

ANNEX 3 – PROPOSED CONDITIONS

Proposal for Daltons, Variation Application.

General

1. The Premises will operate with at least 7 arts led live entertainment events per week when opened. The premises are open to members of the public which shall include public performances, rehearsal and group work. A schedule of such activities shall be made available to the licensing authority and the police on request.
2. There shall be no vertical drinking in the premises save for during a ticketed public event or performance where standing is part of the artistic environment of the show.
3. There shall be no DJ led performances, DJ performances will make up only 30% of the full events scheduled for that day.
4. The provision of alcohol at the premises shall be ancillary to the premises operating as a grassroots music venue.
5. The premises and its management/DPS will be a member of the Music Venue Trust (or other similar body should the MVT cease to exist).
6. The premises and its management/DPS will be a member of the local Brighton Music Venue Alliance and will attend (or send a representative) all 'roundtable' / quarterly meetings organised by them for members.
7. There shall be no vertical drinking in the outside area of the premises.
Polycarbonate drinking vessels will be used in all outdoor areas.

Prevention of Crime and Disorder

8. On Fridays and Saturdays plus the days immediately before a Bank Holiday, there will be a minimum of one SIA door supervisor operating at the premises from 19:00 until close.

9. At all times the premises is open to the public, the management will contract the back-up services of an approved mobile support unit (MSU) 24 hours a day, with a minimum of 2 SIA registered Door Supervisors operating from it.
10. SIA licensed door supervisors or additional SIA licensed door supervisors shall be employed on any other occasions when a requirement is identified by the licence holder's written risk assessment or requested by Sussex Police in writing at least 48 hours in advance. A copy of the written risk assessment will be made available to Sussex Police Licensing on request, and Sussex Police consulted on any amendments to the risk assessment.
11. On weekends SIA door supervisors will search bags and use their judgement and discretion to search customers suspected of concealing alcohol, drugs or weapons. Searching will be in accordance with the Security Search Policy.
12. An incident log will be maintained by the premises showing a detailed note of incidents that occur in the premises. The incident log will be inspected and signed off by the DPS (or a person with delegated authority) at least once a week. The logbook shall be kept on the premises and be available for inspection at all times the premises are open by authorised officers of the Licensing Authority or the police. An incident will be defined as being one which involves an allegation of a criminal offence.
13. Any refusals made at the bar e.g. for intoxication, age checks or any other reason will also be recorded in writing and logs will be available for inspection at all times. This log will be reviewed by the DPS or person of responsibility once a month.
14. Where alcohol is to be supplied to the public as an integrated element of an event, delineated areas with physical boundaries will be constructed. All such alcohol is to be consumed within the overall site, including patio area. No alcohol will be permitted on the outside terrace area after 00:30.
15. A minimum of half hour drinking time is allowed by the licence where alcohol is supplied, even if the event closes early, unless in an emergency situation.
16. The premises licence holder will participate in any approved schemes aimed at tackling/preventing crime and disorder, such as the BCRP Night Safe radio scheme.
17. The premises will store and maintain a list of any lost and found property.

18. Staff will regularly patrol and monitor all areas of the venue and surrounding public areas to ensure safety and appropriate behaviour. Inappropriate or intoxicated behaviour within the licence boundary will result in ejection of the concerned parties. Any such behaviour within the vicinity of the venue will be monitored and, at the discretion of staff or in line with any specific agreed procedures, reported to the appropriate authorities.
19. Polycarbonate drinking vessels/containers will be in use at all times.
20. A safe space within the venue with CCTV installed will be made available to anyone that requires the use of it.
21. Signage will be displayed at the premises and on all exits areas asking customers who leave the premises after midnight to disperse towards main transport links and not enter onto the beach
22. The security and staff will carry out regular patrols around the perimeter of the terrace area and internal areas regularly to check for vulnerable members of the public and will report and assist where needed, all patrols will be documented and available for inspection on request.
23. Subject to GDPR guidance and legislation:
 - (a) Digital CCTV and appropriate recording equipment to be installed in accordance with Home Office Guidelines relating to UK Police Requirements for Digital CCTV System (PSDB Publication Number 09/05), operated and maintained throughout the premises internally and externally to cover all public areas, including the entrances/exits to the premises as well as any outside space. The system shall be on and recording at all times the premises licence is in operation.
 - (b) The CCTV cameras and recording equipment must be of sufficient quality to work in all lighting levels inside the premises at all times.
 - (c) CCTV footage will be stored for a minimum of 31 days
 - (d) The management will give full and immediate cooperation and technical

assistance to the Police in the event that CCTV footage is required for the prevention and detection of suspected or alleged crime.

