

Boston Borough Council Statement of Licensing Policy Review
Lincolnshire Police Alcohol Licensing Team

Section 4 – Licensing Objectives

We would request a reference the PSPO within the section below:-

In accordance with the Home Office Guidance to Licensing Authorities, this Authority expects applicants to demonstrate knowledge of the area within which the licensed premises is situated. This would include, for example, proximity to residential properties, areas where children congregate, and any risk posed to the local area by the applicant's proposed licensable activity.

We would also request the consideration that the licensing authority develop a pool of conditions which a licence applicant can access and include something in the policy in relation to that. The below is taken from the City of Lincoln Policy as an example.

8.6 The Licensing Authority does not propose to implement standard conditions on licences across the board. However, it will develop its own pool of model conditions and attach such conditions as appropriate given the circumstances of each individual case. Applicants are advised to consult section 10 of the section 182 guidance when formulating their operating schedules.

8.7 All parties are reminded that conditions which are appropriate to promote the licensing objectives should emerge initially from the prospective licence holders risk assessment and then be translated to form part of the operating schedule for the premises. This Authority's pool of model conditions has been produced to assist prospective licence holders where they consider that 24 conditions from the pool would promote the licensing objectives in the circumstances of their application.

8.8 The pool of model conditions is not an exclusive or exhaustive list of conditions which may be included on a premises licence or club premises certificate. It does not restrict any applicant, Responsible Authority, or other person from proposing any alternative condition, nor would it restrict a Licensing Sub-Committee from imposing any reasonable condition on a premises licence (or club premises certificate) it considers appropriate for the promotion of the licensing objectives

Section 4.1 – Prevention of Crime and Disorder

We would like consideration inclusion of the below within 4.1.3

- Ensuring that at least 75% of the windows into retail areas will be clear from signage, decoration, or obstruction, giving a clear view inside the premises.

Section 4.4 – Protection of Children from Harm

We would request the inclusion within 4.4.10 of any government approved digital ID under the challenge 25 section as this is likely to be implemented later this year.

Section 13 – Review of Premises Licences and Club Premises Certificates

Within the section regarding reviews of licences we would request a section about criminal activity being taken particularly seriously. The below is taken from the City of Lincoln Policy as an example.

Criminal Activity

10.3 There is certain criminal activity that may arise in connection with licensed premises which this authority acknowledges should be treated particularly seriously. The below list is not exhaustive but examples being the use of the licensed premises:

- *for the sale and distribution of illegal drugs/medicines.*
- *as the base for the organisation of criminal activity, particularly by gangs.*
- *for employing a person who is disqualified from that work by reason of their immigration status in the UK*
- *for the sale and storage of illegal, counterfeit, contraband or stolen goods. E.g. tobacco, alcohol and vapes/e-cigarettes.*
- *persistently sales of alcohol to minors.*

10.4 This policy stresses that revocation of the licence – even in the first instance – will be seriously considered where reviews arise due to the crime prevention objective being undermined through the premises being used to further crimes.

10.5 This Authority acknowledges that persistent sales of alcohol to children should be treated seriously. Where it can be demonstrated that those managing the premises do not operate appropriate policies or have not exercised appropriate due diligence then revocation will be considered.

Section 35 – Public Space Protection Order

Within the list of example measures at 35.3 we would request that attaching waterproof labels with printed shop names and addresses to cans and bottles of beer, lager and cider, and ensuring that at least 75% of the windows into retail areas will be clear from signage, decoration, or obstruction, giving a clear view inside the premises, be included as examples.