

With the consent of the licence holder, the following proposal for licence conditions is offered to the sub-committee for consideration.

**Conditions suitable for removing:**

**Condition:** The premises licence holder will ensure that all staff receive regular health and safety and food hygiene training. Such training shall take place at least every 2 years and shall be documented and signed by the training co-ordinator and attendees. Such record shall be made available for inspection, upon request, to a Police Constable or Authorised Officer and shall be retained for a rolling period of 4 years.

*Reason: Duplicated through other existing legislation.*

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**Condition:** The licence holder shall be responsible for the carrying out and implementing of a written fire risk assessment within 21 days of the granting of the premises licence and such assessment shall be made immediately available upon request by a representative of the Lancashire Fire & Rescue Service or an authorised officer of the Licensing Authority.

*Reason: Duplicated through other existing legislation.*

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**Condition:** No nuisance shall be caused by noise coming from the premises or by vibration transmitted through the structure of the premises. The licence holder shall be responsible for monitoring any possible noise nuisance and taking appropriate action to eliminate any noise nuisance. A written log shall be maintained at the premises detailing any noise issues or nuisance and shall detail any remedial action taken. Such record shall be dated and signed and shall be made available upon request to a Police Constable or Authorised Officer.

*Reason: Ambiguous condition with regard to subjectivity of noise.*

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**Condition:** The licence holder shall ensure that a zero tolerance policy with regard to drugs and the carrying of weapons is created and implemented at the premises. A log of all incidents under this policy shall be recorded and maintained at the premises with details of the incident and remedial action taken and whether the matter was referred onto anyone else. Such records shall be signed and reviewed by the licence holder on a weekly basis and details of the review shall be documented and signed. Such records shall be made available upon request to a Police Constable or Authorised Officer.

*Reason: Duplicates existing offences under other legislation.*

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**Condition:** Children under the age of 18 years shall not be permitted on the premises unless they are accompanied by a person aged 18 years or over.

**Condition:** The premises licence holder must ensure that an age verification policy is adopted in respect of the premises in relation to the provision of late night refreshment.

**Condition:** The premises licence holder in relation to the premises licence must ensure that the provision of late night refreshment at the premises is carried on in accordance with the age verification policy.

**Condition:** The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served hot food or drink, identification bearing their photograph, date of birth and either—

- a) a holographic mark, or
- b) an ultraviolet feature.

*Reason: Nonsensical conditions*

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**Condition:** The licence holder shall ensure that all staff receives regular training on the promotion of the Licensing Act 2003 objectives and the provision of late night refreshment. Such training shall take place at least annually and shall be documented and signed by the training co-ordinator and attendees. Such record shall be made available for inspection, upon request, to a Police Constable or Authorised Officer and shall be retained for a rolling period of 4 years.

*Reason: No formal training exists for the Licensing Act 2003 objectives and the provision of late night refreshment.*

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**Condition:** The premises licence holder will ensure that all managers and other appropriate staff receive training in the maintenance and operation of the CCTV system. Such training shall take place at least annually. A written record shall be maintained detailing the date of the training, the name and signature of the person providing the training and the name and signature of the staff members receiving the training. Such records shall be made available for inspection, upon request, to a Police Constable or Authorised Officer and shall be retained for a rolling period of 2 years.

*Reason: Over the top condition and beyond reasonableness of the licence holder with regard to training in the maintenance of the system.*

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**Condition:** The licence holder shall ensure that a written risk assessment with regard to public safety is produced and that such risk assessment is reviewed at least annually. A risk assessment and written record of reviews shall be maintained at the premises and made available for inspection upon request to a Police Constable or Authorised Officer. Such records shall be retained for a period of 4 years.

*Reason: Duplicated through other existing legislation.*

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### **Conditions suitable for amending:**

**Condition:** A tamper proof CCTV system shall be installed in the interior and on the exterior of the premises, maintained and operated at the premises in liaison with Lancashire Constabulary and shall be used to record during all hours that the premises are open to the public.

*Amended: A tamper proof CCTV system shall be installed and operated in the interior of the premises covering the public area and on the exterior of the premises, covering the immediate curtilage of the front of the premises and such system shall be used to record during all hours that licensable activity takes place from the premises.*

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**Condition:** A trained member of staff will be on duty to operate the CCTV system at all times that the premises are open.

*Amended: A trained member of staff will be on duty to operate the CCTV system at all times that licensable activity takes place from the premises.*

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**Condition:** Windows and doors shall be kept closed, save for access and egress, whilst the premises is open.

*Amended: Windows and doors shall be kept closed, save for access and egress, at all times that licensable activity takes place from the premises.*

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**Condition:** The licence holder shall have responsibility for making a contact telephone number available to local residents so that any noise disturbances can be reported. Such phone line shall be available and manned at all times that the premises licence authorises the licensable activity. A log of these calls, the disturbance reported and any remedial action taken shall be maintained and made available upon request to a Police Constable or Authorised Officer. Such records shall be retained for a period of 2 years and shall be reviewed, at least weekly, by the licence holder. Details of reviews shall be recorded in the log.

*Amended: The licence holder shall have responsibility for making a contact telephone number available to local residents so that any noise disturbances can be reported. Such phone line shall be available and manned at all times that licensable activity takes place from the premises. A log of these calls, the disturbance reported and any remedial action taken shall be maintained and made available upon request to a Police Constable or Authorised Officer. Such records shall be retained for a rolling period of 12 months and shall be reviewed, at least weekly, by the licence holder. Details of reviews shall be recorded in the log.*

### **Conditions suitable for remaining on the licence:**

The images recorded by the CCTV system shall be retained in unedited form for a period of not less than 31 days and shall be made available for inspection upon request to a Police Constable or Authorised Officer.

External lighting shall be installed in such a position and manner that it does not negatively impact on surrounding neighbours.

A written incident log shall be maintained at the premises and shall provide details of the incident, remedial action taken and shall be signed by the person making the entry. The licence holder shall have responsibility for reviewing the log on a weekly basis and shall record their signature and any further action taken. Such log shall be made available upon request to a Police Constable or Authorised Officer.

There shall be placed at all public exits, signs requesting that customers leave the premises and area quietly and that customers dispose of litter responsibly. Such signs shall be in font size 16 or larger and maintained so as to be legible at all times.

Any external furniture provided by the premises shall be removed between 11am and 5am on every day that the premises is open.

The premises licence shall ensure that arrangements are put in place to ensure that commercial deliveries and the storage and/or disposal of waste and recyclables in external areas is restricted to hours between 8am and 6pm Monday to Friday.

The premises licence holder shall ensure that a litter patrol and collection of all street litter in the immediate vicinity and surrounding streets of the premises is undertaken by staff at the close of business on each trading day. Details of the patrol shall be recorded in a log along with details of the staff member conducting the patrol and their signature. This log shall be made available for inspection immediately upon request by a Police Constable or Authorised Officer and shall be retained for a period of six (6) months.

There shall be provided in the public area of the premises, a container for the storage and disposal of waste foods and other refuse from the premises.