



Licensing Sub-Committee

Date: Friday, 2 August 2024
Time: 1.30 pm
Venue: Council Chamber, County Hall, Dorchester, DT1 1XJ

Members (Quorum: 3)
Jill Haynes, Craig Monks and Kate Wheller

Chief Executive: Matt Prosser, County Hall, Dorchester, Dorset DT1 1XJ

For more information about this agenda please contact Democratic Services
Meeting Contact 01305 224877 john.miles@dorsetcouncil.gov.uk

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Agenda

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Licensing

From: [REDACTED]
Sent: 23 July 2024 18:07
To: Licensing
Subject: Re: Licensing Application - Seaside Pizza & Kebab

Categories: [REDACTED]

Hello [REDACTED]

- Amendments:
- Amendments to the finishing hour from 5am to 2am on both activities, Late Night Refreshment and Supply of Alcohol
- Yes, We are agreeing to finishing at 2am (Last orders will taken at 2am)
- Conditions:
- Alcohol shall only be sold and supplied via delivery and must be ancillary to a takeaway meal.
- The alcohol will be sell in store just for takeaway, and we will sell with deliveries
- No alcohol will be displayed or available for purchase within the shop.
- No alcohol will be displayed but we want to sell in shop
- All sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be consumed on the premises.
- Alcohol consumption is prohibited within the store and sales will be entirely by delivery or take away
- The maximum amount of alcohol permitted to accompany a substantial meal is 4 cans of beer, lager or cider OR; one 375ml (half) bottle of wine OR; one 20cl bottle of spirits OR; 4 cans of pre-mixed spirit drinks or cocktails.
- We are against sales restrictions, whatever the customer requests is sold with the meal.
- No beers, ciders or lagers of 5.5% ABV (alcohol by volume) or above shall be sold at the premises.
- We want to sell alcohol, we don't want to be limited to a certain type
- Challenge 25 shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport, or holographically marked PASS scheme identification cards.
- There will be CCTV in the store and the delivery driver and ID verification will be visible to CCTV during alcohol sales and these records will be kept for 31 days and shown when the police ask.
- Appropriate signage advising customers of the policy shall be prominently displayed in the premises. When delivery orders are placed, customers will also be made aware of the age verification policy of the premises.
- Challenge 25 poster will be hung in visible places in the store and all staff will be informed about this rules. Sales will be made according to the customer's status during the sale (whether they are drunk, look under 25 years old, etc.)
- If the recipient of a delivery containing alcohol appears to be under 25 years of age, recognised photographic identification will be requested before any intoxicating liquor is handed over.
- The CCTV of the delivery driver will start recording when he arrives at the door. If the customer is drunk or under 18 years of age, the sale will be cancelled and the driver will bring the alcohol back to the store.

- Deliveries shall be made by a reputable company operating in the area. Where the company directly employ a delivery driver, they shall provide a delivery policy and training to their employee.
- Every delivery driver will be trained and will keep CCTV records during alcohol sales (if he is our driver, he will record deliveries with cctv) (we only work with our own drivers)(if he is an other company driver (just eat, uber eats) we will be train him for selling alcohol)
- All persons making deliveries shall be instructed to report to the holder of the licence or the DPS any and all occasions when a delivery is refused and the reason for that refusal and a record of all such refusals shall be maintained at the premises.
- Yes, all rejected deliveries will be recorded.
- The refusals log should include the date and time of the refused sale and the name of the member of staff/delivery driver who refused the sale.
- We are agree with that
- The record shall be checked by the DPS or the manager in charge of the premises at least once a week and shall be signed to that effect. This refusals record shall be kept on the premises and shall be available for inspection by the police or an authorised officer of the Council at all times whilst the premises is open.
- We are agree with that
- Alcohol deliveries shall only be made to a bona fide residential or business address. Deliveries shall be handed to the purchaser who is inside that address and no deliveries shall be made to outside areas or open spaces.
- We are agree with that
- A Closed-Circuit Television (CCTV) system will be operational at the premises at all times when licensable activities are being carried out and at any other times when members of the public are present on the premises. The CCTV system will contain the correct time and date stamp information and will have sufficient storage retention capacity for a minimum of 31 days of continuous footage. Weekly checks will be made and documented to ensure the system is functioning as required and all details are correct, including the time and date shown.
- We are agree with that
- CCTV shall be downloaded on request of the Police or authorised officer of the council.
- We are agree with that
- Body worn video cameras shall be worn by all delivery drivers and will record all delivery transactions at the point of the delivery being made. This will include any age verification checks that take place.
- We are agree with that
- A staff member who is conversant with the operation of the CCTV system will be on the premises at all times when the premises is open to the public.
- We are agree with that
- Appropriate signage advising customers of CCTV being in operation, shall be prominently displayed in the premises.
- We are agree with that
- All staff involved in the sale and/or delivery of alcohol shall receive training on the Licensing Objectives, the law relating to prohibited sales, the age verification policy adopted by the premises and the conditions attached to the Premises Licence. Refresher training shall be provided at least once every six months. A record shall be maintained of all staff training and that record shall be signed and dated by the person receiving the training and the trainer. The records shall be kept for a minimum of 12 months and made available for inspection by Police, Licensing or other authorised officers.
- We are agree with that

