

To: Tara OKeefe <Tara.Keefe@swdevon.gov.uk>

Subject: RE: Dolium New Premises Licence - Response Required

Good morning Tara

I dealt with this application when it was received by the police last month.

In relation to this premises I don't know Kingswear very well so have no personal knowledge of the premises or the road it is located in.

Whilst I appreciate that some local residents may have concerns that a drunk customer may walk out and be hit by a car, if the premises is managed in a professional manner no one should be leaving the premises in a drunken state. If someone did leave and be involved in a collision whilst in a drunken state then the premises would be spoken to concerning the incident and would have to answer some difficult questions. Depending on the severity of the incident, the level of drunkenness and lack of professional management the police could request a review of the licence.

Whilst the licence holder does have some responsibility for its customers after they leave the premises or remain in the vicinity, it is also a matter of personal responsibility for the customers to ensure they abide by the highway code, wear appropriate clothing so they can be seen on leaving etc, and I'm not sure how far the responsibility of the premises extends in relation to matters such as this.

In my opinion the fact that the residents consider the road to be dangerous, is not a valid ground for the police to object to the granting of the licence, and I'm also not sure whether this is a matter that the licensing authority should take into consideration. It may be something that you should seek legal advice on.

I hope this helps.

Kind regards

Julie