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Our Ref: NB  
Your Ref:  
Date: 8 December 2020

North Lincolnshire Council  
Licensing Team  
Church Square House  
Scunthorpe  
North Lincolnshire  
DN15 6XQ

Dear Sir/Madam

**Re: Application for a Premises Licence – Oscars, Scunthorpe**

Further to the application for the premises licence at Oscars, having considered the application I hereby notify you that on behalf of the Licensing Authority as a Responsible Authority and on behalf of the Health and Safety Team I am making a representation in relation to the content of the application.

The premises is situated within the Cumulative Impact Zone and as a result the application must satisfy the Licensing Authority that they will not have a negative impact on the Licensing Objectives. This application fails to do so. Further, the premises has a poor history in relation to management and the adherence with the conditions attached to the licence- which give serious cause for concern. The proposed variation will have a significant impact on the said objectives.

Therefore, in order to agree to the application, the following conditions are deemed appropriate to mitigate the potential impact on the Licensing Objectives:

- 1. The Prevention of Crime and Disorder** – replace the current CCTV condition with the following wording to ensure that the CCTV system is fit for purpose:

*CCTV shall be installed and maintained as follows:*

- CCTV must be provided in the form of a continuous recording system providing real time pictures of evidential quality in all lighting conditions. Facial recognition must be provided for pictures of access to and egress from the premises.*
- Cameras must be positioned to view all access to and egress from the premises [including fire exits] and all areas where the sale/supply of alcohol occurs.*
- Recordings must be correctly time and date marked.*

- d. *Recordings must be in date order, numbered sequentially and kept for a minimum period of 31 days.*
- e. *The Premises Licence Holder must ensure an appointed member of staff is capable of downloading CCTV footage in a recordable format at all times the premises are operating.*
- f. *Recordings must be provided to officers under the direction and control of the Chief Constable of Humberside Police and employees of the Licensing Authority on request.*
- g. *The recording equipment and all media used to record data shall be kept in a secure environment under the control of the DPS or other responsible named individual.*
- h. *A monitor with a minimum 15" screen must be placed in such a position so as to be viewed by staff working in the [sales / public area] of the premises and by customers.*
- i. *CCTV warning signs must be displayed in public areas of the premises*
- j. *An operational daily log report must be maintained endorsed by signature, indicating the system has been checked by the DPS or other responsible named individual and is compliant, in the event of any failings actions taken must be recorded.*
- k. *CCTV equipment must be maintained in good working order.*

**2. The Prevention of Crime and Disorder** – The offered condition on SIA licensed door supervisors is noted, however there are times that a minimum of two SIA licensed SIA staff should be employed. Therefore I would suggest that from 22.00 hours a minimum of 2 SIA licensed door supervisors are employed where upto 100 persons are in attendance on the licensed premises, with further SIA licensed door supervisor employed for each additional 100 persons or part thereof.

**3. The Protection of Children From Harm** – In relation to the application to remove the restriction of allowing children on to the premises I would seek the following conditions on the licence:

- a. *Persons under the age of 18 shall be accompanied by a parent, guardian or other responsible family member.*
- b. *The premises shall operate a "Challenge 25 Policy and shall only sell alcohol to persons who appear to be under the age of 25 on the production of either a valid DVLA driving licence, Passport, or PASS accredited ID card. The premises shall display signs stating that a Challenge 25 Policy is in force; and*
- c. *A record shall be maintained in a numbered paginated book of all refusals.*
- d. *Persons under the age of 18 shall not be permitted on the premises after 21.00 hours.*

**4. Public Safety** – In relation to public safety, the premises has a poor record of compliance with public safety related matters and the current directors of the company and the DPS have previously faced significant enforcement action. As the following condition would be deemed appropriate:

- a. *The licence holder shall employ a qualified and competent person to operate as the Food Business Operator. This person must not be John White or Jason Benstead.*

The licence for this premises has previously been revoked and the two parties involved in the previous business are the same people as the applicant. We have serious concerns in relation to this application and if the conditions are not accepted then we would recommend that the application is refused.



**Assistant Group Manager – Food and Licensing**