- The DPS will ensure that an incident report register is maintained on the premises to record incidents such as anti-social behaviour. The incident report register will be kept on the premises and produced for inspection immediately on the request of an authorised officer or Police. The register will be checked and signed on a weekly basis by management.
- We are agree with that

Kind regards



Licensing

From: Licensing
Sent: 23 July 2024 10:11
To: [REDACTED]
Subject: RE: Licensing Application - Seaside Pizza & Kebab

Importance: High

Good Morning,

I am trying to write the report for the committee hearing for your variation and I need you to clarify what conditions and amendments have been agreed with from the police.

Below is what I think has been agreed to, can you confirm that this is what you have agreed to,

Amendments:

- Amendments to the finishing hour from 5am to 2am on both activities, Late Night Refreshment and Supply of Alcohol

Conditions:


- Alcohol shall only be sold and supplied via delivery and must be ancillary to a takeaway meal.
- No alcohol will be displayed or available for purchase within the shop.
- All sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be consumed on the premises.
- The maximum amount of alcohol permitted to accompany a substantial meal is 4 cans of beer, lager or cider OR; one 375ml (half) bottle of wine OR; one 20cl bottle of spirits OR; 4 cans of pre-mixed spirit drinks or cocktails.
- No beers, ciders or lagers of 5.5% ABV (alcohol by volume) or above shall be sold at the premises.
- Challenge 25 shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport, or holographically marked PASS scheme identification cards.
- Appropriate signage advising customers of the policy shall be prominently displayed in the premises. When delivery orders are placed, customers will also be made aware of the age verification policy of the premises.
- If the recipient of a delivery containing alcohol appears to be under 25 years of age, recognised photographic identification will be requested before any intoxicating liquor is handed over.
- Deliveries shall be made by a reputable company operating in the area. Where the company directly employ a delivery driver, they shall provide a delivery policy and training to their employee.
- All persons making deliveries shall be instructed to report to the holder of the licence or the DPS any and all occasions when a delivery is refused and the reason for that refusal and a record of all such refusals shall be maintained at the premises.
- The refusals log should include the date and time of the refused sale and the name of the member of staff/delivery driver who refused the sale.
- The record shall be checked by the DPS or the manager in charge of the premises at least once a week and shall be signed to that effect. This refusals record shall be kept on the premises and shall be available for inspection by the police or an authorised officer of the Council at all times whilst the premises is open.

- Alcohol deliveries shall only be made to a bona fide residential or business address. Deliveries shall be handed to the purchaser who is inside that address and no deliveries shall be made to outside areas or open spaces.
- A Closed-Circuit Television (CCTV) system will be operational at the premises at all times when licensable activities are being carried out and at any other times when members of the public are present on the premises. The CCTV system will contain the correct time and date stamp information and will have sufficient storage retention capacity for a minimum of 31 days of continuous footage. Weekly checks will be made and documented to ensure the system is functioning as required and all details are correct, including the time and date shown.
- CCTV shall be downloaded on request of the Police or authorised officer of the council.
- Body worn video cameras shall be worn by all delivery drivers and will record all delivery transactions at the point of the delivery being made. This will include any age verification checks that take place.
- A staff member who is conversant with the operation of the CCTV system will be on the premises at all times when the premises is open to the public.
- Appropriate signage advising customers of CCTV being in operation, shall be prominently displayed in the premises.
- All staff involved in the sale and/or delivery of alcohol shall receive training on the Licensing Objectives, the law relating to prohibited sales, the age verification policy adopted by the premises and the conditions attached to the Premises Licence. Refresher training shall be provided at least once every six months. A record shall be maintained of all staff training and that record shall be signed and dated by the person receiving the training and the trainer. The records shall be kept for a minimum of 12 months and made available for inspection by Police, Licensing or other authorised officers.
- The DPS will ensure that an incident report register is maintained on the premises to record incidents such as anti-social behaviour. The incident report register will be kept on the premises and produced for inspection immediately on the request of an authorised officer or Police. The register will be checked and signed on a weekly basis by management.

