

Comments from the British Beer and Pub Association

1. "We are pleased to see the references in paragraphs 1.2 and 5.1 that applications will be treated on their individual merits but we are concerned about references to conditions in the rest of paragraph 5. It would be helpful to applicants if the policy could make it clearer that the Council cannot attach conditions to licences unless they are determined by the licensing authority following representations being up held from responsible authorities or interested parties, or are volunteered and agreed by the applicant."
2. "We would draw your attention in particular to the use of the expression "will be attached". A better terminology in our opinion would be "may be attached where necessary" This is particularly relevant to the section on noise (paragraph 6.1) where it says stricter conditions on noise "will be attached" in areas of denser residential accommodation. Here again it may be better if this read "may be attached" following representations.
3. Personal Licences

"With reference to paragraph 12.2 and the authorisation of the sale of alcohol on a daily basis plus the suggestion that a personal licence holder is on the premises throughout the day.

"We would draw your attention to the law which simply requires a Designated Premises Supervisor (DPS), who must hold a personal licence of course, to be nominated for the premises. There is no mechanism in the Licensing Act for licensing authorities to insist that the DPS is on the premises at all times"