

Crawley Borough Council

	Report No: ES/216	
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Report to **Licensing Sub Committee**
Tuesday 14th July 2009

Review of a Premises Licence

Licensing Act 2003;

Co-op

1-2 Tilgate Parade

Tilgate

Crawley

West Sussex

RH10 5EH

Angela Tanner – Head of Environmental Services

1. Details of Application

- 1.1 On the 01st June 2009, Sussex Police as a 'responsible authority' submitted an application to the Council as the Licensing Authority for the Borough of Crawley for a REVIEW of above mentioned premises licence.
- 1.2 Sussex Police has requested a review on the grounds that the licence holder is not promoting the statutory objective(s) of:-
(I) Preventing crime and disorder
(II) The protection of children from harm
- 1.3 Additional material comprising of witness statements and other documents in support of the review application to follow.

Reference Documents and Guidance

Appendix A
Copy of the Review Application plus supporting material

s.51 – LA03
Information pack
Part 7

Appendix B – to follow

- 1.4 'The Co-Operative Group Ltd', currently has a premises licence for the sale by retail of alcohol for consumption off the premises which is at 1-2 Tilgate Parade, Tilgate, Crawley. **Appendix C**
Copy of the current premises licence
- 1.5 The premises licence was granted in accordance with the provisions of the Act to:
"The Co-Operative Group Ltd" **Appendix C**
- 1.6 The 'designated premises supervisor' (DPS) named on the licence is:-
Mr Eqbal Ebrahim **Appendix C**
- 1.7 On Monday 29th June 2009, the premises licence holder, through their representative, submitted documentation for the consideration of the Licensing Authority, copy attached as Appendix D. **Appendix D**
(The information contained in this appendix is exempt from disclosure by virtue of Paragraphs 1 (information relating to an individual) and 3 (information relating to business affairs) of Part 1 of Schedule 12A to the Local Government Act 1972. It is, therefore, circulated separately to Members of the Sub-Committee and the applicant)

2 Consultation

- 2.1 In accordance with legislation the Council, as the relevant Licensing Authority, shall advertise any application for a review of a premises licence by displaying prominently a notice:
- (a) on or near the site of the premises to which the application relates where it can be conveniently read from the exterior of the premises by the public.
 - (b) the offices of the Council in a central and conspicuous place
 - (c) on the Council website if so available.
- 2.2 This notice must be displayed for no less than 28 consecutive days starting on the day after the application was received by the licensing authority.
- 2.3 The notice in accordance with legislation was posted in and immediately outside of the premises by the Council's Licensing Staff on the 02nd June 2009. The notice was also posted on the Town Hall notice board and on the Council's website.
- 2.4 A representation was received as a result of the public notice. **Copy of the relevant representation**
Appendix E

3 Background

- 3.1 The Council is the 'relevant licensing authority' in relation to any premises within the Borough of Crawley which is to be used for one or more 'licensable activities' in accordance with the Licensing Act 2003 "the Act". **Information Pack Part 3**
- 3.2 Section 51 of the Act states where a premises licence has effect, an interested party or a responsible authority may apply to the relevant licensing authority for a review of a licence provided that the grounds for the review are relevant to the 'licensing objectives' are not frivolous, vexatious or repetitious. **s.51 – LA03**
Information pack
Part 7
- 3.3 The proceedings set out in the Act for reviewing premises licenses represent a key protection for the community where problems associated with the licensing activities are occurring after the grant or variation of a premises licence. **S182 – Guidance 11.1**
- 3.4 There is certain criminal activity that may arise in connection with licensed premises which the Secretary of State considers should be treated particularly seriously. These are, amongst others, the use of licensed premises for the purchase and consumption of alcohol by minors which impacts of the health, educational attainment, employment prospects and propensity for crime of young people. **S182 – Guidance 11.25**
- 3.5 Upon receipt of an application for the review of a premises licence the licensing authority must hold a hearing to consider it and any relevant representations.
- 3.6 The licensing authority must, having regard to the application and any relevant representations, take such of the steps below (if any) as it considers necessary for the promotion of the licensing objectives:- **Section 52**
- Modify the conditions of the premises licence (*that is, to alter or omit any existing conditions or to add any new conditions*)
 - Exclude a licensable activity (*permanently or for a temporary period not exceeding 3 months*)
 - Remove the designated premises supervisor,
 - Suspend the licence (*for a period not exceeding 3 months*),
 - Revoke the licence.
- 3.7 Failure to comply with any condition attached to a licence is a criminal offence, which on conviction is be punishable by a fine of up to £20,000 or up to 6 months imprisonment or both.
- 3.8 The following parties may appeal the decision of a licensing authority on any application for review of a premises licence:
- (a) the applicant for the review,
 - (b) the holder of the premises licence,