From what I have read the only conditions not agreed to is the conditions that relate to the requirement of security door staff and any condition that relates to door staff.

If you can reply to this email as soon as you can then I can make it clear to the councillors which conditions you have agreed to.

Kind regards


Senior Licensing Officer
Place Services
Dorset Council

[01305 838028](tel:01305838028)
dorsetcouncil.gov.uk



Licensing

From: [REDACTED]
Sent: 16 July 2024 17:39
To: Licensing
Subject: Re: Objection to variation application to Seaside Pizza

Categories: [REDACTED]

Dear [REDACTED]

Thank you for your email informing me of the latest update to the application.

There were no objections to the agreement set out but clarification required on minor points, especially the change of late night sale of refreshments which the premises has been supplying until 1.30am for over 10 years. As it will now go to a Licensing Sub Committee Hearing it will be requested to continue doing hot refreshments until 1am Sunday to Thursday and 2am Friday and Saturday without security as this premises has been doing so for over 10 years without any formal objections or police intervention.

All other details set out within the requested agreement you sent via email are completely acceptable. I hope this will be recognised at the hearing.

Please inform me if there are any more updates or changes.

Many thanks

[REDACTED]

From: [REDACTED]

Sent: Friday, July 12, 2024 3:40 PM

To: [REDACTED]

Subject: RE: Premises Licence Variation - Seaside Pizza & Kebab, 113a Dorchester Road, Weymouth

Good afternoon, [REDACTED]

Thank you for getting back to me. To clarify the points you have raised:

“No alcohol will be displayed or available for purchase within shop.” This is contradicted by other restrictions to sales within the shop including SIA registered door supervisor in a security capacity when licensable activities are taking place between 12am-2pm.

Licensable activities are anything under the Licensing Act 2003 and include the late night refreshment, hence it being included in your variation. As I explained when we met, I would raise the concern with the local Neighbourhood Team and they still felt it appropriate to request door staff even if alcohol would not be available for purchase directly from the premises. You suggested that you would just be locking the door anyway at midnight to avoid having to employ door supervision, but like I said during our discussion, I would still need to include it as a condition for the occasions when you may wish to keep the doors open to people later than midnight.

“Maximum amount of alcohol permitted to accompany a substantial meal.” Does this mean the limit to each individual delivery or can order for more than one person can be adjusted to quantity per meal serving? Also how is a substantial meal determined?

Yes, this is the maximum amount per delivery, not per person. A substantial meal would be classed as anything ordered that is not only a side order, dessert or kid’s menu item.

I hope this confirms things for you, but should you have any further questions, please do not hesitate to get in contact.

Many thanks



**DORSET
POLICE**

[REDACTED]
Licensing Officer

Tel: [REDACTED]

Email: [REDACTED]

Drug and Alcohol Harm Reduction Team

Weymouth Police Station, Radipole Lane, DT4 9WW

From: [REDACTED]

Sent: Thursday, July 11, 2024 5:02 PM

To: [REDACTED]

Subject: Re: Premises Licence Variation - Seaside Pizza & Kebab, 113a Dorchester Road, Weymouth

Good afternoon [REDACTED]

Thank you for the proposed conditions for Premises Licence. Unfortunately, we would like to clarify some points before agreeing.

“No alcohol will be displayed or available for purchase within shop.” This is contradicted by other restrictions to sales within the shop including SIA registered door supervisor in a security capacity when licensable activities are taking place between 12am-2pm.

“Maximum amount of alcohol permitted to accompany a substantial meal.” Does this mean the limit to each individual delivery or can order for more than one person can be adjusted to quantity per meal serving? Also how is a substantial meal determined?

Agreement to the amendments and conditions are preliminary agreed upon clarification and understanding to above detailed points.

I look forward to hearing from you soon.

