

Appendix D

Name of respondent	Summary of response	Officer comments & recommendations
Wellington Town Council	No comments to make on revised proposals, but commented on how much the Town Council approved the policy.	
Ross Biagini (Central Square nightclub) Premises Licence holder	<p>Concerns in general about the Licensing Act 2003 that can only be addressed by central Government.</p> <ul style="list-style-type: none"> ▪ Requested pubs to have a terminal hour of midnight and clubs no later than 3am. ▪ Requested that if bars stay open until midnight that should have door staff and be limited as to capacity. ▪ Requested that supermarkets and off licences should not be able to sell alcohol between 23.00 – 11.00hrs, ▪ Wanted discounted sales of alcohol to be reviewed. <p>Wanted all this to be applied throughout the Telford and Wrekin area.</p>	<ul style="list-style-type: none"> ▪ Comments were ones that cannot be addressed by the Council as licences must be granted as applied for unless representation are received. In addition, the Licensing Authority must be satisfied at a hearing that the conditions are necessary to promote one or more of the four licensing objectives. ▪ No such standard conditions or policies as requested by the Consultee can lawfully be implemented under the Licensing Act 2003. ▪ Written to consultee to clarify and explain the situation.

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<p>Dr Martin Rawlings British Beer & Pub Association</p>	<p>The BBPA welcomed the Council’s generally positive approach to licensing and was grateful for consideration of their comments to the first consultation.</p> <p>A) 3.1 Section on good practice, advised that some of their guides have been discontinued and asked that the following be removed from the list:</p> <ul style="list-style-type: none"> ▪ Sensible drinking ▪ Responsible drinking messages ▪ Social responsibility standards for the production & sale of alcohol ▪ Pass scheme <p>Requested that we add a section stating: “The BBPA has consolidated good practice on combating violence in licensed premises into a guide to risk assessment entitled “Managing Safety in Bars, Clubs and Pubs. This along with information on responsible drinking and the proof of age standards scheme (PASS) can be downloaded or accessed from our website at www.beerandpub.com”</p>	<p>A) The recommended sections relating to 3.1 have been amended and added.</p> <p>B) Removed section 16.3 & 16.4 in preference for the following: All enforcement carried out by the Licensing Authority supports the Government’s better regulation agenda and is based on the recommendations in the Hampton Report.</p> <p>It was felt that there was no need for this statement of Licensing Policy to comment further on enforcement as this is covered separately by a Telford & Wrekin Licensing Enforcement Policy and would be duplication.</p> <p>C) Section amended to clarify this point at page 25 of the Policy (marked in red).</p>

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<p>Dr Martin Rawlings (British Beer & Pub Association).</p>	<p>B) Recommended removal of section 16.3 & 4</p> <p>“The enforcement policy proposes that a graduated response is taken where offences against licensing legislation are found or where licence conditions have been contravened. For example, an isolated administrative offence such as failing to maintain a record may be dealt with by means of a written warning.</p> <p>More serious offences which may jeopardise public safety or where less serious offences are committed over a period of time will result in the matter being referred for prosecution. “</p> <p>C) Section on Licensing Objectives - Suggested that it be made clear that the suggestions under each objective were items to be considered rather than compulsory.</p>	

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<p>Mark Greaves Senior Environmental Maintenance Officer Telford & Wrekin Council</p>	<ul style="list-style-type: none"> ▪ Wanted litter collection responsibilities for licensed premises. ▪ For litter bins to be provided & emptied regularly ▪ For cigarette extinguishing plates and bins to be provided. ▪ Thought to be given on the impact of licensed premises on the surrounding environment. 	<p>The collection of litter and the problems associated with litter from licensed premises can be addressed under the prevention of public nuisance objective.</p> <p>However, unless an applicant volunteers such conditions, or a representation is received and the conditions added at a hearing, if deemed a necessary measure, then they cannot be added by the licensing authority.</p> <p>If a particular premises is creating a problem with litter, an interested party or responsible authority can call a review so long as it relates to one or more of the licensing objectives.</p> <p>In addition, the Environmental Protection Act 1990 brought in tougher powers to address the issues of litter.</p>
<p>Mrs Linda Kirby Parish Administrator All Saints – Wellington The Parish Office 11-13 Whitchurch Rd Wellington TF1 3DS</p>	<ul style="list-style-type: none"> ▪ Requested clarification on what had been revised in the policy. 	<ul style="list-style-type: none"> ▪ Sent copy of policy with revisions marked in blue. ▪ No further response received.

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<p>Paul Homersley Police Licensing Officer Wellington Police Station, Wellington</p>	<p>a) Stated that he had not heard of the Safer Nights or Telford & Wrekin Bar code schemes.</p> <p>b) Reference made to the possibility of a discretionary code of conditions that Councils could impose as a result of the Policing and Crime Bill.</p> <p>c) Page 21 (c) - would like this section rephrased to use the precise terminology of Section 4[2] [a] of the Act in reference to representations to a temporary event notice.</p>	<p>a) Referred Mr Homersley to the Safer & Stronger Communities website details.</p> <p>b) This matter has been debated in the House of Lords and on the 17.10.09 it was reported that a Home Office Spokesperson had advised this would be replaced:</p> <p><i>‘The locally applied conditions in the mandatory code will be replaced by new, tougher powers for local councillors and licensing officers, making it quicker and easier for them to tackle problem premises by calling for a review to restrict or remove their licence without having to wait for the police or local residents to complain.’</i></p> <p>Given that nothing concrete has been determined, this policy does not reflect any changes that have not become law. At any such time as the law changes then due consideration to any amendments, if necessary, will be made at that time.</p> <p>c) The section has been amended as requested so that the word disorder is not used, as this is misleading. Replaced with:</p> <p>“It should be noted that the police are the only body who may make representations to a temporary event notice, and can only do so, if to allow the event would undermine the Crime prevention Objective.”</p>

Statement of Licensing Policy - Consideration of responses (Oct 2009)

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<p>Mr Narendra Prabhlal Sitpura Unit 1B,Gatcombe Way, Priorslee, Telford</p> <p>Premises licence holder</p>	<p>No comments</p>	<p>No action required</p>
<p>Mr Abdul Khalique 69 Market Street Oakengates Telford</p> <p>Premises Licence holder</p>	<p>No comments</p>	<p>No action required</p>
<p>Major Derek Lance High Ercall Village Hall Management Committee 15 Shirlowe Lane High Ercall</p>	<p>No comments</p>	<p>No action required</p>
<p>Mr Wu Peking House 8 Baddesley Court, Newport Premises Licence Holder</p>	<p>No comments</p>	<p>No action required</p>

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Bekir Ozcan 39 High Street Newport Premises Licence Holder	No comments	No action required
Mrs J Bhatia 5 Cotswold Drive Randlay Telford	No comments	No action required
Mr Jagdish Singh Jangha 30 Brockwood Copse Telford	No comments	No action required