



Devon & Cornwall Police

Licensing Department
Torbay Council
C/O Torquay Town Hall
Castle Circus
TORQUAY
TQ1 3DR

Licensing Department East
Devon and Cornwall Constabulary
Force Headquarters
EXETER
EX2 7HQ

Telephone: 01803 218900

19 December 2016

Dear Sir/Madam

The Waddling Duck, 35 Ilsham Road, Wellswood, Torquay, Devon, TQ1 2JG

I refer to the above premises and an application for the Grant of a Premises Licence, submitted by the applicants, Ms Lydia Wolfenden and Mr Russell Goodman.

On Friday 16 December 2016 my Police Licensing Officer, Mrs Julie Smart, attended the premises and discussed the application with Ms Wolfenden and Mr Goodman. As a result of those discussions, the police do not object to the grant of this application but would request that the following amendments are made to the application:

- 1) The CCTV condition outlined in the application is replaced with:

A CCTV system, capable of providing images of an evidential standard, particularly with regard to facial recognition, shall operate throughout the times the premises are open to the public, to include a camera within the garden area (once this area is in use by the public), a monitor behind the counter for viewing by staff and a recording system. All recordings shall be kept for a minimum of 28 days and copies of recordings shall be supplied to the police within 7 days of any request.

- 2) The below condition to be added to the licence:


Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as ancillary to his/her meal. Alcohol shall only be consumed by persons seated within the premises.

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✉ 101@devonandcornwall.pnn.police.uk 101

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The Government Standard
Stock code: SF615

3) The below condition to be added to the licence:

In the garden area, the service of all food and drinks will be by way of waiter/waitress service to ensure that the area is regularly supervised.

Should condition 2 above not be imposed on the Premises Licence, the premises could operate as a pub/bar and these types of premises generally carry a higher risk of crime/disorder, anti-social behaviour and public nuisance issues, compared to restaurant premises where the likelihood of such issues is very low. Ms Wolfenden has indicated that the garden area will not be ready for use by customers when the licence is granted and it may be some time before this takes place. Conditions 1 and 3 proposed by the police will ensure that the garden area is supervised to a satisfactory level once it is ready for public use. The police therefore consider that the above conditions are appropriate and will ensure that the premises does not have an adverse impact on any of the Licensing Objectives.

Furthermore, Mrs Smart has corresponded with the applicant, Ms Wolfenden, who has confirmed that she agrees to the above amendments to her application, copies of the email are attached for your information. Therefore, in accordance with Section 9.2 of the Revised Guidance issued under Section 182 of the Licensing Act 2003 (March 2015) the police do not consider that a hearing is necessary in relation to this application, unless contested representations are received from other responsible authorities.

Should you require any further information, please do not hesitate to contact my Licensing Officer, Mrs Julie Smart, on 01803 218900.

Yours faithfully



Superintendent M Lawler
Head of Prevention Directorate

SMART Julie 50403

From: Lydia Wolfenden <lydiawolfenden@icloud.com>
Sent: 16 December 2016 16:20
To: SMART Julie 50403
Subject: Re: WADDLING DUCK PREMISES LICENCE APPLICATION

Hi Julie

Thanks for your email, I am in agreement with these changes.

Regards Lydia Wolfenden

On Dec 16, 2016, at 08:17 AM, Julie.SMART@devonandcornwall.pnn.police.uk wrote:

Lydia

Thank you for meeting with me today.

As discussed, please could you confirm whether you have happy for the below amendments/additions to your application for a Premises Licence.

- 1) The CCTV condition outlined in the application to be replaced with:

A CCTV system, capable of providing images of an evidential standard, particularly with regard to facial recognition, shall operate throughout the times the premises are open to the public, to include a camera within the garden area (once this area is in use by the public), a monitor behind the counter for viewing by staff and a recording system. All recordings shall be kept for a minimum of 28 days and copies of recordings shall be supplied to the police within 7 days of any request.

- 2) The below condition to be added to the licence:

Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as ancillary to his/her meal. Alcohol shall only be consumed by persons seated within the premises.

- 3) The below condition to be added to the licence:

In the garden area, the service of all food and drinks will be by way of waiter/waitress service to ensure that the area is regularly supervised.

If you are in agreement with the above, I would be grateful if you could email me back to that effect.

For your information, I have now received a copy of your Temporary Event Notice for 24th to 30th December 2016 and the police have no objections to this.

Kind regards

Julie Smart

Police Licensing Officer

01803 218900

07921 933974

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Textphone 18001 101 for the deaf, hard of hearing or speech impaired
Always call 999 in an emergency

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