

Carlisle City Council

Report to:-	THE CHAIRMAN AND MEMBERS OF THE LICENSING & REGULATORY PANEL		
Date of Meeting:-	6 th March 2002	Agenda Item No:-	
Public	Operational	Delegated Yes	
Accompanying Comments and Statements		Required	Included
Cumbria Fire Service		No	No
Cumbria Constabulary		No	No
Environmental Services		No	No
Planning Services		No	No
Title:-	PUBLIC ENTERTAINMENT LICENCE - BREACH OF CONDITIONS – the Crown Inn, Botchergate, Carlisle LICENSEE – John LAWRENCE pattison		
Report of:-	CITY SOLICITOR AND SECRETARY		
Report reference:-	TC. 038/02		

Summary:-

John Lawrence Pattison is the holder of a Public Entertainment licence in respect of the Crown Inn, Botchergate, Carlisle. On 25th January 2002 he employed an unregistered Door Supervisor, which is contrary to the conditions of his licence.

Recommendation:-

Members to reach a decision from the options outlined after hearing the submissions.

J M Egan

City Solicitor and Secretary

Note: in compliance with section 100d of the Local Government (Access to Information) Act 1985 the report has been prepared

in part from the following papers:- Nil

To the Chairman and Members of the Licensing and Regulatory Panel 6th March 2002

NAME John Lawrence Pattison

DATE OF BIRTH 20th February 1953

ADDRESS 34 London Road, Carlisle

HISTORY

1. The Crown Inn is situated at 90 Botchergate, Carlisle. In late 2001 the premises were taken over by Mr Pattison who carried out improvements and obtained a late Public Entertainment Licence until 1am.

Mr Pattison has been in the entertainment business in Carlisle for some years and has other establishments in the City. He has always co-operated with the licensing authorities and has carried any work required in connection with his licences.

2. Standard conditions are issued to all PEL licence holders when their licence is granted. Condition 44 states:

Any person who is engaged by the licensee or his employer at or about the entertainment premises in the capacity, as a Door Supervisor shall be registered with the Council. A Door Supervisor is any person employed to vet customers and/or to maintain order.

3. On the evening of 25th January 2002, Sergeant Pannone of Cumbria Constabulary visited the premises and discovered that one of the doormen was not wearing a Door Supervisors Identity Badge. When questioned the Door Supervisor stated that he had lost his badge. He was told to go to the Civic Centre at the earliest opportunity to obtain a replacement. Upon attending the Civic Centre the Licensing officer checked the records for the Door Supervisor and discovered that his registration had expired on 22nd December 2001. The Supervisor had attended the Door Supervisors course during November/December 2001, however he had failed the final exam.

4. The Licensing Officer has spoken to the Licensee, John Pattison. Mr Pattison agreed that he held the Public Entertainment Licence for the Crown Inn and was aware of the necessity to have registered door staff on duty at his premises. He employed his door staff through a local firm, "North City Security" and believed that they vetted all staff and checked Door Supervisors registration. Whilst it was agreed that a reputable firm such as this should ensure that all door staff supplied are registered and trained, Mr Pattison accepted that it was his responsibility under his licence conditions to ensure that all conditions were complied with.

5. A check of the PEL file in respect of the Crown Inn reveals that there have been no previous complaints of any type in respect of the premises.

6. In view of the previous good record of Mr Pattison and the premises, it is recommended that this incident should not be taken to Magistrates Court and that members reach a

decision from the options available after considering the facts of the occurrence and hearing from Mr Pattison.

OPTIONS

1. Issue a letter of warning regarding his responsibilities as PEL Licensee
2. Prepare a prosecution file for Magistrates Court

Prepared by J A Messenger