

Minutes of the Licensing Sub-Committee

1 September 2022

-: Present :-

Councillors Dart, Ellery and Barbara Lewis

21. Election of Chairman/woman

Councillor Ellery was elected as Chairman for the meeting.

22. Minutes

The Minutes of the meeting of the Licensing Sub-Committee held on 4 August 2022 were confirmed as a correct record and signed by the Chairman.

23. Licensing Act 2003 - An application for a Premises Licence in respect of Mr Favourite, 10 Victoria Street, Paignton, TQ4 5DL

Members considered a report on an application for a Premises Licence in respect of Mr Favourite, 10 Victoria Street, Paignton.

Written Representations received from:

Name	Details	Date of Representation
Police	Application of supporting information for a Review Hearing.	3 August 2022

Oral Representations received from:

Name	Details
Applicant and his representative	The Applicant and his representative presented the application and responded to Members' questions.

Applicant's response to Representations:

At the meeting the Applicant and their representative advised that they would work with the Police to assess the CCTV system as necessary in order to meet the Licensing Objectives.

Decision:

That the application for a Premises Licence in respect of Mr Favourite, 10 Victoria Street, Paignton be approved as applied for, subject to the following conditions:

1.CCTV

- i. The premises shall install, operate and maintain comprehensive digital colour CCTV.
- ii. All public areas of the licensed premises including entry and exit points will be covered, including any outside areas under the control of the premises licence holder.
- iii. A monitor shall be located behind the counter for viewing by staff.
- iv. The system must record clear images permitting the identification of individuals, and in particular enable facial recognition images (a clear head and shoulder image) of every person entering and leaving in any light condition.
- v. The CCTV system will continually record whilst the premises are open for licensable activities and during all times when customers remain on the premises.
- vi. All equipment must have a constant and accurate time and date generation.
- vii. All recordings will be stored for a minimum period of 28 days with date and time stamping.
- viii. Viewable copies of recordings will be provided on request to the Police or Local Authority officers as soon as is reasonably practicable and in accordance with the Data Protection Act 2018 (or any replacement legislation) 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 are open. This staff member must be able to provide an authorised officer of a responsible authority, copies of recent CCTV images or data with absolute minimum of delay when requested in accordance with the Data Protection Act 2018 (or any replacement legislation).
- ix. The PLH shall be responsible for purchasing suitable storage devices and a quantity of these shall be kept on the premises at all times to ensure footage is provided with minimum delay.
- x. The CCTV system will be capable of downloading images to a recognisable viewable format.
- xi. There will be security measures in place to ensure the integrity of the system to prevent the tampering with or deletion of images.
- xii. Any identified defect in the CCTV system shall be logged at the premises and remedied as soon as reasonably practicable. The Police Licensing Officer or

Police Licensing Team shall be notified by email of all defects, the action required to rectify the situation and the timeframe for such action within 24 hours of the defect being identified.

2. The premises shall join and actively participate in the Nitenet Radio Communications Scheme.

Reason for Decision

Having carefully considered the written and oral representations, Members determined to grant the premises licence having been satisfied on the evidence before them, that with the additional conditions suggested by the Police and agreed by the Applicant, that the Licensing Objectives would be promoted and that the concerns of the Police would be alleviated.

Chairman/woman