

Summary of Application (Variation)

Name of Premises	One Stop Kirton in Lindsey	Type of Application	Application to Vary a Premises Licence
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Details of Proposed Variation

Point Number	Detail	Action
1	An application has been received to Vary a Premises Licence for One Stop, 11-13 High Street, Kirton in Lindsey, DN21 4LZ. A copy of the application can be found at Appendix B.	
2	The current Licence authorises: Sale of alcohol for consumption off the premises only: Monday to Sunday, 06:00hrs to 23:00hrs. The current opening hours are: Monday to Sunday, 05:00hrs to 23:00hrs A copy of the current Licence can be found at Appendix C.	
3	The application to vary the premises licence proposes: Sale of alcohol for consumption off the premises only: 24 hours a day (unrestricted) The provision of late night refreshment: Monday to Sunday, 23:00hrs to 05:00hrs Opening hours: 24 hours a day (unrestricted)	
4	The application to vary the premises licence also proposes to replace existing conditions at Annex 2, as follows:	
5	Conditions – General (Existing) <u>CCTV</u> A full CCTV system shall be in operation at the premises and shall be maintained in a good working order. The system shall cover the internal areas so that persons purchasing alcohol can be easily identified. The CCTV system shall be registered in accordance with the Data Protection Act. Cameras will be positioned as to view those areas that are not supervised, or in view of the counter, with one of the cameras providing a front facial view of customers at the tills. The system shall be capable of continuously recording and copies of such recordings shall be kept for a period of not less than 28 days and shall be available to any of the Responsible Authorities upon request. If the system uses tapes then there should be sufficient for 28 days. These tapes shall be replaced every six months to maintain the quality of the images recorded, or sooner, if deemed appropriate by a responsible person.	

	<p>The premises licence holder will be responsible for the operation of the system and shall ensure that it is maintained in accordance with these codes of practice. The system and cameras shall be maintained in full working order. Recordings shall be made of each trading period conducted at the premises.</p> <p>A challenge 21 or 25 policy shall be in place and brought to the customer's attention by way of point of sale material where the alcohol is displayed and at the checkout;</p> <p>All tills shall have a prompt system for alcohol sales;</p> <p>Anyone who appears to be under 21 or 25 shall be asked to produce recognised photographic proof of age document. Acceptable forms of identification shall be 'passport', 'photocard driving licence' or 'pass' approved and hologrammed identification;</p> <p>A refusals book or electronic log shall be kept recording the details of refused or challenged alcohol sales, which shall be audited by the Designated Premises Supervisor (DPS) or duly appointed key member of staff to assess employees compliance with the company's policy on refusing alcohol sales;</p> <p>All staff will be trained in relation to the sale of age restricted goods upon commencement of their employment. Thereafter the training shall be refreshed at regular intervals with regard to the company's policy on alcohol sales. The DPS or duly appointed key member of staff shall maintain a written record of all training, which employees shall be required to sign and date to confirm that they have read and understood it.</p>	
6	<p>Conditions – General (Proposed) No conditions attached.</p>	
7	<p>Conditions – The Prevention of Crime and Disorder (Existing) A register of all major incidents shall be kept.</p> <p>An intruder alarm system shall be in place on the premises, and shall be maintained and in a good working order.</p>	
8	<p>Conditions – The Prevention of Crime and Disorder (Proposed)</p> <ol style="list-style-type: none"> 1. A digital CCTV system will be installed, or the existing system maintained, such system to be fit for the purpose. 	

	<p>2. The CCTV system shall be capable of producing immediate copies on site. Copies of recordings will either be recorded digitally on to CD/DVD or other equivalent medium.</p> <p>3. Any recording will be retained and stored in a suitable and secure manner for a minimum of 31 days and shall be made available, subject to compliance with Data Protection legislation, to the police for inspection on request.</p> <p>4. The precise positions of the camera may be agreed, subject to compliance with Data Protection legislation, with the police from time to time.</p> <p>5. The system will display, on any recording, the correct time and date of the recording.</p> <p>6. The CCTV system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.</p> <p>7. An incident book/register shall be maintained to record:</p> <p>a) all incidents of crime and disorder occurring at the premises</p> <p>b) details of occasions when the police are called to the premises.</p> <p>This book/register shall be available for inspection by a police officer or other authorised officer on request.</p>	
9	<p>Conditions – Public Safety (Existing) No conditions attached.</p>	
10	<p>Conditions – Public Safety (Proposed) There will at all times be adequate levels of staff maintained at the premises. Such staff levels will be disclosed, on request, to the licensing authority and police.</p>	
11	<p>Conditions – The Prevention of Public Nuisance (Existing) The external area of the premises shall be cleared of all litter on a regular basis.</p>	
12	<p>Conditions – The Prevention of Public Nuisance (Proposed) Adequate waste receptacles for use by customers shall be provided in and immediately outside the premises.</p>	
13	<p>Conditions – The Protection of Children from Harm (Existing) No conditions attached</p>	
14	<p>Conditions – The Protection of Children from Harm (Proposed)</p> <p>1. The premises licence holder will ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence</p>	

