

Proposed Condition	Licensing Authority View	Apt?
<i>“At all times we will comply with the fire regulations, the Licensing Act 2003 and the Health & Safety regulations.”</i>	Redundant: Duplicates other statutory requirements	✘
<i>“The staff will receive training.”</i>	Not precise. What will the training entail? How often will they be required to be re-trained? Will records of training be kept?	?
<i>“The premises will be kept clean and tidy at all times.”</i>	Not really appropriate for the promotion of the licensing objectives, however could be argued that keeping the premises clean and tidy ensures safety.	?
<i>“All alcohol to children will be inaccessible.”</i>	Not precise. How are the premises going to ensure alcohol is inaccessible to children? Will it only be stored on high shelves?	?
<i>“The alcohol will be stored in a lockable store room in the basement and to minimise the risk of theft.”</i>	Having visited the premises, we are aware of how difficult it is to get to the basement. The suggestion that alcohol will be inaccessible and stored in the basement is not realistically capable of being met.	✘
<i>“We undertake to promote the four licensing objectives at all times and make sure the property is insured.”</i>	Redundant: Duplicates other statutory requirements.	✘
<i>“We will maintain employers liability insurance.”</i>	Redundant: Duplicates other statutory requirements.	✘
<i>“The safety of customers, staff and suppliers is paramount.”</i>	Redundant: Duplicates other statutory requirements.	✘
<i>“There will be fire extinguishers, a first aid box, 11 CCTV cameras and notices to enable us to maintain safety whilst the premises are open.”</i>	Ambiguous. Further information required on the use of CCTV. Also redundant. Maintaining safety whilst the premises are open is potentially a statutory requirement!	?
<i>“In view of the breaches of the Licensing Act the Applicants will make sure underage sales do not take place by staff...”</i>	Redundant: Duplicates other statutory requirements.	✘
<i>“...In addition the staff member who sold alcohol on two separate occasions to customers under 18 was dismissed for gross misconduct.”</i>	Irrelevant to the Operating Schedule.	✘
<i>“We will employ sufficient trained staff.”</i>	Ambiguous. How does the applicant define “sufficiently trained” and in what areas?	?
<i>“They will be trained to be vigilant.”</i>	Ambiguous.	?

<i>"Some employees will have training or level 2 NCPHL awards."</i>	Ambiguous.	?
<i>"We will display adequate notices and observe the Licencing regulations"</i>	Adequate notices about what? Crime and disorder? Also – stating that the premises will observe the licensing regulations is redundant as its already a basic requirement.	?
<i>"We will refuse to serve any customer who is drunk and disorderly."</i>	Redundant. Already a legal requirement.	x
<i>"We will implement the Challenge 25 policy, have a zero tolerance policy on drugs..."</i>	Two potentially good conditions. Considering the nature of the premises history though we would want to see the evidence of the Policy prior to proceeding with acceptance of this condition.	✓
<i>...and have good lighting."</i>	Irrelevant.	x
<i>"The alcohol will be stored, displayed and served in a responsible manner"</i>	Redundant. Already a legal requirement.	x
<i>"We will work with the police and local groups."</i>	Working with the Police is already a requirement so this is redundant. How does the premises intend to work with local groups? Potentially unenforceable due to its vagueness.	?
<i>"We will co-operate with the Licensing authority and will use their best endeavours to ensure that there are no further breaches of the law."</i>	Redundant. Already a legal requirement	x
<i>"In order to protect the public and the staff we will continue to maintain 11 CCTV cameras, adequate lighting and put up notices."</i>	Acceptable Condition though further information on the use, maintenance, quality and access of the CCTV footage may be required.	✓
<i>"We will ensure all fire precautions are taken including fire alarms and extinguishers."</i>	Redundant. Already a legal requirement as part of the fire risk assessment	x
<i>"We will keep the fire doors free from obstruction."</i>	Redundant. Already a legal requirement as part of the fire risk assessment.	x
<i>"We will be vigilant of any hazards that may cause harm to members of the public and carry out a risk assessment if necessary. We will record and review the risk assessment"</i>	Redundant. Pretty sure this is already a legal requirement to not cause harm to members of the public...!	x
<i>"We will maintain an-accdent book and a refusals book."</i>	The use of Accident and Refusals book is an acceptable condition.	✓