(c) any other person who made a relevant representation in relation to the application.

3.9 On an appeal against a decision of a licensing authority a magistrates court may:

(a) dismiss the appeal,

(b) substitute for the decision appealed against any other decision which could have been made by the licensing authority, or

(c) remit the case to the licensing authority to dispose of in accordance with the direction of the court

and make such order as to costs as it thinks fit.

3.10 In anticipation of any such appeal, it is therefore important that licensing authorities should give comprehensive reasons for its decisions. Failure to give adequate reasons could itself give rise to grounds for an appeal.

3.11 It is particularly important that reasons should also address the extent to which the decision has been made with regard to the licensing authority's statement of policy and the Secretary of State's Guidance issued under section 182 of the Act.

**'Statement of Policy'
Information Pack
Part 1**

3.12 In deciding the application for review it is expected that licensing authorities should so far as possible seek to establish the cause or causes of the concerns which the application identifies. The remedial action taken should generally be directed at these causes and should always be no more than a necessary and proportionate response.

**S182 – Guidance
11.18**

4 Staffing, Financial and Legal Implications

4.1 There are no extra staffing or financial implications to the Council, save for those laid out in Part 10 of the Information Pack in respect of possible appeals

**Information Pack:
Part 10
(General)**

4.2 The Council is required to consider the impact any decision may have on an individual's Human Rights.

**Information Pack:
Part 10
(General)**

4.3 The Council is required to consider the impact any decision may have on crime and disorder in the area (Section 17, Crime and Disorder Act, 1998).

5 Community Strategy and Corporate Plan;

5.1 See part 10 (General); Information pack

**Information Pack:
Part 10**

6 Considerations to be Addressed in Accordance with Licensing Guidance issued under section 182 of the Licensing Act 2003

6.1 Members must give due consideration to the merits of each individual case. Attention is drawn to the following sections of the 'Members' Information Pack';

Council's Licensing Policy,
LACORS Guidance,
CBC Hearing Procedures,
Premises Guidance,
Licensing Act (premises),
Regulations (premises),
Conditions (premises)

Part 1
Part 2
Part 2
Part 3
Part 3
Part 3
Part 8 & 9

6.2 The aim of the Council's policy is to promote the licensing objectives set out in the Act whilst securing the safety and amenity of residential communities and facilitating a sustainable entertainment and cultural industry.

**CBC Alcohol
Licensing Policy
1.2**

6.3 Members should also consider the Guidance under section 182 of the Act, issued by the Secretary of State, in particular the following parts of it:

Reviews: Section 11

Conditions: Annex D
Crime & Disorder Part 1
Protection of Children Part 5

6.4 It is envisaged that licensing authorities, the police and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime.

**S182 – Guidance
11.26**

6.5 Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crime, it is expected that revocation of the licence – even in the first instance – should be seriously considered.

**S182 – Guidance
11.26**

6.6 Section 4 of the 2003 Act provides that in carrying out its functions, a licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182. The requirement is therefore binding on all licensing authorities to that extent.

**S182 – Guidance
1.8**

6.6.1. However, nothing in the Guidance should be taken as indicating that any requirement of licensing law or any other law may be overridden (including the obligations placed on the authorities under human rights legislation). The Guidance does not in any way replace the statutory provisions of the Act or add to its scope and licensing authorities should note that interpretation of the Act

is a matter for the courts.

