

AGENDA



For a meeting of the
**ALCOHOL, ENTERTAINMENT & LATE NIGHT REFRESHMENT
LICENSING COMMITTEE**
to be held on
FRIDAY, 8 NOVEMBER 2013
at
10.00 AM
in the
**COUNCIL CHAMBER - COUNCIL OFFICES, ST. PETER'S HILL,
GRANTHAM. NG31 6PZ**
Beverly Agass, Chief Executive

Committee Members:	Councillor Mark Ashberry, Councillor Pam Bosworth (Chairman), Councillor Robert Broughton, Councillor George Chivers, Councillor Breda Griffin, Councillor Reginald Howard, Councillor Graddon Rowlands, Councillor Bob Russell (Vice-Chairman), Councillor Susan Sandall, Councillor Mrs Jean Taylor and Councillor Frank Turner	
Committee Support Officer:	Lucy Bonshor	Tel: 01476 40 61 20 E-mail: l.bonshor@southkesteven.gov.uk

Members of the Committee are invited to attend the above meeting to consider the items of business listed below.

1. APOLOGIES

2. DISCLOSURE OF INTERESTS

Members are asked to disclose any interests in matters for consideration at the meeting.

3. MINUTES OF MEETING HELD ON 18TH OCTOBER 2013

(Enclosure)

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4. LICENSING ACT 2003: APPLICATION FOR VARIATION OF A PREMISES LICENCE FOR, FACES, WESTGATE HALL, WESTGATE, GRANTHAM

Report CSL042 by the Community Safety and Licensing Service Manager.

(Enclosure)

(THE APPENDICES TO THE REPORT AT AGENDA ITEM 4 ARE ATTACHED FOR COMMITTEE MEMBERS ONLY. IF ANY OTHER MEMBERS WISH TO SEE THE SUPPORTING INFORMATION, PLEASE CONTACT THE SERVICE MANAGER, COMMUNITY SAFETY AND LICENSING).

5. ANY OTHER BUSINESS WHICH THE CHAIRMAN, BY REASON OF SPECIAL CIRCUMSTANCES, DECIDES IS URGENT.

MINUTES

**ALCOHOL, ENTERTAINMENT &
LATE NIGHT REFRESHMENT
LICENSING COMMITTEE
FRIDAY, 18 OCTOBER 2013**



COMMITTEE MEMBERS PRESENT

Councillor Mark Ashberry
Councillor Pam Bosworth (Chairman)
Councillor Robert Broughton
Councillor George Chivers
Councillor Breda Griffin

Councillor Reginald Howard
Councillor Graddon Rowlands
Councillor Bob Russell (Vice-Chairman)
Councillor Susan Sandall
Councillor Mrs Jean Taylor

OFFICERS

Operations Director (Ian Yates)
Licensing Officers (Richard Etherton, Christian Smith)
Solicitor to the Committee (Paul Rushworth)
Democratic Officer (Lucy Bonshor)

11. DISCLOSURE OF INTERESTS

None disclosed.

12. MINUTES OF MEETING HELD ON 2ND AUGUST 2013

The minutes of the meeting held on 2nd August 2013 were agreed as a correct record of the decisions taken.

13. LICENSING ACT 2003: APPLICATION FOR A PREMISE LICENCE FOR SUPER NEWS AND BOOZE, UNIT 2, 50 KESTEVEN ROAD, STAMFORD

Decision:

That the application for a new Premises Licence for Super News and Booze, Unit 2, 50 Kesteven Road, Stamford be approved as applied for.

Note to applicant: The Committee asked that the applicant consider changing the name of the premises to something more appropriate to the area.

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The Solicitor to the Committee introduced those present and confirmed the name of the agent acting for the applicant.

The Licensing Officer presented report CSL.040 which concerned the application for a new premises licence under Section 17 of the Licensing Act 2003 for 50 Kesteven Road, Stamford. The licensable activities requested were for the supply of alcohol from 07:00 to 23:00hrs, Monday to Sunday. The opening hours of the premises were 07:00 to 23:00hrs Monday to Sunday

Two representations had been received via e-mail under the licensing objective of the Protection of Children from Harm as the interested parties were concerned about the proximity of the premises to a nearby school and a potential problem with underage drinking in the area.

The agent for the applicant, Mr Samaroo then presented his case. The application was a standard application for a general store. The hours requested were in line with the other stores that the applicant owned. He appreciated the concerns of the residents in the area but no representations had been made by any of the statutory bodies.

One Member questioned the name of the premises specifically the word booze was this generic to all stores that the applicant owned. Mr Samaroo replied that it was not a generic name and he would ask his client to re consider the name of the premises.

