

LICENSING AND GAMBLING ACTS SUB-COMMITTEE

MINUTES OF MEETING HELD ON MONDAY 15 DECEMBER 2025

Present: Cllrs Les Fry, Jill Haynes and Andrew Starr

Officers present (for all or part of the meeting):

Lara Altree (Senior Lawyer - Regulatory), Kathryn Miller (Senior Licensing Officer), John Miles (Democratic Services Officer) and Louis Wicks (Democratic Services Officer Apprentice).

Also present: Mr Newwstead (Applicant for Blue Sky Café), Ms Squibb (Applicant for 49 Cheap Street), Mr Ford and Mr Shield (Clerk of Sherborne Town Council).

7. Election of Chair and Statement for the Procedure of the Meeting

Proposed by Cllr Jill Haynes, seconded by Cllr Andrew Starr.

Decision: that Cllr Les Fry be elected as Chair for the duration of the meeting.

8. Apologies

No apologies for absence were received at the meeting.

9. Declarations of Interest

No declarations of disclosable pecuniary interests were made at the meeting.

10. Application for a new premises licence for Blue Sky Café, 60 The Esplanade, Weymouth, Dorset, DT4 8DE.

The Senior Licensing Officer introduced the application which was for the sale of alcohol on and off the premises, Monday to Sunday, 9am to midnight and recorded music during the same hours. Dorset Police had made representations requesting conditions relating to Challenge 25, staff training, an incident and refusals log and CCTV, be added to any licence granted. Environmental Protection had also made a representation requesting conditions relating to noise and lighting be added to any licence granted. The applicant had agreed to all those conditions. No representations were received from the remaining Responsible Authorities.

Mr Newwstead informed that he had a long history of working in the licensed trade including larger high-volume pubs and had never had any issues with the Police or otherwise. He was experienced at dealing with any anti-social behaviour and wanted a safe and comfortable environment for his customers. He wanted to work with the community and not cause any issues. He responded to questions asked

by the Sub-Committee that music would not be played often, and he would make sure that the doors would be closed, and noise would not carry. He reassured that the business was a family business which would be embedded within the Community.

The parties are reminded that the licence could be subject to review if problems arise in the future.

All parties were given the opportunity to have their say and sum up their case.

To GRANT the Premises Licence with a terminal hour of 11pm for the sale of alcohol, with the usual mandatory conditions, the conditions consistent with the Operating Schedule and conditions requested by Dorset Police and Environmental Protection.

The licensable activities permitted under this Premises Licence are:

Licensable Activity	Days and Hours		Place
Sale of alcohol	Monday to Sunday	09:00 – 23:00	On and off the Premises
Recorded music	Monday to Sunday	09:00 – 23:00	Indoors
Non-Standard Timings/Seasonal Variations: None			

The Premises Licence is subject to:

a. Mandatory Conditions:

1. Supply of Alcohol (s19(2)&(3))

No supply of alcohol may be made under the premises licence –

- (a) at a time when there is no designated premises supervisor, or
- (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence has been suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

2. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

- (a) a holographic mark, or
- (b) an ultraviolet feature.

3. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
 4. For the purposes of the condition set out in paragraph 3—
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) “permitted price” is the price found by applying the formula— $P=D+(D \times V)$ where—
 - (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
 5. Where the permitted price given by Paragraph (b) of paragraph 4 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
 6. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 4 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
- b. Conditions consistent with the Operating Schedule and requested by Dorset Police and Environmental Protection:**

7. 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.
8. Appropriate signage advising customers of the age verification policy shall be prominently displayed in the premises.
9. All staff involved in the sale of alcohol shall receive training on the law relating to prohibited sales, the age verification policy adopted by the premises and the conditions attaching to the premises licence. Refresher training shall be provided at least once every 6 months. A record shall be maintained of all staff training and that record shall be signed 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.
10. An incident and refusal log shall be kept at the premises. The log should include the date and time of the incident and/or refusal and the name of the member of staff involved. The log to be made available immediately on request to an authorised officer of the Council or the Police, which will record the following: 1. All crimes reported to the venue 2. All ejections of patrons 3. Any complaints received 4. Any incidents of disorder 5. All seizures of drugs or offensive weapons 6. Any faults in the CCTV system 7. Any refusal of the sale of alcohol 8. Any visit by a relevant authority or emergency service.
11. The premises shall install and maintain a CCTV system. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 28 days with correct date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 28-day period. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested. CCTV shall be downloaded on request of the Police or authorised officer of the council. Appropriate signage advising customers of CCTV being in operation, shall be prominently displayed in the premises. A documented check of the CCTV shall be completed weekly to ensure all cameras remain operational and the 28 days storage for recordings is being maintained.
12. No speakers for amplification of music or speech shall be placed on the outside of the premises or on the outside of any building forming a part of the premises. Amplified music or speech shall not be conveyed to the external areas of the premises at sound levels that prevent normal speech from arising, i.e. only background music will be played.

