misuse will be recorded in the incident book. The entry is to include an account of the incident and the identity of all person(s) involved (or descriptions of those involved if identity is not known). Should there be any physical interaction by members of staff and the public the entry will include what physical by members of staff and the public the entry will include what physical action occurred between each party. The entry shall be timed, dated and signed by the author.
14. If the member of staff creating the entry has difficulties reading or writing then the entry may be written by another staff member. This should however be read back to the person creating the entry and counter signed by the person who write the entry.
15. At the close of business on each day the incident book will be checked by the manager on duty where any entries will be reviewed and signed. If incidents have occurred the duty manager will de-brief door staff at the close of business. Should there be no incidents then this will also be recorded at the close of business in the incident book.

7. Reasons for the Decision

The Sub-Committee carefully considered the application along with the representations of the applicant and the objector. The Sub-Committee grants the club premises certificate in the terms set out in the application.

The Sub-Committee accepted the applicant's representation that there will be no delivery lorries to the club and therefore that there would be no public nuisance arising in this way.

The objector raised concerns that public nuisance could arise at some future date, if the club's committee or objectives changed. The Sub-Committee saw no evidence to substantiate these concerns and accepted the representations of the applicant that the club premises certificate allowing the club to sell alcohol is intended to enhance the social atmosphere of the club and provide a social forum for club members.

Should there be any concerns in the future regarding the operation of premises, the Licensing Act 2003 provides a statutory mechanism for any person to call the club premises certificate in for review.

Date: 2 June 2015

Licensing Sub-Committee Chairman: Cllr G C Beck

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Decision notified to interested parties on 3 June 2015