- | | | |
|------|--|--|
| 6.7 | The guidance cannot anticipate every possible scenario or set of circumstances that may arise and as long as licensing authorities have properly understood the Guidance they may depart from it if they have reason to do so as long as they are able to provide full reasons. | S182 – Guidance
Page 10 |
| 6.8 | Departure from the Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken. | S182 – Guidance
Page 10 |
| 6.9 | Each application must be considered on its own merits and any conditions attached to licences and certificates must be tailored to the individual style and characteristics of the premises and events concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions. Standardised conditions should be avoided and indeed may be unlawful where they cannot be shown to be necessary for the promotion of the licensing objectives in any individual case. | Section 182
Statutory Guidance
1.15 |
| 6.10 | In addition, when considering a new premises licence or following reviews that have identified problems with a particular premises, licensing authorities may consider imposing conditions as appropriate such as door supervisors, CCTV etc | Section 182
Statutory Guidance
1.27 |
| 6.11 | All local authorities must fulfil their obligations under section 17 of the Crime and Disorder Act 1998 when carrying out their functions as licensing authorities under the 2003 Act. | Section 182
Statutory Guidance
1.28 |
| 6.12 | Section 17 is aimed at giving the vital work of crime and disorder reduction a focus across the wide range of local services and putting it at the heart of local decision-making. It places a duty on certain key authorities, including local authorities and police and fire and rescue authorities to do all they reasonably can to prevent crime and disorder in their area | Section 182
Statutory Guidance
1.29 |
| 6.13 | In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the licensing authority must give appropriate weight to: <ul style="list-style-type: none">• the steps that are necessary to promote the licensing objectives;• the representations(if any), (including supporting information) presented by all the parties;• section 182 Guidance;• its own statement of licensing policy. | Section 182
Statutory Guidance
9.25 |
| 6.14 | Conditions which relate to the four licensing objectives could be used where necessary and appropriate to the particular circumstances of an individually licensed premises. It is important that they should not be applied universally and treated as standard conditions irrespective of | Section 182
Statutory Guidance
10.5 |

circumstances.

- 6.15 The Act requires that licensing conditions should be tailored to the size, style, characteristics and activities taking place at the premises concerned. This rules out standardised conditions which ignore these individual aspects. It is important that conditions are proportionate and properly recognise significant differences between venues. **Section 182
Statutory Guidance
10.13**
- 6.16 Licensing authorities should therefore ensure that any conditions they impose are only those which are necessary for the promotion of the licensing objectives, which means that they are not only necessary but realistic, practical and achievable so that they are capable of being met but must not go further than what is needed for that purpose. **Section 182
Statutory Guidance
10.14
Annex D (4)**
- 6.17 Examples of conditions which may assist in the promotion of the licensing objectives can be found in the information pack. **Information Pack:
Part 1, Policy
Part 9, conditions**

7 Recommendations

- 7.1 Having had regard to the application and any relevant representations the Sub-Committee must take (if any) one or more of the following steps which the Sub-Committee considers necessary for the promotion of the licensing objectives. Those steps are: **Section 52**
- 7.1.1 Modify the conditions of the premises licence (*alter or omit any existing conditions or to add any new conditions*).
- 7.1.2 Exclude a licensable activity from the scope of the premises licence (*permanently or for a temporary period not exceeding 3 months*).
- 7.1.3 Remove the designated premises supervisor from the premises licence.
- 7.1.4 Suspend the premises licence (*for a period not exceeding 3 months*).
- 7.1.5 Revoke the premises licence.
- 7.2 Alternatively, if the Sub-Committee does not consider that any of the steps (as set out in 7.1.1 to 7.1.5 above) are necessary for the promotion of the licensing objectives, then the Sub-Committee should take no action.

Background Papers

All associated paper work regarding this application.