Many Thanks

[REDACTED]

[REDACTED]

Good afternoon [REDACTED]

Thank you again for meeting with me yesterday afternoon. Following our discussion and after speaking with colleagues and the local Neighbourhood Policing Team, I would like to propose the following:

- The supply of alcohol is brought back until **0200hrs** Monday – Sunday instead of the 0500hrs you applied for
- The late night refreshment is brought back until **0200hrs** Monday – Sunday instead of the 0500hrs you applied for

I would also like the following conditions applied to the Premises Licence should it be granted:

- Alcohol shall only be sold and supplied via delivery and must be ancillary to a takeaway meal.
- No alcohol will be displayed or available for purchase within the shop.
- All sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be consumed on the premises.
- The maximum amount of alcohol permitted to accompany a substantial meal is 4 cans of beer, lager or cider OR; one 375ml (half) bottle of wine OR; one 20cl bottle of spirits OR; 4 cans of pre-mixed spirit drinks or cocktails.
- No beers, ciders or lagers of 5.5% ABV (alcohol by volume) or above shall be sold at the premises.
- Challenge 25 shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport, or holographically marked PASS scheme identification cards.
- Appropriate signage advising customers of the policy shall be prominently displayed in the premises. When delivery orders are placed, customers will also be made aware of the age verification policy of the premises.
- If the recipient of a delivery containing alcohol appears to be under 25 years of age, recognised photographic identification will be requested before any intoxicating liquor is handed over.
- Deliveries shall be made by a reputable company operating in the area. Where the company directly employ a delivery driver, they shall provide a delivery policy and training to their employee.
- All persons making deliveries shall be instructed to report to the holder of the licence or the DPS any and all occasions when a delivery is refused and the reason for that refusal and a record of all such refusals shall be maintained at the premises.
- The refusals log should include the date and time of the refused sale and the name of the member of staff/delivery driver who refused the sale.
- The record shall be checked by the DPS or the manager in charge of the premises at least once a week and shall be signed to that effect. This refusals record shall be kept on the premises and shall be available for inspection by the police or an authorised officer of the Council at all times whilst the premises is open.
- Alcohol deliveries shall only be made to a bona fide residential or business address. Deliveries shall be handed to the purchaser who is inside that address and no deliveries shall be made to outside areas or open spaces.
- A Closed-Circuit Television (CCTV) system will be operational at the premises at all times when licensable activities are being carried out and at any other times when members of the public are present on the premises. The CCTV system will contain the correct time and date stamp information and will have sufficient storage retention capacity for a minimum of 31 days of continuous footage. Weekly checks will be made and documented to ensure the system is functioning as required and all details are correct, including the time and date shown.
- CCTV shall be downloaded on request of the Police or authorised officer of the council.
- Body worn video cameras shall be worn by all delivery drivers and will record all delivery transactions at the point of the delivery being made. This will include any age verification checks that take place.
- A staff member who is conversant with the operation of the CCTV system will be on the premises at all times when the premises is open to the public.
- Appropriate signage advising customers of CCTV being in operation, shall be prominently displayed in the premises.
- All staff involved in the sale and/or delivery of alcohol shall receive training on the Licensing Objectives, the law relating to prohibited sales, the age verification policy adopted by the premises and the conditions

attached to the Premises Licence. Refresher training shall be provided at least once every six months. A record shall be maintained of all staff training and that record shall be signed and dated by the person receiving the training and the trainer. The records shall be kept for a minimum of 12 months and made available for inspection by Police, Licensing or other authorised officers.

- The DPS will ensure that an incident report register is maintained on the premises to record incidents such as anti-social behaviour. The incident report register will be kept on the premises and produced for inspection immediately on the request of an authorised officer or Police. The register will be checked and signed on a weekly basis by management.
- At least one SIA registered door supervisor shall be deployed at the premises to work exclusively in a security capacity from midnight until the premises closes to the public on each day when licensable activities are taking place. A written log shall be maintained recording the name of any door supervisor deployed and their full 16 digit SIA badge number. It shall also detail the time they commence and end their duty along with any incidents they deal with, including the outcome.
- In addition, the holder of the premises licence shall undertake a written risk assessment to determine whether additional door supervisors are required to be deployed at the premises on any other occasion.
- A copy of the risk assessment shall be available for inspection by the police on request and it shall be reviewed at least once every twelve months or at the request of the police or following any incident of violence or disorder that occurs at the premises.

If you are in agreement with all of the above, we have no objection from a Police perspective to your variation. I would be grateful if you could please reply to this email confirming your understanding and acceptance of these amendments and conditions so that I can forward them on to the Licensing Authority. If however you have any questions or wish to discuss any of the above further, please do not hesitate to contact me. I am aware that you are soon going away, so email will be the easiest form of communication whilst you are abroad. If I do not hear anything further from you before 15th July, I will unfortunately need to object to this variation unless appropriate conditions can be agreed.

I look forward to hearing from you.

Many thanks



**DORSET
POLICE**



Licensing Officer

Tel:



Email:



Drug and Alcohol Harm Reduction Team

Weymouth Police Station, Radipole Lane, DT4 9WW

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