



NOTICE OF DETERMINATION

Date of Hearing:	10 February 2016
Licence Type:	Application for the variation of a premises licence
Name of Applicant:	Student Union Services East Anglia Limited on behalf of UEA Students Union, Union House, University of East Anglia Campus, Norwich.
Name of Premises/Postal Address of Premises:	University of East Anglia, Norwich NR4 7TJ
Licensing Sub-Committee: ("the Committee")	Councillors Button (Chair), Peek and Woollard
Responsible authorities:	There were no representations or attendance by responsible authorities.
Other persons present:	Mr Carl Wright, Mr Gavin Hudson and Mr Toby Cunningham for the applicant and Mrs Kathryn Johnson interested party/objector, Mr A Shearman Licensing Manager and Mr D Lowens Clerk of nplaw.

DETERMINATION:

The applicant confirmed that the requests of the Norfolk Constabulary were to be incorporated in the operating schedule being:

1. Police licensing will be notified of all high risk events and any event which operates until 04.00 hours. This notification will be in writing at least 10 days prior to the event date. Details submitted will include event type, names of performers numbers expected and timings.
2. CCTV footage is to be kept for 28 days. This footage will be downloaded and made available to police or licensing authority on reasonable request.
3. All SIA staff will use a signing in book to record staff members' name, SIA number and tour of duty. This book will be kept at the premises and available to police or licensing authority on request.
4. Staff will be trained in relation to the sale of alcohol both on induction and periodically. A record of this training will be kept at the premises and available to police and licensing authority on request.

5. A sign will be prominently displayed at the main entrance to inform customers of the age restrictions and acceptable forms of ID.
6. Staff will request photographic ID of any customer they believe to be under 18 wanting to purchase alcohol.
7. All incidents including ejections will be recorded within an incident book. This book will be kept at the premises and available to police and licensing authority on request.
8. There will be regular patrols of the toilets by security staff to ensure the safety of patrons during events.

There were no additional papers produced at committee and there were no declarations of interest made.

Mr Shearman presented the report explaining part that the purpose of the application was to regularise the licensing situation.

Mr Shearman confirmed that there were no representations by any responsible authority.

The applicant presented their application noting that currently they held a complicated licence and they had been encouraged to change this by the Norfolk Constabulary. Major structural changes had also been carried out and it was necessary for the licence to be updated and made fit for the design of the new building. Whilst it was not intended to trade for all the hours sought, the applicant felt it was necessary to have the flexibility that this allowed. They had considered use of temporary event notices but the potential audience meant that this was not a suitable method. The applicant spoke of the efforts made to control outdoor alcohol sales, confirmed that the main activity was to sell alcohol within the building and confirmed that the area sought for the variation was a limited area in the campus a long distance away from the residential occupiers who had made representations. In respect of the removal of annex 1 and 2 of the current licence, the applicant confirmed that no intended change was to be made to the way the premises operated in practical terms.

There were no questions from Mrs Johnson to the representatives of the applicant.

The applicant further stated that they worked closely with the bus company and did their best to ensure that vulnerable students were safe.

Mrs Johnson then spoke to committee detailing her concerns that an extension of activity to 4.00 am would lead to persons drinking longer and would increase the level of nuisance and disturbance faced by herself and other local residents. Tuesdays and Saturdays she found were generally the worst for nuisance and disorder.

The applicant mentioned in response that they were not intending to be open in the early hours of the morning (4.00 am) generally mid-week but were as mentioned seeking flexibility. All outdoor activity needed to go through a university committee to be approved and a careful event plan was prepared including health and safety restrictions. The applicant did their best to ensure their customers went home quietly. The applicant noted that unfortunately some students would carry on drinking in the halls of residence afterwards. They trained their staff to refuse service to persons they felt were drunk.

There were no questions from the applicant to Mrs Johnson.

DECISION OF THE LICENSING SUB-COMMITTEE

The decision of the Licensing Sub-Committee was to grant the application as sought. The committee did not feel it was necessary to add any additional conditions beyond those contained in the operating schedule including those agreed from the Norfolk Constabulary.

REASONS FOR THE LICENSING SUB-COMMITTEE'S DECISION

The committee noted the statutory guidance that behaviour beyond the licensed premises and their immediate environs is a matter of personal responsibility for the individuals concerned. The committee gave significant weight to the fact that there were no representations made by the Norfolk Constabulary or by the Environmental Health Department and on this basis felt that this was an indication that the premises were well run and not a source of nuisance, disturbance or crime. There was no evidence before committee that the extended hours and other changes would lead to an increased level of nuisance and disturbance to local residents and there was no evidence on which the committee could rely confirming that the nuisance suffered by Mrs Johnson and Mr Oppenheim arose from customers of the application premises.

RIGHT OF THE PARTY TO APPEAL AGAINST THE DECISION OF THE LICENSING SUB-COMMITTEE

Rights of appeal are set out in Schedule 5 of the Licensing Act 2003. Any person who has made a relevant representation who desires to contend that any variation ought not to have been made or that when varying the licence the licensing authority ought not to have modified the conditions of the licence or ought to have modified them in a different way, may appeal the decision. This appeal is to be made through a magistrates court within 21 days of receiving written notification of the decision appealed against.

Dated this 17 February 2016