



STROUD DISTRICT COUNCIL

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LICENSING ACT 2003, SECTION 106A(2)

NOTICE (CONDITIONS ON A TEMPORARY EVENT NOTICE) AND STATEMENT OF CONDITIONS

PREMISES ADDRESS	CAPONES, 13 LONG STREET, DURSLEY, GL11 4HL
PREMISES USER	MR STAVROS ANTONIO
NOTICE TYPE	TEMPORARY EVENT NOTICE
	31st DECEMBER 2019 – 1st JANUARY 2020
NOTICE REFERENCE	19/01546/LATEN
DATE OF HEARING	20th DECEMBER 2019
DATE OF DECISION	23rd DECEMBER 2019
DECISION	NOT TO GIVE A COUNTER NOTICE AND TO IMPOSE CONDITIONS ON THE TEMPORARY EVENT NOTICE

On 12th December 2019 the licensing authority received from you, Mr Stavros Antonio, the above temporary event notice (“the notice”) in respect of proposed temporary licensable activities due to take place between 31st December 2019 and 1st January 2020 at Capones, 13 Long Street, Dursley, GL11 4HL. The licensing authority has received an objection under section 104(2) of the Licensing Act 2003 (“the Act”). The licensing authority has decided not to give you a counter notice under section 105 of the Act and instead is imposing one or more conditions on the notice in accordance with section 106A(2) of the Act.

The attached statement (“statement of conditions”) sets out the conditions which have been imposed on the notice.


The objection which applies is indicated by an “X” in the following table.

Objection	Insert “X” as applicable
A chief officer of police for any police area in which the premises are situated is satisfied that allowing the premises to be used in accordance with the notice would undermine a licensing objective.	X
A local authority exercising environmental health functions for the area in which the premises are situated is satisfied that allowing the premises to be used in accordance with the notice would undermine a licensing objective.	

A copy of this notice will be sent to the chief of police and the local authority exercising environmental health functions for the area in which the premises specified in the temporary event notice you gave is situated.

The Licensing Act 2003 does not make provision for you to appeal against this counter notice.

Under section 136 of the Licensing Act 2003, a person commits an offence if he carries on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation; or if he knowingly allows a licensable activity to be so carried on. A person convicted of such an offence is liable to imprisonment for a term not exceeding six months or to a fine of any amount, or to both.

SIGNATURE	 On behalf of the licensing authority	DATE	23/12/2019
Name of Officer signing	ROSLYN MEENAGH, SOLICITOR TO THE LICENSING PANEL		


STATEMENT OF CONDITIONS

The conditions are:

1. Notices shall be displayed at the entrance to and inside the Premises which state that closed-circuit television is in operation.
2. There shall be present at the Premises at all times at which they are open:
 - a. a minimum of 1 door supervisors per 100 patrons; AND
 - b. a minimum of 4 of door supervisors between the hours of 2200 and the time at which the Premises close.A minimum of 2 door supervisors shall be stationed on Long Street at the front of the adjoining premises for not less than 30 minutes following the departure of the last patron from the Premises.
3. An incident book shall be maintained at the Premises in which shall be recorded the time, date and circumstances of all refusals of entry of persons to the Premises and removals of persons from the Premises together with the name or a description of the person ejected.
4. At all times at which the Premises are open there shall be present a member of staff possessing a valid First Aid at Work certificate or equivalent and that person shall have access to an adequate first aid kit at all times provided that this condition shall not apply for the first 28 days following the date of the Licence.
5. The "Challenge 21" Scheme shall be adopted and adhered to at the Premises and a recognised form of identification will be requested from any person appearing to be under the age of 21 years before that person is served with an alcoholic drink.
6. All staff at the Premises shall receive training regarding their obligations in terms of preventing the sale of alcohol to minors. Such training will be delivered as part of the induction programme for new staff and thereafter at intervals not exceeding 3 months. A register of such training shall be kept and shall be signed by staff upon receiving the training.
7. No licensable activity shall be carried on upon and no alcoholic drink shall be taken onto the external parts of the Premises at any time between 2300 hours 1000 hours.
8. No alcoholic drinks shall be served on the Premises between 2300 hours and 1000 hours at any time when persons under 18 are on the Premises.
9. The Premises shall be fitted with closed circuit television of the highest available standard which shall operate continuously throughout the opening hours of the Premises and which shall capture a clear view of:
 - a. the head and shoulders of all persons entering and leaving the premises;
 - b. all external areas of the Premises;
 - c. all bars and tills;
 - d. all internal areas of the Premises to which Patrons have access save for the toilets;
 - e. all of the external part of the entrance to the Premises together with the alleyway leading up to it

All footage shall display the date and time at which it was recorded, shall be retained for not less than 31 days and shall be handed over to the Licensing Authority or the Police upon request.

10. A member of staff shall patrol the area in the vicinity of the Premises at least half hourly intervals at all times at which the Premises are open between 2300 and the time at which the Premises closes for the purposes of assessing the level of noise emanating from the Premises. If it appears from such observation that there is a level of noise emanating from the Premises which would in the opinion of a reasonable person be likely to cause a disturbance to the occupants of properties near to the Premises, the volume of any live or amplified music or similar entertainment going on on the Premises shall be reduced to a level sufficient to eliminate such disturbance. A log shall be kept of all such patrols which shall include the name of the person patrolling, the time of the patrol, a list of the areas patrolled and a record of the findings of the patrol and action taken.

SIGNATURE		DATE	23/12/2019
	On behalf of the licensing authority		
Name of Officer signing	ROSLYN MEENAGH, SOLICITOR TO THE LICENSING PANEL		