



# 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 Nix
<b>Postal Address: (Divisional Headquarters)</b>	Medway Police Station Purser Way Gillingham Kent ME7 1NE
<b>E-mail address</b>	licensing.north.division@kent.pnn.police.uk
<b>Telephone Numbers:</b>	
<b>Licensing Co-ordinator</b>	Geoff Rowley 01634 792733
<b>Licensing Officers</b>	Gill Angus 01634 792388 Clare Cossar 01634 792411 Chris Hill 01634 792276
<b>Details of premises representation is about</b>	
<b>Name of Premises:</b>	The Golden Hope
<b>Address of premises:</b>	1, Park Road Sittingbourne Kent ME10 1DR
<b>Date application received by police</b>	5 <sup>th</sup> February 2015
<b>Date representation sent to Licensing Authority</b>	13th March 2015 (amended)
All representations must be made within 28 days of receipt of initial application <i>The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005. Part 4 Reg. 22.</i>	

**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 application is for a new Weatherspoons. The location is at the end of the High Street and is in close proximity to other popular licensed premises. This will follow the standard Weatherspoons foot print providing food and drink. As it is a new premise there is no Crime and Disorder attributed to the particular premise, however the other licensed premises nearby have had several incidents of Crime and Disorder and the High Street area has also seen numerous incidents. This end of the High Street is more popular than the other end with night time economy revellers as many people start their evening at The Vineyard/Ypres Tavern and then migrate to Life nightclub. This new premise will ultimately attract a crowd once it opens and it is expected to be a very busy venue.

The Application is for the following:

**Hours of Opening**

Sunday – Wednesday 07:00 – 00:30  
Thursday – Saturday 07:00 – 01:30

**Late Night Refreshment**

Sunday – Wednesday 23:00 - 00:00  
Thursday –Saturday 23:00 – 01:00

**Supply of Alcohol**

Sunday – Wednesday 09:00 – 00:00  
Thursday – Saturday 09:00 – 01:00

**Non-standard Timings**

Christmas Eve, Boxing Day, Maundy Thursday Sundays preceding a Bank Holiday Monday and New Years Eve an additional hour.

**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. The conditions need to be clear and precise.

**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. Licence holders have a responsibility to ensure the safety of those using their premises and this objective is concerned with the safety of persons using the premises rather than public health. Conditions imposed under public safety will also promote the crime and disorder objective.

### **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 protection of children from harm includes protection from moral, psychological and physical harm, therefore this is not just about protecting the children from the inherent harms of alcohol but includes exposure to strong language, and sexual harms which can include provocative behaviour by customers to sexually explicit material in magazines.

**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 on the hard drive and kept for a period of 30 days and handed to Police upon reasonable request.
  - The premises licence holder must ensure at all times a DPS or trained member of staff is capable and competent at downloading CCTV footage in a recordable format to the Police and Local Authority upon reasonable request.
  - 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 within 24 hours unless the CCTV will be repaired before that time ([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.
  - All new front of house staff will complete the full JD Weatherspoon training programme.
  - Refresher training should be repeated a minimum of every six months or earlier if required due to changes of legislation through the JD Weatherspoon e-learning programme
  - Records must be made available for inspection by Police, Police Licensing Officer and authorised officers from the Local Authority either electronically or hard copy.

- 3) The License Holder will operate a system(s) for the recording of incidents and refusal of sale of alcohol at the premise. The system(s) will record the following;
  - a) Day, Date and Time of Refusal/Incident.
  - b) Nature of Refusal/Incident and reason.
  - c) Details of or description of the individual.
  - d) These records will be made available for inspection to any Police Officer, Police Licensing Officer, and Officer of the Local Authority upon reasonable request.
  
- 4) When the premise is open between 21:00hrs and 01:30hrs on Friday and Saturday a minimum of 2 door supervisors must be present at the customer entrance/exit of the premise. At all other times the DPS will risk assess the need for door supervisors but a minimum of 2 door supervisors will be employed if required.

*C. Gill*

DC Gill Angus  
PP. Ch. Supt Matthew Nix  
**North Division Area Commander**

**Date:** 13<sup>th</sup> March 2015