The information pack

Statutory Guidance

Statement of Policy

Contact officer Mike Lyons

Direct Line 01293 438698

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003



PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I **Chief Inspector Steve Curry for & on behalf of Chief Constable of Sussex Police**

(Insert name of applicant)

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, Ordnance Survey map reference or description	
Co-Op Store 1-2 Tilgate Parade Tilgate	
Post town	Post code (if known)
Crawley West Sussex	RH10 5EH
Name of premises licence holder or club holding club premises certificate (if known)	
The Co-Operative Group (CWS) Ltd	
Number of premises licence or club premises certificate (if known)	
05/00145/LAPRE	

Part 2 - Applicant details

I am

- 1) an interested party (please complete (A) or (B) below) Please tick yes
- a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr Mrs Miss Ms Other title (for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Inspector Piper Horsham Police Station Hurst Road HORSHAM West Sussex RH12 2DJ (On behalf of the applicant)
Telephone number (if any) 0845 60 70 999 ex 30309
E-mail address (optional) Northdowns.licensing@sussex.pnn.police.uk

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please state the ground(s) for review (please read guidance note 1)

Sussex Police conducted alcohol test purchases at premises in the Crawley area following concerns around anti-social behaviour and young people and under age drinking.

Two test purchase operations conducted in the premises in February and May 2009 were failed and alcohol was sold to children.

Sussex Police contend that the following licensing objectives have been undermined:

- 1) The prevention of crime and disorder; and
- 2) The protection of children from harm;

Please provide as much information as possible to support the application
(please read guidance note 2)

The Co-Op Tilgate is a local convenience store located in a parade of shops in a highly residential area of Crawley. There are three other off-licensed premises in this parade of shops. While there were no specific intelligence reports relating to this premises, the initial test purchase operation was conducted following concerns of underage youths drinking on the streets in the vicinity and causing public nuisance to local residents. Members of the local community had reported underage sales from a shop or shops in the parade. This was the only premises to sell alcohol to the children during the test purchase operation.

The first test purchase operation was conducted on 11th February 2009. Two volunteer test purchasers, aged 15 and 16 years, entered the premises. Plain clothed police officers watched the children select 4 cans of Fosters Lager. The children then went directly to the till area and paid for the items. At no stage were the children asked for any form of ID nor asked their age. Uniformed officers then entered the store and interviewed the seller, who was subsequently issued an £80 Penalty Notice.

On 10th March 2009 Mr Eqbal Ebrahim and Sue Stephens, loss prevention officer for Co-Op, attended Horsham Police Station at the request of the North Downs Licensing Unit. They met PS Bradford and Mr Boyle, the licensing officer. During the meeting Mr Ebrahim was issued a formal written warning and a list of actions which would assist in preventing under age sales.

On 2nd May 2009 two volunteer test purchasers aged 15 and 16 years entered the premises. They were witnessed by officers to select a bottle of Lambrini and proceed to the checkout where they purchased the alcohol. At no point were the two children challenged regarding their age nor asked to produce any form of ID. Once the sale was completed the children left the store. Uniformed officers then entered and confronted the cashier who made the sale. The cashier was then interviewed and issued with an £80 Penalty Notice.

It is the submission of Sussex Police that these premises have failed to meet an acceptable standard of management and in doing so have failed to promote the licensing objectives of the prevention of crime and disorder and the protection of children from harm. Sussex Police believe that local incidents of disorder are being exacerbated by the ability of children to obtain alcohol.

Sussex Police, therefore, request that the Licensing Committee consider suspending the premises licence for a period of 6 weeks. It is contended that this response is both proportionate and necessary to enable full training to be carried out for all employees within the store involved in the sale of alcohol. Furthermore this will serve to break the link between this premises and the repeated sale of alcohol to children in the area.

Sussex Police also invite the Licensing Committee to consider applying the following conditions to the premises licence:

- 1) A personal licence holder to be on site at all times between 16:00 hours and closure of the premises on Thursdays, Fridays & Saturdays. (To oversee the sales of alcohol to prevent further offence).
- 2) A refusals register to be maintained, in which details of all refused sales of alcohol are entered. This register is to be checked by the DPS once a month and feedback given to staff on the details in the register. The register is to be made available upon

request to police employees and Trading Standards.

