

## Details of Determination

<b>Application:</b> For a review of a premises licence	<b>Chairman:</b> Councillor A Bucknell <b>Member 1:</b> Councillor D Allen <b>Member 2:</b> Councillor H Plenty
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**At:** The Guildhall Bar, 9 Oxford Street, Malmesbury

### Determination of hearing

In reaching our determination we have taken into account the Council's Licensing Policy and Government guidance, including the licensing objectives. We have also taken into account the Review Applicant's submission the relevant representations received and the comments made by all parties at the hearing.

We have determined that:

- (1) The premises licence is to be suspended for a period of up to two calendar months to enable the premises to reposition itself within the night time economy of Malmesbury and carry out required staff training. If the licence holder can satisfy the Police and Licensing Officer that all of the required conditions set out in (2) below have been successfully implemented, then permission may be granted in writing by the Licensing Officer for the premises to open prior to the end of this two month period.
- (2) The following additional conditions are to be imposed on the premises licence:
  - (a) No person under the age of eighteen years may be on the premises at any time during licensed hours for a period of three months, to commence from the date that the premises has re-opened, following the suspension in (1) above.
  - (b) All staff serving alcohol on the premises shall have undertaken the BII Social Responsibility Course at the cost of the designated premises supervisor.
  - (c) Records shall be maintained on the premises detailing the training of staff in relation to licensing law, with particular emphasis on the prevention of under age sales and the legal requirement not to serve persons who are intoxicated, such records to be available for inspection by the Police or Licensing Officer on request .
  - (d) The premises implements and operates a think 25 policy.
  - (e) A risk assessment of the requirement for SIA staff be carried out by the designated premises supervisor, Upon completion, this risk assessment should be provided to the Licensing Officer and Police. This risk assessment should be reviewed annually.
  - (f) CCTV will be installed at the premises to the satisfaction of the Police, The cameras will cover all areas accessed by the public including entrances and exits. The quality of recorded images will be of sufficient quality so as to allow identification. The images will be retained securely for a minimum of 28 days and will be presented on demand to the Police Authority.
- (3) Mr Colin Pike is to be removed as the designated premises supervisor and a new DPS appointed prior to the reopening of the premises.

**Reason/s for decision**

The Hearing has considered the concerns of the police and interested parties in relation to the protection of children from both physical and moral harm and the prevention of public nuisance and is satisfied that the conditions set out above are proportionate and necessary to address these concerns.