Further comments were made about underage drinking in the area to which Mr Samaroo replied that his client had many years of experience with running this type of premises and that the Personal Licence Holder would be present at all times and Challenge 25 training would be given and enforced, also the outside of the premises would be controlled and CCTV would be installed within the premises.

The Licensing Officer then gave his closing statement and the steps available to the Committee to promote the four licensing objectives having read the representations received from the public and those made during the meeting.

The agent for the applicant then gave his closing statement stating that the premises was firstly a general food store and was there for the whole community.

(11.05am the Licensing Officers and agent left the meeting)

Members discussed the application having regard to the four licensing objectives and the representations received. Although concern was expressed about the lateness of the hours requested for the supply of alcohol it was noted that no representations had been received from any of the statutory bodies. The Solicitor to the Committee advised Members on the advertisements of alcohol in connection with the objective protection of children from harm and reminded Members that any decision made had to be reasonable and proportionate. Reference was then made to the name of the premises especially the word booze. It was proposed and seconded that the licence be

granted as applied for and the applicant be asked to re consider the naming of the premises and this was agreed.

(11.07am The Licensing Officers and the agent returned to the meeting)

The Solicitor to the Committee read out the decision. The Committee had considered all the representations from all the parties and decided to grant the licence as applied for. They would like the applicant to re think the name of the shop and asked the agent to take this forward with his client for a name more appropriate for the area.

14. LICENSING ACT 2003: APPLICATION FOR VARIATION OF A PREMISES LICENCE FOR, STONE LOACH, 13 MARKET PLACE, MARKET DEEPING

Decision:

That the application to vary the premises licence for the Stone Loach, 13 Market Place, Market Deeping be granted as applied for.

The Solicitor to the Committee introduced those present and confirmed who was to speak in connection with the application. Mr P Warne, agent for the applicant, Mr M Hinds, Ms J Hinds and Mrs A Bosworth for the interested parties.

Both Councillor Broughton and Councillor Howard were Town Councillors for Market Deeping. Due to the location of the premises (next to the town hall) and in order to negate any perceived bias to any decision made by the Committee they adjourned from the meeting (11.30am) and took no part in the discussion or decision.

The Licensing Officer presented report CSL.041 which concerned an application to vary the existing premises licence for the Stone Loach, 13 Market Place, Market Deeping. An application had been received on 27th August 2013 and the variation to the licence was as shown in the report. Three objections had been received from the public under the Prevention of Public Nuisance Licensing Objective concerning noise from the premises and alleged anti social behaviour and damage to public property. Following these objections the agent for the Stone Loach had submitted further conditions to be attached to the licence to help mitigate these objections and these had been circulated to all relevant parties. No objections had been received from any of the statutory authorities.

A question was asked about the withdrawal of one of the objections to which the Licensing Officer confirmed that none of the objections had been withdrawn.

Mr Warne, the agent for the applicant then presented his case. He began by thanking the two Councillors who had left the meeting in order to stop any potential conflict with any decision made. The application was to vary the

licence for one extra hour on a Sunday to keep it in line with the other days of the week, to have live and recorded music, regulated entertainment and to extend the Late Night Refreshment Licence. He felt that the main issue to the application was the extra hour and the regulated entertainment. From reading the application perhaps it was felt that the upstairs function room was to become a music venue seven days a week, he stressed that this was not the intention. The room would be used for birthdays, wedding receptions and wakes, there would not be music every night and they were not looking to cater for 18th and 21st birthday parties as other venues within the town catered for this age range. All bookings would be vetted to make sure they were suitable. With regard to summer events the further conditions put forward had tried to deal with issues in a measurable and proportionate way. A proactive route had been put in place for residents to contact the manager immediately in order that any concerns/complaints could be dealt with and a complaint log completed which would be available upon request to the responsible authorities. A management plan would also be drawn up as a means to properly control customers when they were leaving the premises.

Various questions were then asked about the location of the other public houses in the town in relation to the premises and the sealing of windows and doors in summer. The agent for the applicant replied that as this would be a condition of the licence it would have to be complied with and portable coolers would be made available if necessary. A further question was asked about the music to which Mr Warne replied.

Following a question about the licensing hours, the Licensing officer clarified what the premises licence actually covered.

The first interested party, Mr Hind then gave his representation. He spoke of the close proximity of his property to the premises and accepted that when moving into a location in the town centre some noise was expected however, as the windows to the premises faced his property noise was an issue in the summer, and although a condition had been proposed closing windows he thought it would be hard to enforce. He gave examples of overhearing conversations that had been held outside the premises, when they used the smoking area which was extremely loud and noisy and also when the roof of the premises was used and at closing time. He felt that the extended hours would make his quality of life worse, he was currently in contact with Environmental Health about the noise issue and he asked for clarity about the type of events and the conditions proposed.