	<p>holder so elects) to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form of identification that complies with any mandatory condition that may apply to this licence.</p> <p>2. Signage informing customers of the age verification policy adopted at the premises will be prominently displayed.</p> <p>3. All sales tills shall prompt the cashier making a sale of alcohol to verify that the customer is aged 18 or over.</p> <p>4. All staff engaged or to be engaged in the sale of alcohol on the premises shall receive training in age restricted sales. Induction training must be completed and documented prior to the sale of alcohol by the staff member. Refresher/reinforcement training must be completed and documented at intervals of no more than 6 months. Training records will be available for inspection by a police officer or other authorised officer on request.</p> <p>5. All cashiers shall be trained to record refusals of sales of alcohol in a refusals book/register. The book/register will contain:</p> <p>a) details of the time and date the refusal was made; b) the identify of the staff member refusing the sale; c) details of the alcohol the person attempted to purchase.</p> <p>This book/register shall be available for inspection by a police officer or other authorised officer on request.</p>	
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Summary of Representations by Responsible Authorities

Point Number	Detail	Action
15	Appendix D – Environmental Protection North Lincolnshire Council’s Environmental Protection Team have stated that they have “no objections” to the application.	
16	Appendix E – Trading Standards North Lincolnshire Council’s Trading Standards Team have stated that they have “no issues” regarding the application.	
17	Appendix G – Humberside Police Humberside Police have stated that they have “no objection” to the application.	

Summary of Representations from Other Persons

Point Number	Detail	Action
18	<p>Appendix F – Kirton In Lindsey Town Council Kirton in Lindsey Town Council have submitted a representation, objecting to the application. The representation is made on the grounds of:</p> <ul style="list-style-type: none"> • The Prevention of Crime and Disorder • The Prevention of Public Nuisance • Public Safety <p><i>“The Council wishes to make representation in objection to this application relating to the objectives Prevention of Crime and Disorder, Public Safety and Prevention of Public Nuisance. The Council notes specific concerns about the quiet, isolated nature of the High Street/Market Place located in a small rural town; that there is no CCTV (except for at the shop itself) covering the wider area which will be impacted, that there is no policing presence in the town for the prevention of potential crime and disorder and the enforcement of the prevention of public nuisance, this would become the only facility offering the sale of alcohol in the time frame proposed, it is likely to encourage anti-social behaviour through consumption of alcohol in an abusive fashion; due to the isolated rural area, the location of the premise will further encourage driving to the premises for the purchase of alcohol and therefore could result in increased risk of drink driving without any policing presence for enforcement; the Market Place in Kirton in Lindsey is vastly declining as a commercial centre and becoming a predominately residential area increasing likelihood of public nuisance; there is no infrastructure in place to manage this change due to the lack of police presence and timeframe for police response; there are no public toilets available during the proposed extended opening hours which could increase the potential for disorder, public safety issues and public nuisance.”</i></p>	
19	<p>Appendix H – Mrs McCartney Mrs McCartney, a local resident and business owner, has submitted a representation, objecting to the application. The representation is made on the grounds of:</p> <ul style="list-style-type: none"> • The Prevention of Crime and Disorder • The Prevention of Public Nuisance • The Protection of Children from Harm <p><i>“The Market Place has a history of anti-social behaviour and in recent months the police have worked very hard to discourage such behaviour. The Market Place became an area for young people to congregate, drink and take drugs. This had a negative impact on both our business and home</i></p>	

	<p><i>life. I am concerned if this application was successful that this behaviour would reoccur.</i></p> <p><i>As previously stated, we own The George and we have worked for years to establish our business. We have a number of letting rooms which face directly onto the shop in question. If this licence is granted, the guests staying in our building would be affected by the lights from One Stop (Londis). Seven of our eight guest rooms face the shop.</i></p> <p><i>I also feel that there would be an increase in noise. Having the shop open 24hrs would cause an increase in traffic during the night. The High Street is a residential area with some commercial properties, however all the businesses within the High Street currently close at a reasonable hour.</i></p> <p><i>As previously stated, the Market Place has a history, a very recent history too, of anti-social behaviour. This has included children drinking, drug taking and being involved in violence. We have worked with the police and they have worked closely with the local high school. The police have worked hard to reduce this behaviour and I feel by giving this licence, all this hard work would be undone. Having this premises open during the night would give some groups of young people a reason to begin congregating in the Market Place again.”</i></p>	
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Summary of Statutory Guidance Issued under s182 of The Licensing Act 2003

Point Number	Detail	Action
20	Prevention of Crime and Disorder – pages 6 to 7	
21	Public Safety – page 7	
22	Public Nuisance – pages 9 to 10	
23	Protection of Children from Harm – pages 10 to 12	

Summary of North Lincolnshire Council’s Licensing Policy

Point Number	Detail	Action
24	Prevention of Crime and Disorder – pages 33 to 42	
25	Public Safety – pages 43 to 49	
26	Prevention of Public Nuisance – pages 50 to 55	
27	Protection of Children from Harm – pages 56 to 62	