

Decisions taken by the Licensing Sub Committee on Wednesday, 30 June 2021



Notice dated: 5 July 2021

DECISIONS:

Item No	Matter	Decision	Reason(s) for Decision
5	Application for a Premises licence, with an objection. South Star, 20 Robertson Street, Hastings	<p>We have listened carefully to all the submissions and we are bound to be directed by the promotion of the Licensing Objectives and Material Consideration of:</p> <ul style="list-style-type: none"> • Prevention of Crime and Disorder • Public Safety • Prevention of Public Nuisance • Protection of Children from Harm <p>On balance, the Sub-Committee accepts the evidence provided in support of the application and has decided to grant the application.</p> <p>In recognising the concerns raised about the specific issues under the Licensing Objectives, and having regard to its Licensing Policy and to the guidance issued by the Secretary of State the application is granted subject to the following conditions:</p> <ol style="list-style-type: none"> 1. No noise generated on the premises from music, 	<ol style="list-style-type: none"> 1. The Sub-Committee note the Application deals with a Premises located within Area 2 (Hastings Town Centre) of the Council’s Special Saturation Policy (Cumulative Impact). 2. The Sub-Committee note the Police crime statistics for that area which were provided at the hearing and are the evidential basis for the Police’s objections to the Application. 3. The Sub-Committee noted its Policy and the guidance it provided to Applicants in the Matrix, in respect of operating times for this type of Premises in a Cumulative Impact Area.

Decisions taken by the Licensing Sub Committee on Wednesday, 30 June 2021

		<p>patrons or any mechanical equipment, shall emanate from the premises, nor vibration be transmitted through the structure of the premises, that may give rise to a nuisance at any noise sensitive premises from 11:00 until closing time.</p> <p>2. The designated premises supervisor or a responsible member of staff shall monitor the impact of possible noise outbreak on neighbouring properties in both Robertson Passage and Robertson Street at the start of any entertainment and periodically throughout the entertainment and take action to reduce noise levels if they are found to be clearly heard at the nearest noise sensitive receptor. A log of the monitoring information should be kept available for the Local Authority to view on request.</p> <p>3. To ensure that any deliveries or emptying of bottle bins only happens between 08:00 and 18:00 on Monday to Friday, 08:00 and 13:00 on Saturdays and not on a Sunday or Bank Holiday.</p> <p>4. CCTV:</p> <p>a) Digital CCTV and appropriate recording equipment to be installed in accordance with Home Office Guidelines relating to UK Police Requirements for Digital CCTV Systems (PSDB Publication Number 09/05), operated and</p>	<p>4. On hearing from the Parties, the Sub-Committee believe the Applicant has not demonstrated justification for the Sub-Committee to depart from their Policy.</p> <p>5. The Sub-Committee believe the SIA condition is necessary to promote the Licensing Objectives given the Police crime statistics for the area where the Premises is located and for the safety of staff and public.</p>
--	--	---	--

Decisions taken by the Licensing Sub Committee on Wednesday, 30 June 2021

		<p>maintained throughout the premises internally and externally to cover all public areas, including the entrance to the premises. The system shall be on and recording at all times the premises licence is in operation.</p> <p>b) The CCTV cameras and recording equipment must be of sufficient quality to work in all lighting levels inside the premises at all times.</p> <p>c) CCTV footage will be stored for a minimum of 31 days.</p> <p>d) The management will give full and immediate cooperation and technical assistance to the Police in the event that CCTV footage is required for the prevention and detection of suspected or alleged crime.</p> <p>e) The CCTV images will record and display dates and times, and these times will be checked regularly to ensure their accuracy.</p> <p>f) Subject to GDPR guidance and legislation, the management of the premises will ensure that key staff are fully trained in the operation of the CCTV, and will be able to download selected footage onto a disk (or other electronic portable device acceptable to Sussex Police) for the police</p>	
--	--	--	--