- 3) Fully documented staff training must be carried out for all staff (in consultation with Trading Standards and/or Sussex Police) on the prevention of sales to underage children and refusing sales to intoxicated persons, and this training must take place prior to staff serving alcohol. Refresher staff training must be delivered by management every 2 months. All training records and documentation must be made available to Sussex Police and Trading Standards on request.
- 4) A 'Challenge 25' policy to be implemented in the venue with sufficient and suitable posters advertising that policy to be on display at prominent locations within the premises.
- 5) Certain products, as mutually agreed between the premises licence holder and Sussex police, shall be marked appropriately so as to enable bottles to be identifiable and traceable if seized from persons under the age of 18 years.
- 6) An internal and external CCTV system shall be installed, fully maintained and operated in accordance with police recommendations to a standard acceptable to Sussex Police. Images shall be retained for at least 28 days and except for mechanical breakdown beyond the control of the proprietor, shall be made available upon request to the police. Any breakdown or system failure will be notified to the police as soon as possible & remedied as soon as practicable.

Further it is requested that Annex 2 (1)* is removed from the licence in order that the licence conditions are brought in line with current legislation.

(*Annex 2 – Conditions consistent with the Operating Schedule

- (1) The times shown above limiting licensable activities do not prohibit the following:
 - i. During the first twenty minutes after the above hours, the taking of alcohol from the premises, unless the alcohol is supplied or taken in an open vessel.
 - ii. The ordering of alcohol to be consumed off the premises or the dispatch by the vendor of the alcohol so ordered.
 - iii. The sale of alcohol to a trader or club for the purposes of the trader or club.
 - iv. The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air-force.)

Have you made an application for review relating to this premises before **Please tick yes**

If yes please state the date of that application

Month
Year

Day

If you have made representations before relating to this premises please state what they were and when you made them

- Please tick yes
- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
 - I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature

[Handwritten Signature]

Date

27/05/09

Capacity

*FORCE LICENSING & PUBLIC SAFETY
MANAGER.*

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)
 Insp AP640 M Piper

Telephone number (if any) 01243 520280

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) northdowns.licensing@sussex.pnn.police.uk

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

C

**Part A
Licensing Act 2003
Premises Licence**



Crawley Borough Council

Licensing Section, Town Hall, The Boulevard,
Crawley, West Sussex. RH10 1UZ
01293 438279

Premises licence number
Application reference number

05/00145/LAPRE
08/00438/LAPRE

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description:

Co-Op
1-2 Tilgate Parade
Tilgate

Post town: Crawley, West Sussex

Post code: RH10 5EH

Telephone number: 01293 547905

Where the licence is time limited the dates:

Not Applicable

GRANTED BY
CRAWLEY BOROUGH COUNCIL
10 JAN 2007
LICENSING SECTION

Licensable activities authorised by the licence:

SALE BY RETAIL OF ALCOHOL FOR CONSUMPTION OFF THE PREMISES

The times the licence authorises the carrying out of licensable activities:

Monday – Saturday, other than Christmas Day: 08:00 - 23:00hrs
Sunday, other than Christmas Day: 10:00 - 22:30hrs
Christmas Day: 12.00 - 15.00hrs & 19.00 - 22.30hrs
Good Friday: 08.00 - 22.30hrs

The above restrictions do not prohibit the following:

- I. During the first twenty minutes after the above hours, the taking of alcohol from the premises, unless the alcohol is supplied or taken in an open vessel.
- II. The ordering of alcohol to be consumed off the premises or the dispatch by the vendor of the alcohol so ordered.

- III. The sale of alcohol to a trader or club for the purposes of the trader or club.
- IV. The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air-force.

The opening hours of the premises:

Not Applicable

Where the licence authorises supplies of alcohol whether these are on and/or off supplies:

For Consumption Off The Premises

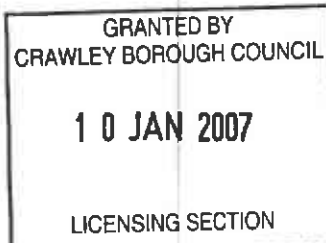
Off Sales of alcohol shall not be sold in an open container or be consumed on the licensed premises

Part 2

Name, (registered) address, telephone number and email address (where relevant) of holder of premises licence:

The Co-Operative Group Ltd
PO Box 4036
Manchester
M60 1WD

0161 834 1212



Registered number of holder, for example company number, charity number (where applicable):

525R

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:

Mr Eqbal Ebrahim

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:

WEALN/000002346 Wealden District Council

NOTE:

Embedded Restrictions under the Licensing Act 1964 apply to this licence unless otherwise indicated at Annex 2 – Conditions consistent with the Operating Schedule.

