



# Kent Police

**Chief Officer of Police Representation** in relation to an application for grant of a premise licence made under Part 3 **Section 17** Licensing Act 2003 (S18 Licensing Act 2003)

<b>Details of person making representation</b>	
<b>Name of Chief Officer of Police</b>	Chief Superintendent Smith
<b>Postal Address: (Divisional Headquarters)</b>	Medway Police Station Purser Way Gillingham Kent ME7 1NE
<b>E-mail address</b>	licensing.north.divsion@kent.pnn.police.uk
<b>Telephone Numbers:</b>	
<b>Licensing Co-ordinator</b>	Geoff Rowley 01634 792733
<b>Licensing Officers</b>	Chris Hill 01634 792276
	Clare Cossar 01634 792411
	Diane Holroyd 01634 792733
	Dan Hunt 01634 792411
<b>Details of premises representation is about</b>	
<b>Name of Premises:</b>	Corn Exchange
<b>Address of premises:</b>	Standard Quay Faversham Kent
<b>Date application received by police</b>	10 <sup>th</sup> October 2017
<b>Date representation sent to Licensing Authority</b>	6 <sup>th</sup> November 2017
<p>All representations must be made within 28 days of receipt of initial application</p> <p><i>The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005. Part 4 Reg. 22.</i></p>	

**The Chief Officer of Police has received an application for the grant of a premises licence made under the provisions of Section 17 Licensing Act 2003, and under Section 18 of that Act, asks the Licensing Authority to consider these representations in respect of: -**

Prevention of crime and disorder	X
Public Safety	X
Prevention of public nuisance	X
Protection of children from harm	X

**Is this a representation regarding the Designation of Premises Supervisor under S18 (9) Licensing Act 2003?** No

**If yes complete the appropriate statement:**

**Please give the reason for the representation and detail the evidence supporting it under the appropriate headings:**

This is an application for a new premises licence which will be used as a restaurant on Standard Quay in Faversham.

As this is a new premise there is little information that Kent Police can offer in respect of this premise.

**Supply of Alcohol**

Sunday - Thursday 12:00-22:00

Friday-Saturday 12:00 - 23:00

**Kent Police are opposed to this application as stated and propose the following:**

**1) Prevention of Crime and Disorder**

The promotion of this objective by the imposition of conditions is a key to the Licensing Act 2003. It is important that conditions are attached to this licence that seeks to effectively promote this objective and minimise the risk of it being undermined.

**2) Public Safety**

Much of the representations that have been made in respect of the impact on the Licensing Objective of Crime & Disorder can be mirrored under this objective. Any incident of Public Order or Assault has a propensity to have an element of collateral impact on Public Safety, through the protagonists and their interaction with Police. The conditions need to be clear and precise, there is no mention of door staff or how many will be provided.

**3) Prevention of Public Nuisance**

Public nuisance under the Licensing Act enables the interpretation of nuisance to retain its wider meaning under common law. It therefore retains the breadth and flexibility to take in all the concerns likely to arise from the operation of any premises conducting licensable activities in terms of the impact of nuisance on people living or doing business nearby.

Any incidents that Kent Police responds to are by definition a nuisance to some section of our community. This is more pronounced during the hours of the Night Time Economy. Those that engage in anti-social behaviour and crime brought about by excessive uncontrolled consumption of alcohol are a public nuisance.

**4) Protection of Children from harm**

The applicant has not identified the requirement for identification for sales of alcohol, When children are allowed upon the premises?, any entertainment offered within the premises will be suitable for young persons, Children will be required to be supervised by an accompanying adult at all times, Soft drinks and non-alcoholic drinks will be available and a recognised Proof

of Age Policy will be enforced. There is also no mention of the training of staff and the frequency of the training or when refresher training will be given.

**Kent Police seek the attachment of the following conditions to clarify those proposed in the operating schedule, and assist in the promotion of the licensing objectives:**

1. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition.
  - Cameras shall encompass all ingress and egress to the premises, fire exits and all areas where the sale and supply of alcohol occurs.
  - Equipment must be maintained in good working order, be correctly time and date stamped, recordings MUST be kept in date order, numbered sequentially and kept for a period of 28 days and handed to Police on demand.
  - The premises licence holder must ensure at all times a DPS or appointed member of staff is capable and competent at downloading CCTV footage in a recordable format to the Police and Local Authority on demand.
  - The recording equipment and any discs/tapes shall be kept in a secure environment under the control of the DPS or other responsible named individual.
  - In the event of technical failure of the CCTV equipment the premises licence holder or DPS must report the failure to the Police Licensing Officer immediately ([licensing.north.division@kent.pnn.police.uk](mailto:licensing.north.division@kent.pnn.police.uk))
2. All persons that sell or supply alcohol to customers must have licensing training.
  - Training should take place within six weeks of employment and any new employees will be supervised until the training has taken place.
  - Refresher training should be repeated a minimum of every six months or earlier if required due to changes of legislation.
  - Training records must be kept on the premises and shall contain the nature, content and frequency of all training.
  - Records must be made available for inspection by Police, Police Licensing Officer and authorised officers from the Local Authority upon request either electronically or hard copy.
3. When the premises opens for a function/booking, the DPS/duty manager must risk assess if it is deemed necessary to require SIA door supervisors. If SIA staff are required a minimum of two SIA door supervisor to be on the premises.
4. The premises shall have a written drugs policy, this will detail the strategies to minimise the use and supply of illegal drugs within the premises. The drugs policy shall include a structured training policy for all staff covering the issues of misuse of drugs in relation to licensed premises. Records must be kept to show members of staff who have taken the training.
5. Alcohol is only to be served with a substantial table meal by waiter/waitress service.

6. The licensee shall ensure that no customers will take glasses or open bottles from the premises.

pp PC Clare Cossar  
Supt Tim Smith  
**North Division Area Commander**

Date: 6<sup>th</sup> November 2017