Decisions taken by the Licensing Sub Committee on Wednesday, 30 June 2021

		<p>without difficulty or delay and without charge to Sussex Police.</p> <p>g) Any breakdown or system failure will be notified to the police immediately and remedied as soon as is practicable.</p> <p>h) In the event of the CCTV system hard drive being seized as evidence as part of a criminal investigation by Sussex Police or for any other reason, the premises will be expected to install a replacement hard drive or a temporary replacement drive as soon as practicable.</p> <p>5. Training/Authorisation</p> <p>a) The Premises Licence Holder shall ensure that all staff members engaged, or to be engaged, in selling alcohol at the premises shall receive the following induction training. This training will take place prior to the selling of such products:</p> <ul style="list-style-type: none">i. The lawful selling of age restricted productsii. refusing the sale of alcohol to a person who is drunk. <p>b) Further verbal reinforcement/refresher training</p>	
--	--	---	--

Decisions taken by the Licensing Sub Committee on Wednesday, 30 June 2021

		<p>covering the above will be carried out thereafter at intervals not to exceed 8 weeks, with the date and time of the verbal reinforcement/refresher training documented.</p> <p>c) All such training undertaken by staff members shall be fully documented and recorded and signed by both the employee and the DPS. All training records shall be kept on the premises and made available to Sussex Police, officers of the local authority and officers from the Trading Standards team upon request.</p> <p>d) A list of staff members who are authorised to sell alcohol on the premises shall be kept. This shall be endorsed by the DPS with the date such authorisation commences.</p> <p>6. Challenge 25:</p> <p>a) The premises will operate an age verification policy set at a minimum of 25 years (e.g. "Challenge 25") whereby any person attempting to buy alcohol who appears to be under the specified age of 25 will be asked for photographic ID to prove their age. The recommended forms of ID that will be accepted are passports, official Photographic Identity Cards issued by EU states bearing a hologram or ultraviolet feature, driving</p>	
--	--	---	--

Decisions taken by the Licensing Sub Committee on Wednesday, 30 June 2021

		<p>licences with a photograph, photographic military ID or proof of age cards bearing the 'PASS' mark hologram.</p> <p>b) Signage advertising the age verification or 'Challenge 25' policy will be displayed in prominent locations in the premises.</p> <p>7. Incident/Refusal Log:</p> <p>a) An incident/refusal log will be maintained by the premises showing a detailed note of incidents that occur in the premises. The log will be inspected and signed off by the DPS (or a person with delegated authority) at least once a week. The log book should be kept on the premises and be available for inspection at all times the premises are open by authorised officers of the Licensing Authority or the police. An incident will be defined as being one which involves an allegation of a criminal offence.</p> <p>b) Feedback shall be given to staff to ensure these are used on each occasion that a refusal or incident occurs at the premises.</p> <p>c) Any refusals made for alcohol services e.g. underage will also be recorded (either in electronic or written form) and feedback given to</p>	
--	--	---	--

Decisions taken by the Licensing Sub Committee on Wednesday, 30 June 2021

		<p>staff as relevant. The log will be kept at the premises for a minimum of twenty four (24) months.</p> <p>8. SIA registered door staff:</p> <p>SIA registered door staff will operate at the premises as follows:</p> <ul style="list-style-type: none">a) When the premises is operating after 23:00.b) Two door staff from 20:00 until the premises has closed to the public, licensable activity has ceased, and the venue is completely clear of patrons.c) Friday and Saturdays: two door staff from 20:00 and an additional one door staff from 22:00. Total three (3) from 22:00 until the premises has closed to the public, licensable activity has ceased and the venue is completely clear of patrons. <p>9. Operating Hours to be:</p> <p>Plays: 11:00 – 02:00 7 days a week Films: 11:00-02:00 7 days a week Live music – 23:00 – 02:00 7 days a week Recorded music – 23:00 – 02:00 7 days a week Late night refreshment – 23:00 – 01:30 7 days a week</p>	
--	--	--	--

Decisions taken by the Licensing Sub Committee on Wednesday, 30 June 2021

		Supply of alcohol – 11:00 – 01:30 7 days a week Opening hours – 11:00-02:00 7 days a week	
--	--	--	--

For further details please contact Committee Administration:

Email: Committee_Admin@hastings.gov.uk

Phone: 01424 451719