13. A clear notice shall be displayed at every exit from the premises to instruct customers to respect the needs of local residents and leave the premises and the area quietly.
14. Deliveries relating to the licensed activities shall only take place between 08.00hrs and 18.00hrs.
15. Removal of used glassware shall only take place between 08.00 and 18.00hrs into waste bins to prevent noise nuisance.
16. Lights from the premises shall be such that they do not give rise to glow or directional lighting into other premises.
17. As soon as possible, and in any event within 1 month from the grant of this licence, the premises shall join the local pubwatch or other local crime reduction scheme approved by the Police, and local radio scheme if available.
18. The Licence Holder shall implement a written Dispersal Policy to manage customer exit and prevent public nuisance or disorder.

11. Application for a New Premises Licence for 49 Cheap Street, Sherborne.

The Senior Licensing Officer introduced the application which was for the sale of alcohol on the premises, Monday to Saturday 9:00 hrs to 00:30 hrs and Sunday, 9:00 hrs to 22:30 hrs, recorded music every day from 08:00 hrs to 23:00 hrs and live music Friday and Saturday from 20:00 hrs to 22:30 hrs and Sunday 12:00 hrs to 22:30 hrs. Dorset Police had made representations requesting conditions regarding numbers of staff, staff training, incidents of a criminal nature to be reported to the Police, CCTV, etc be added to any licence granted. Environmental Protection had also made a representation requesting a condition relating to disposal of glass be added to any licence granted. The Applicant had agreed to all those conditions. No representations were received from the remaining Responsible Authorities.

The applicant addressed the Sub-Committee accompanied by Mr Ford. They explained that between them they had a long history of working in the licensed trade including larger high-volume pubs and had never had any issues with the Police or otherwise. They were experienced at dealing with any anti-social behaviour and wanted a safe and comfortable environment for his customers. The café was small and would mostly be open during the day, opening during the evening in the summer months. The closing time had changed to 11pm rather than midnight in response to the representations submitted. They wanted to work with the community and not cause any issues. They understood that Sherborne was an historic town and wanted to continue to be part of, and support, the community as they had done to date. They appreciated the proximity of the living accommodation for pupils at Sherborne School but said they had a good relationship with the school and age verification would be required under the challenge 25 scheme. They didn't want to cause any problems for the community and would ask

customers dinning in the outside space to reduce the noise if they felt it was becoming too loud. They would undertake decibel checks and reduce the music volume if necessary. In response to questioning, they wanted to have the 9am start time for alcohol so that they could provide an Irish coffee for example, but they would exercise discretion and not be serving a pint at that time in the morning. They were amenable to having to close the outside space at an earlier time and reducing the end time that alcohol could be sold.

Mr Shield, the Clerk of Sherborne Town Council, spoke on behalf of the Town Council, referring to the historic nature of the town which had a strong feeling of community. The Town Council had been disappointed that the Applicant had not engaged with them following their representation, but they acknowledged the existing successful business the Applicant operated and the positive contribution it made to the area. He explained that the area didn't have a vibrant nighttime economy and their two main concerns were public nuisance and noise early in the morning and late at night which could negatively impact the area. Use of the outside space was a particular concern. The Town Council accepted that the two responsible bodies had requested conditions, but they did not go far enough. The Town Council wanted to support the business but felt that more suitable hours for the sale of alcohol would be 11am to 11pm.

All parties were given the opportunity to have their say and sum up.