(e) The CCTV images will record and display dates and times, and these times will be checked regularly to ensure their accuracy.

(f) The management of the premises will ensure that key staff are fully trained in the operation of the CCTV, and will be able to download selected footage onto a disk (or other electronic portable device acceptable to Police e.g. USB) or provide footage via an online link as initiated by Police, without difficulty or delay and without charge.

(g) Any breakdown or system failure will be notified to the police immediately & remedied as soon as practicable. This can be via email - brighton.licensing@sussex.police.uk

(h) In the event of the CCTV system hard drive being seized as evidence as part of a criminal investigation by Police or for any other reason, the premises will be expected to install a replacement hard drive or a temporary replacement drive as soon as practicable.

PROTECTION OF CHILDREN FROM HARM

24. Individual shows will be age-rated and access controlled accordingly by Box Office and Front Of House staff.

25. Children under 16 are to be accompanied at all times.

26. No unaccompanied under 18s to be allowed after 22.00 hrs.

27. The premises will operate a "Challenge 25" policy whereby any person attempting to buy alcohol who appears to be under 25 will be asked for a photographic ID to prove their age. The recommended forms of ID that will be accepted are passports, driving licences with a photograph, photographic military ID or proof of age cards bearing the 'PASS' mark hologram.

The list of approved forms of ID may be amended or revised with the prior written agreement of Sussex Police and the Licensing Authority without the need to amend the licence or conditions attaching to it.

28. Suitable and sufficient signage advertising the "Challenge 25" policy will be displayed in prominent locations in the premises.

(a) The Premises Licence Holder shall ensure that all staff members engaged or to be engaged in selling alcohol at the premises shall receive the following induction training.

This training will take place prior to the selling of such products:

- The lawful selling of age restricted products
- Refusing the sale of alcohol to a person who is drunk

(b) All age-restricted sales training undertaken by staff members shall be fully documented and recorded. All training records shall be made available to Sussex Police and Brighton & Hove Trading Standards Service upon request.

29. Staff will be aware of the risks of proxy sales and use best practice to help deter offences.

FOR THE PREVENTION OF PUBLIC NUISANCE

30. The premises licence holder will organise and document frequent communications with B&HCC Environmental Health & Licensing section, the Seafront office, and the Emergency Services. This will give an effective forum in which operational issues can be discussed and changes to the operating schedule of the premises can be consulted on. This process will also allow the applicant and their DPS to be aware of specific and changing challenges within the CIZ and respond accordingly.

31. All events will be risk assessed in consultation with our Security & Stewarding partners and in response to show interest and ticketing reports. A projected deployment schedule will be developed in such numbers and at such times as deemed necessary, and in consultation with Sussex Police as required. Ongoing discussions with Sussex Police licensing will identify opportunities to enhance the protection of the surrounding area and seafront in the vicinity of the premises as well as the safety of customers within the licenced boundary of the premises.

32. No patrons are to be admitted into the venue if in possession of alcohol and any patron showing signs of excess intoxication will be denied access.

33. We will regularly update staff training in respect of licensing legislation, policies and procedures to ensure all staff are up to date in these areas.
34. (a) When on duty at peak times, Security SIA-licensed staff at the entrance will use their judgement and discretion to search customers suspected of concealing alcohol, drugs or weapons. Items of concern include bottles of spirits, wine and strong beers; and drugs and weapons of any kind. Searching will be in accordance with the Security Search Policy.
- Dynamic risk assessment may lead to random searching at an appropriate ratio which may also be usefully implemented as a preventative measure, At times, in addition to the aforementioned dynamic risk assessment, we may implement strict 'all-bag' searches on patrons entering the site
- (b) At other times, our Front of House stewarding team, alongside bar staff will constantly assess patrons for risk, and use our membership of BCRP, Pubwatch or similar to either receive alerts, or pass them on, of troublesome individuals, and where necessary arrange SIA assistance, increased SIA staffing coverage or MSU support.
35. Our in-house staff will work closely with our Security partners to monitor and look out for patrons leaving in the direction of the seafront, using established practices to maintain public safety. Reporting procedures of vulnerable or at-risk persons will be established with the professional lifeguarding teams and regular contact will be made to enhance and target effective procedures to ensure the safety of patrons and other members of the public within observation of the venue's staff.
36. All outside music will be turned off at 00:00 and kept inside only.
37. Noise levels will be regularly read and documented by a qualified in house sound technician using a sound reading device by DB. All records will be readily available on request.

PUBLIC SAFETY

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NEW YEARS EVE HOURS -

If New Years Eve lands between a Sunday and Thursday we would require the licence to be extended to our Friday and Saturday opening hours with a close time for 03:00