

## **LICENSING/GAMBLING HEARING**

**MONDAY, 17 AUGUST 2020**

### **DECISIONS**

**5. THE DETERMINATION OF A SECTION 35(3)(A) APPLICATION BY WADDO'S PUB & GRUB COMPANY LTD FOR VARIATION OF A PREMISES LICENCE IN RESPECT OF THE WALNUT TREE, 73 HEWORTH VILLAGE, YORK YO31 1AN**

Meeting reconvened remotely in private session at 10:30 hrs. on 17 August 2020.

PRESENT: Councillors Mason (Chair), Galvin and Melly

RESOLVED: That the Sub-Committee accepts Option 1 and the conditions of the licence are modified as follows:

1.

<b>Activity</b>	<b>Timings</b>
Supply of alcohol from the indoor bar (on sales only)	08:30 – 00:30 Saturday  (Existing hours for the supply of alcohol from the indoor bar are otherwise unchanged)
Supply of alcohol from the outside bar (on sales only)	12:00 to 21:00 every day

2. A digital colour CCTV system will be installed to cover the premises and recorded coverage will include all areas (including outside areas) to where public have access to consume alcohol.

- It will be maintained, working and recording at all times when the premises are open.
- The recordings should be of good evidential quality to be produced in Court or other such hearing.
- Copies of the recordings will be kept available for any Responsible Authority for 28 days. Subject to Data Protection requirements.
- Copies of the recordings shall be made available to any Responsible Authority within 48 hrs upon request. Subject to Data Protection requirements.

- Copies of the recordings will display the correct time and date of the recording.
- It is the responsibility of the management to ensure that there are sufficient members of staff available during the hours of operation to be able to download evidence from the CCTV system at the request of the police or responsible authority. Subject to Data Protection requirements.

3. Documented staff training will be given regarding staff's obligation under the Licensing Act 2003 in respect of the:-

- Retail sale of alcohol
- Age verification policy
- Conditions attached to the Premises Licence
- Permitted Licensable activities
- The Licensing objectives and
- The Opening Times of the venue.

Such records shall be kept for a minimum of one year and will be made available immediately upon request from any Responsible Authority.

4. A Refusals Register and Incident Report Register will be kept. Such documents will record incidents of staff refusals of alcohol sales to under-age or drunk people as well as incidents of any antisocial behaviour and ejections from the premises.

- Such records shall be kept for at least one year. (For the avoidance of doubt, the one year period relates to each respective entry in the log book and runs from the date of that particular entry):
- The records will be made available immediately upon a reasonable request from any responsible authority.

5. A noise management plan shall be submitted to the Local Authority for approval no later than 3 months from the granting of the variation of the premises licence. Once agreed the noise management plan shall be implemented and adhered to thereafter by any occupant.

The full reasons for the Sub-Committee's decision will be included in the detailed Decision Letter which will be provided to the Applicant and Representors within 5 working days of this decision.

There is a right of appeal for the Applicant and the Representors to the Magistrates' Court against this decision. Any appeal to

the Magistrates Court must be made within 21 days of receipt of the Decision Letter and sent to the following address:

Chief Executive  
York and Selby Magistrates Court  
The Law Courts  
Clifford Street  
York  
YO1 9RE