<i>"From time to time we will have fire drills..."</i>	Vague.	?
<i>"..and make sure the film recording on the CCTV cameras are fairly and securely maintained In accordance with the Data Protection Act. The CCTV will be operational, kept in good working order and images will be retained for at least one month. Two employees will be able to operate the CCTV system."</i>	Acceptable and providing more information in regards to aforementioned CCTV system.	✓
<i>"We will adopt Challenge 25 from the date of the Premises Licence and will get the staff to sign a verification policy."</i>	Appropriate.	✓
<i>"We will adopt 'no pass no go'."</i>	We do not understand this condition?	?
<i>"We will discourage youths from hanging around and loitering outside the premises."</i>	Potentially appropriate but considering the location of the venue, we feel that the applicant may need to provide further information on how they intend to do this, and how they would be able to evidence it should the Authority feel they are failing to comply with this condition.	?
<i>"We will make sure all rubbish is cleared away"</i>	Vague and not entirely connected to the Licensing Objectives, though prevention of Public Nuisance can relate to ensuring the vicinity is tidy and clean and their customers are not causing a nuisance – further information on this condition would need to be provided.	?
<i>"We will display challenge 25 posters"</i>	Already mentioned above.	✓
<i>"We will display a "Quiet Notice" at the exit of the restaurant and try to keep noise to a minimum to assist local residents."</i>	Ignoring the fact that this condition is confusing, as Budgens is not a restaurant, this is an entirely acceptable condition.	✓
<i>"CCTV will assist in keeping noise and disturbances to a minimum."</i>	Whilst it is appreciated that further info on the use of CCTV has been provided, there is some confusion on how it would relate to noise disturbances. Will the CCTV have audio recordings? Because then there is a lot to do with GDPR and permanently recording audio that needs to be factored in. You cannot just permanently record the audio in your premises.	?
<i>"The Applicant proposes the Mandatory conditions (Annex 1 and 2). These conditions"</i>	Redundant. The mandatory conditions are mandatorily applied to ALL premises licences. Therefore saying you'll comply with them is redundant.	✗

<i>were the same conditions attached to the Premises Licence which was transferred by the Woking Borough Council to the second Applicant after this year and the Woking Council approved the second Applicant as the Designated Premises Supervisor.”</i>		
<i>“The protection of children from harm is of paramount importance.”</i>	Agreed. Hence it is one of the four licensing objectives. But this condition is redundant.	✘
<i>“We will remain vigilant at all times and manage the sale of alcohol responsibly.”</i>	Redundant. This is just a summary of the Licensing Objectives and responsible alcohol retailing	✘
<i>“There will be no irresponsible promotions.”</i>	Redundant. This is already one of the Mandatory conditions.	✘
<i>“In view of the previous breaches of underage selling, we undertake to do everything we can not to sell alcohol to anyone under the age of 18.”</i>	Redundant. This is already a legal requirement. Furthermore the whole purpose of the Conditions is to demonstrate how a premises will do its best to not sell alcohol anyone under the age of 18.	✘
<i>“We will not sell knives or weapons”</i>	Whilst we appreciate the public safety aspect of this, as a condition on a licence relating to responsible alcohol retailing, this is potentially irrelevant.	?
<i>“The staff will insist on appropriate identification documents such as a passport or driving licence.”</i>	Vague. ID documents for who? All customers? Those who they believe to be under 18? Those they believe to be under 25? Further clarification is needed not only on this but also firmer understanding on their idea of “appropriate identification documents”	?
<i>“The beers and spirits will be stored correctly.”</i>	Vague and confusing. How do you define correctly stored spirits and beers?	?
<i>“The two tills be placed behind the front counter.”</i>	Store layout is covered by the premises plan and therefore going in to detail in the conditions is repetition. Also – unless we’re missing something, how does till location affect responsible alcohol retailing?	?
<i>“The alcohol will be stored in a lockable room in the premises.”</i>	When? At all times? Only when the shop is closed? This condition is vague and unachievable/unenforceable.	?
<i>“All staff will never work alone”</i>	Difficult or impossible to enforce. Also unrealistic. How does this benefit the premises?	?
<i>“and we will carry out CRB checks.”</i>	Ignoring the fact that CRB checks haven’t existed since 2012 and therefore it would be impossible to carry out a CRB check nowadays, we must presume that it is the intention to carry out DBS checks – if so then who are they being carried out on? How often? Will the checks be carried out before that member of staff can work there or whilst they are	?

	<p>working there? Further to this – considering the private nature of a DBS: who will be permitted to see them? Will they be stored on site and accessible or viewable to the Licensing Officers and Police? Will the staff be made to sign a consent form agreeing that other people can view their DBS certificates? There is a lot to think about with this condition and the applicant must be aware of the legal minefield of suggesting such a condition.</p>	
<p><i>“The Applicant is aware of the fact that the previous licence holder (Mr Islam) sold alcohol to customers under 18 years. The new DPS is a British Citizen and has held a personal licence for over eight years. Both applicants have level NCHPL qualifications and the second Applicant has held a photocard since 1st April 2014.”</i></p>	<p>This is not a condition but a statement and therefore is completely irrelevant to the Operating Schedule.</p>	<p style="text-align: center; color: red;">✘</p>