



DECISION NOTICE

Date	24 May 2016
Applicant	Aldi Stores Limited
Reason for Hearing	<p>The Licensing Authority had received an application to apply for a premises licence at Aldi Stores Limited, Fleetwood Road, Wesham</p> <p>There had been representations from Medlar with Wesham Town Council and residents, (other persons) and as such meant that the Sub-Committee must determine the application.</p>
Parties in Attendance	<p>Panel:</p> <p>Councillor David Donaldson - Convenor, Councillor Jan Barker, Councillor Keith Beckett.</p> <p>Applicant:</p> <p>Lisa Gilligan, Freeths Solicitors, representing the applicant Aldi Stores Limited Jack Ainsworth, area manager for Aldi Stores Limited</p> <p>Other Persons:</p> <p>Jean Priestley on behalf of Medlar with Wesham Town Council Mr Richard Nulty</p>

The licensing authority had received an application for the grant of a premises licence at Aldi Stores Limited, Fleetwood Road, Wesham.

In considering the application, the panel had to consider whether granting the licence would promote the four licensing objectives which are:

- The prevention of crime and disorder;
- Public safety;
- The prevention of public nuisance; and
- The protection of children from harm.

Objections to the application had been received from Medlar with Wesham Town Council and 5 local residents, defined as “other persons” by the Act, concerning the hours of operation.

This was the subject of the hearing this afternoon.

We heard from Jean Priestley, representing Medlar with Wesham Town Council, resident Mr Richard Nulty, Lisa Gilligan from Freeths Solicitors and Jack Ainsworth, area store manager, representing Aldi Stores Limited. We thank the representatives and applicant for their help.

The issues and concerns raised by the interested parties were around the hours applied for the supply of alcohol.

We took into account the information put before us, the Council's Statement of Licensing Policy and the Guidance issued under section 182 of the Licensing Act 2003.

The submissions that we heard identified that the interested parties were concerned about the impact on the ability of youths to obtain alcohol, and public nuisance within the town and surrounding areas. The panel heard that the police had no objections to the proposed hours for the licence and that conditions had been agreed that were designed to address any local issues around underage drinking and crime and disorder.

Having regard to the submissions that we heard, the panel was not satisfied that the issues and problems that had been described by the interested parties would be caused or exacerbated by granting the licence as applied for. We were therefore satisfied that it would be appropriate for the promotion of the licensing objectives to grant the licence with the hours applied for.

Our decision is therefore as follows:

To grant the application for a premises licence at Aldi Stores Limited as applied for subject to the following conditions that have been agreed between the applicant and the police prior to the panel hearing:

1. *The Licence holder will enforce the Challenge 25 proof of age policy.
Any person who looks or appears to be under the age of 25 shall be asked to provide identification that they are over the age of 18. The following are the only forms of identification acceptable:*
 - i. *UK photo driving licence*
 - ii. *Passport*
 - iii. *Proof of Age Standards Scheme Card*
2. *All staff to have received suitable training in relation to the proof of age scheme to be applied upon the premises. Records to evidence this will be made available to an authorised officer upon request. Refresher training shall be conducted every 6 months as a minimum.*
3. *Ordinarily a member of management team will be on the premises at all times the premises are open to the public. In exceptional circumstances where this is not the case another member of staff will be given responsibility of the premises and all staff will have knowledge of who this person in responsibility is.*
4. *CCTV will be installed internally or externally at the premises and will comply with the following:*

The CCTV system shall be installed, maintained and operated to the reasonable satisfaction of Lancashire Constabulary. All public areas of the premises are to be covered by the system. The system will incorporate a camera covering each of the entrance doors and will be capable of providing an image which is regarded as identification standard.

The system will display on any recording the correct time and date of the recording.

The system will make recordings during all hours the premises are open to the public.

VCR tapes or digital recording shall be held for a minimum of 21 days after the recording is made and will be made available to the Police or any authorised persons acting for a Responsible Authority for inspection upon request.

The system will, as a minimum, record images of the head and shoulders of all persons entering the premises.
5. *A staff member who is conversant with the operation of the CCTV system will be on the premises at all times the premises are open to the public. This staff member will be able to*

show recent data or footage with the absolute minimum of delay when requested to a Police Officer or to a Local Authority Enforcement Officer.

6. *An authorisation of sales, signed and dated by the DPS, shall be kept at the premises showing all persons authorised by them to make sales of alcohol at the premises.*
7. *An incident book will be maintained, in which shall be recorded:*
 - (i) All incidents of crime and disorder*
 - (ii) Refused sales to suspected under age/ drunken persons*
 - (iii) A record of any person refused admission or asked to leave the premises*
 - (iv) Details of occasions upon which the Police are called to the premises*
 - (v) The use or discovery of drugs*

That book shall be available for inspection by a Police Officer or authorised person

8. *Refusals forms shall be completed on by staff recording refused sales to under age/drunken persons.*

That is our decision and we thank you for your assistance.