

## SOUTH CAMBRIDGESHIRE DISTRICT COUNCIL

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**REPORT TO:** Licensing Sub-Committee (2003 Act) 18 January 2008  
**AUTHOR/S:** Corporate Manager, Health and Environmental Services / Assistant Licensing Officer

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### **APPLICATION TO VARY THE EXISTING CLUB PREMISES CERTIFICATE CONDITIONS: LINTON GRANTA FOOTBALL CLUB, MEADOW LANE, LINTON**

#### **The Application**

1. The application (**APPENDIX A**) to vary the existing licence for the Linton Granta Football Club was accepted by the licensing section on the 23 November 2007. The requirements for advertising and displaying relevant notices were carried out in accordance with the Licensing Act 2003.

#### **The premises are currently permitted to open:**

- Monday to Saturday between 10.00am and 23.20pm,
- Sunday - Midday to 22.50 pm,
- New Years Eve 10.00am – midnight
- New Years Day 00.00 hrs – 23.00pm
- Premises are licensed for both on and off licence sales to club members and their guests only.

#### **Background**

2. The premises are located on a large open space area used for the recreation ground and Bowling Green, with residential properties to one side of the club building. The premises doors open onto the main central area of the green. There is no car parking on the premises. (Map attached as **APPENDIX B**)

The variation application is for: -

- **To allow Live Music (Indoors and Outdoors)**  
Monday to Thursday 10.00 hours to 23.00 hours  
Friday 10.00 hours – 01.00 hours  
Saturday 10.00 hours – 00.00 hours  
Sunday 12.00 hours to 23.00 hours  
New Years Eve 10.00 hours to 01.00
- **To allow Recorded Music (Indoors and Outdoors)**  
Monday to Thursday 10.00 hours to 23.00 hours  
Friday 10.00 hours – 01.00 hours  
Saturday 10.00 hours – 00.00 hours  
Sunday 12.00 hours to 23.00 hours  
New Years Eve 10.00 hours to 01.00
- **To allow Performance of Dance (Indoors and Outdoors)**  
Monday to Thursday 10.00 hours to 23.00 hours  
Friday 10.00 hours – 01.00 hours  
Saturday 10.00 hours – 00.00 hours  
Sunday 12.00 hours to 23.00 hours



## **Officer's Views**

4. When considering the application, Members should be aware that they may only take into consideration the parts of the application that represent a variation. The representations submitted by the general public relate to Public nuisance and Prevention of Crime & Disorder, guidance from the SCDC Licensing Policy and Secretary of State Guidance is offered on these matters below.

## **Policy Considerations**

5. Guidance issued under section 182 of the Act outlines a number of conditions that may be used to promote the four objectives. Whilst this list is not exhaustive it is an indication to applicants of the conditions that may be considered appropriate in individual cases.
6. It should be noted that in addition to any relevant conditions placed on a premise that it is unlawful under the 2003 Act:
  - 1) to knowingly sell or supply or attempt to sell or supply alcohol to a person who is drunk
  - 2) to knowingly allow disorderly conduct on licensed premises
  - 3) for the holder of a premises licence or a designated premises supervisor knowingly to keep or to allow to be kept on licensed premises any goods that have been imported without payment of duty or which have otherwise been unlawfully imported
  - 4) To allow the presence of children under 16 who are not accompanied by an adult between midnight and 5am at any premises licensed for the sale of alcohol for consumption on the premises, and at any time in premises used exclusively or primarily for the sale and consumption of alcohol.

## **Conditions enforcing these arrangements will therefore be unnecessary**

4. ***Conditions relating to the prevention of public nuisance.***
  - a) *Consideration may be given to conditions that ensure that:*
    - 1) *Noise or vibration does not emanate from the premises so as to cause a nuisance to nearby properties*
    - 2) *Prominent, clear and legible notices are displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.*
    - 3) *The use of explosives, pyrotechnics and fireworks of a similar nature which could cause disturbance in the surrounding areas are restricted.*
    - 4) *The placing of refuse - such as bottles- into receptacles outside the premises takes place at times that will minimise the disturbance to nearby properties.*
    - 5) *Noxious smells from the licensed premises are not permitted (subject to existing legislation not providing adequate measures) so as to cause a nuisance to nearby properties and the premises are properly vented.*
    - 6) *Flashing or particularly bright lights on or outside licensed premises (any such condition must be balanced against the benefits of providing lighting to promote the prevention of crime and disorder).*
  - b) *Hours*

*The hours during which the premises are permitted to be open to the public or to members and their guests can be restricted by the conditions of a premises licence or club premises certificate for the prevention of public nuisance:*

- 1) *Conditions may be placed on premises restricting (other than where they are protected by the transitional provisions of the Act) the hours during which premises are permitted to be open to the public or to members and their guests.*
- 2) *Restrictions may be necessary on the times when certain licensable activities take place even though the premises may be open to the public at such times*
- 3) *Restrictions may be necessary on parts of a premise used for certain licensable activities at certain times.*

## **2. Conditions relating to Crime and Disorder**

### **a) Door Supervisors** (registered with the Security Industries Authority)

The Local Authority recognises that in applications where door supervisors are referred to in the operating schedule conditions relating to door supervisors are mandatory. Where conditions are attached relating to the provision of door supervisors and security they may be valuable in:

1. preventing the admission and ensuring the departure from the premises of the drunk and disorderly, without causing further disorder;
2. keeping out excluded individuals (subject to court bans or bans imposed by licence holder);
3. Searching and excluding those suspected of carrying illegal drugs or carrying offensive weapons and;
4. maintaining orderly queuing outside venues

Where door supervisors are to be a condition of a licence they are required to be licensed through the Security Industries Authority in line with the Securities Industry Act 2000.

### **b) Bottle bans**

It is recognised that glass vessels (ie bottles and glasses) may be used as weapons inflicting serious harm during incidents of disorder. Conditions may include:

1. No bottles containing beverages of any kind, whether open or sealed, shall be given to customers on the premises whether at the bar or by staff service away from the bar
2. No customer carrying open or sealed bottles shall be admitted to the premises at any time that the premises are open to the public.

In appropriate circumstances conditions may exempt bottles containing wine or similar sold for consumption with a table meal by customers who are seated in a separate area from the bar.

**c) CCTV**

The presence of CCTV cameras can be an important means of deterring and detecting crime at and immediately outside licensed premises. Conditions may include:

1. The need to have CCTV cameras on the premises
2. The precise positioning of each camera
3. The requirement to maintain cameras in good working order
4. The requirement to retain recordings for an appropriate period.

*d) Other conditions that may be considered relevant to promote the reduction of crime and disorder may include:*

1. Restriction on drinking areas
2. Capacity limits
3. Proof of age cards
4. Crime prevention notices
5. Signage at or immediately outside the premises
6. Use of plastic containers and toughened glass

**Legal Implications**

7. All parties will maintain a right of appeal to a Magistrate's Court after the determination of this committee.

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