This licence is issued pursuant to the legislation/regulations specified in it only and does not constitute a licence, approval or consent for any other purpose whatsoever, including other legislation, etc., administered by Crawley Borough Council.

The recipient of this licence is responsible for ensuring that all necessary licences, consents, approvals, planning permissions, etc., are obtained and the grant of this licence does not constitute a representation that any necessary licences, consents, approvals, planning permissions, etc., will be granted, because each application must be considered separately.

This Licence does not take effect until the 24th November 2005.

GRANTED BY
CRAWLEY BOROUGH COUNCIL

10 JAN 2007

LICENSING SECTION

Annex 1 – Mandatory Conditions (As specified in Section 19 of the Act)

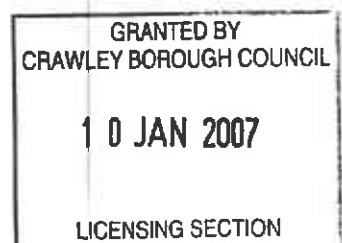
- (1) If this premises licence authorises the supply/sale of alcohol, the following two conditions apply:
 - i. No supply of alcohol may be made under the premises licence at time when there is no designated premises supervisor in respect of the premises licence, or at a time when the designated supervisor does not hold a personal licence or his personal licence is suspended.
 - ii. Every supply/sale of alcohol under the premises licence must be made or authorised by a person who holds a personal licence
- (2) If this Premise Licence authorises the exhibition of film(s), the admission of children under the age of 18 years is restricted in accordance with the age restrictions of the British Board of Film Classification (BBFC) or authority designated under Section 4 of the Video Recordings Act 1984.
- (3) If this premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity (as defined by the Private Security Industry Act 2001) then such individuals must be licensed by the Security Industry Authority.

Annex 2 – Conditions consistent with the Operating Schedule

- (1) The times shown above limiting licensable activities do not prohibit the following:
 - i. During the first twenty minutes after the above hours, the taking of alcohol from the premises, unless the alcohol is supplied or taken in an open vessel.
 - ii. The ordering of alcohol to be consumed off the premises or the dispatch by the vendor of the alcohol so ordered.
 - iii. The sale of alcohol to a trader or club for the purposes of the trader or club.
 - iv. The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air-force.
- (2) Alcohol shall not be sold in an open container or be consumed on the premises.
- (3) The Society will work to achieve and maintain regular liaison with the police and will make available to the police any CCTV recorded images and the store refusals book.
- (4) A refusals register will be maintained.
- (5) Employees will actively challenge any person attempting to purchase alcohol who appears to be under 21 years of age to prove their age by means of a photo identity card.

Annex 3 – Conditions attached after a hearing by the licensing authority

Not Applicable



Licensing Department

Town Hall

Crawley

21 Jun. 09

Dear Sirs,

I am writing on behalf of the decent law-abiding silent majority of Tilgate residents in response to the application to review the License of the Co-op store on Tilgate Parade.

Whilst I understand that there are a minority of people who engage in anti-social behaviour on Tilgate Parade in the evening, as there are on most shopping areas, I can not understand how taking away the License from the Co-op will make any difference when there is another off-license and a pub on the parade.

I occasionally buy wine from the Co-op in the evening. All alcohol can be seen from the till and on CCTV. Also there is often a security guard on duty. The store also adheres very strictly to the rules on licensing hours and age-limits whenever I have been there.

All the local shops are struggling to survive at the moment. When you consider this, I urge you to ask yourselves whether anything will be achieved by taking away a valuable and very popular local service for those of us who drink sensibly, usually at home, because of a senseless minority.

Yours faithfully

25 JUN 2009