Decision

To GRANT the Premises Licence with amended timings for the sale of alcohol Monday to Saturday to 09:00 to 23:00hrs and the use of the outside space to cease at 22:00. Together with the usual mandatory conditions, the conditions consistent with the Operating Schedule and requested by Dorset Police and the condition requested by Environmental Protection with the amendment that glass may only be disposed of between 08:00 and 20:00hrs.

The licensable activities permitted under this Premises Licence are:

Licensable Activity	Days and Hours			Place
Sale of alcohol	Monday to Saturday	09:00 – 23:00 hrs	–	On the Premises
	Sunday	09:00 – 22:30	–	
Recorded Music	Monday to Sunday	08:00 – 23:00 hrs	–	Indoors and outdoors
Live Music	Friday to Saturday	20:00 – 22:30 hrs	–	Indoors and outdoors
	Sunday	12:00 – 22:30 hrs	–	Indoors and outdoors

The Premises Licence is subject to:

c. Mandatory Conditions:

1. Supply of Alcohol (s19(2)&(3))

No supply of alcohol may be made under the premises licence –

(c) at a time when there is no designated premises supervisor, or

(d) at a time when the designated premises supervisor does not hold a personal licence or his personal licence has been suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

2. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

(a) a holographic mark, or

(b) an ultraviolet feature.

3. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

4. For the purposes of the condition set out in paragraph 3—

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) “permitted price” is the price found by applying the formula— $P=D+(D \times V)$ where—

(iii) P is the permitted price,

(iv) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

5. Where the permitted price given by Paragraph (b) of paragraph 4 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

6. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 4 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

d. Conditions consistent with the Operating Schedule and Conditions requested by Dorset Police and Environmental Protection (as amended by the Sub-Committee):

7. The Licence Holder shall ensure that at all times when the premises are open for any licensable activity, there are sufficient competent staff on duty at the premises for the purpose of fulfilling the terms and conditions of the licence and for preventing crime and disorder.

8. The Licence Holder shall ensure that all staff will undertake training in their responsibilities in relation to the sale of alcohol, particularly with regard to drunkenness and underage persons. Records will be kept of training and refresher training.

9. Any incidents of a criminal nature that may occur on the premises will be reported to the Police.

10. The Licence Holder will install comprehensive CCTV coverage at the premises, which must be operated and maintained at the premises.

11. The CCTV system shall conform to the following points:

- Cameras must be sited to observe the entrance and exit doors both inside and outside.

- Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.
 - Cameras viewing till areas must capture frames not less than 50% of screen.
 - Cameras overlooking floor areas should be wide angled to give an overview of the premises.
 - Be capable of visually confirming the nature of the crime committed.
 - Provide a linked record of the date, time and place of any image.
 - Provide good quality images in colour during opening times.
 - Operate under existing light levels within and outside the premises.
 - Have the recording device located in a secure area or locked cabinet.
 - Have a monitor to review images and recorded picture quality.
 - Be regularly maintained to ensure continuous quality of image capture retention.
 - Have signage displayed in the customer area to advise that CCTV is in operation.
 - Digital images must be kept for 31 days.
 - Police will have access to images at any reasonable time.
 - The equipment must have a suitable export method, eg CD/DVD writer so that the Police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy, if this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police on request.
12. All customers will be asked to leave quietly. Clear and legible notices will be prominently displayed to remind customers to leave quietly and have regard to the neighbours.
13. Appropriate fire safety procedures will be in place including fire extinguishers (foam, H2O and CO2), fire blanket, internally illuminated fire exit signs, numerous smoke detectors and emergency lighting (see enclosed plan for details of locations). All appliances are inspected annually. All emergency exits shall be kept free from obstruction at all times.
14. The Licence Holder and staff will ask persons who appear to be under the age of 25 for photographic ID such as proof of age cards, Citizen Card, photographic driving licence or passport, or an official identity card issued by HM Forces or by an EU country, bearing the photograph and date of birth of bearer. All staff will be trained for Underage Sales Prevention regularly.
15. Activities relating to the onsite disposal of glass (including placing into external receptacles) and bottles and recyclable materials shall only take place between 0800-2000 hours.

Condition Added by the Sub-Committee

16. Use of the outside area shall cease at 22:00hrs.

12. **Urgent items**

There was no urgent items of business.

13. **Exempt Business**

There was no exempt business.

Duration of meeting: 10.45 - 11.47 am

Chairman

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