The Licensing Officer clarified that if the Committee were minded to grant the variation all the conditions proposed would be part of the licence and any breach of the conditions would be referred to the Licensing Section or the Police. The use of CCTV was a standard condition and could be used by the police under any of the licensing objectives.

A question was asked about the exact location of the interested parties' property. The Licensing Officer and Mr Hind indicated the location on the map appended to the report for those present. A further question was asked about

the noise and Mr Hind said that he was currently keeping a noise diary for Environmental Health Services.

The second interested party, Mrs Bosworth then gave her representation. She stated that many people had not seen the notice. Although some of the noise had been attributed to the beer garden of another public house she said that this was only used during the day. She appreciated the further conditions put forward by the applicant but felt that perhaps some were not feasible (the closing of windows and doors especially when the weather was warm). When moving to an area with public houses you expected some noise but not to the expense that it impacted on the quality of life.

The Licensing Officer clarified that the procedure for advertising a variation to a Premises Licence had been in accordance with legislation.

The Licensing Officer gave his closing statement reminding Members to have regard to the representations that they had received in the report and heard during the hearing and the need to promote the four licensing objectives:

- The prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of children from harm

He reminded them of the steps open to them in order to promote the licensing objectives and the guidance issued under section 182 of the Licensing Act 2003 and the South Kesteven District Council's Licensing Policy.

Mr Warne the agent for the applicants gave his closing statement. He stated that Mr Molyneux had 40 years in the pub trade and was very aware of his responsibilities in running this kind of business. Conditions which were attached to the Premise Licence had to be adhered to otherwise the licence was breached. The variation was for one extra hour on a Sunday, the inclusion of late night refreshment and live and recorded music. He asked that the Committee's decision be proportionate and appropriate to the information before them.

(12.50pm the Licensing Officers, applicants and all interested parties left the meeting)

(An adjournment took place between 12.50pm and 1pm)

(Councillor Susan Sandall left the meeting at 1pm)

Members discussed the application before them being mindful of the licensing objectives and all the representations they had received and heard. They were sympathetic to the concerns of the residents but felt that at the current time there was no evidence that the licensing objectives were being undermined. It was proposed, seconded and unanimously agreed that the licence be granted as applied for subject to the inclusion of all the conditions put forward by the applicant. They asked that a dialogue be kept open with the residents and that

the residents continue to report any statutory nuisances to the Environmental Health Section and the Licensing Authority.

(1.20pm the Licensing Officers, applicant and all interested parties returned to the meeting)

The Solicitor to the Committee read out the decision. The Committee had considered the representations of all the parties. At this stage it was considered that there was insufficient evidence relating to the undermining of the licensing objectives. The Committee fully appreciated the concerns of the interested parties, but were mindful that they had to take a stepped approach to the issue. The licence variation was therefore approved subject to all the conditions that had been offered by the applicant. The applicant was reminded to continue with a constructive dialogue with all of the residents in particular those residents that had attended the hearing to give representation. The interested parties present were reminded that any future issues should be continued to be reported to Environmental Health and the Licensing Authority as Environmental Health can take action under the statutory nuisance legislation and ultimately if they refer the licensing issues, the matter can be requested upon review and brought back to the Committee to be reconsidered. The decision was appealable to the Magistrates' Court within 21 days of written notification.

15. CLOSE OF MEETING

The meeting closed at 1.22pm.

REPORT TO ALCOHOL, ENTERTAINMENT AND LATE NIGHT REFRESHMENT COMMITTEE

REPORT OF: Mark Jones, Community Safety & Licensing Service Manager

REPORT NO: CSL042

DATE: 8 November 2013

TITLE:	Application for variation of a premises licence for, Faces, Westgate Hall, Westgate, Grantham	
KEY DECISION OR POLICY FRAMEWORK PROPOSAL:	N/A	
PORTFOLIO HOLDER: NAME AND DESIGNATION:	Councillor John Smith Green, Healthy and Arts Portfolio Holder	
CONTACT OFFICER:	Pam Robinson, Senior Licensing Officer Tel: 01476 406138 Email: p.robinson@southkesteven.gov.uk	
INITIAL IMPACT ANALYSIS:	Carried out and Referred to in paragraph (7) below	Full impact assessment Required:
Equality and Diversity	N/A	
FREEDOM OF INFORMATION ACT:	This report is publicly available via the Your Council and Democracy link on the Council's website: www.southkesteven.gov.uk	
BACKGROUND PAPERS	Statement of Licensing Policy 6 January 2011. http://www.southkesteven.gov.uk/index.aspx?articleid=2955 Guidance issued under section 182 of the Licensing Act 2003. https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/209526/1167-A_Licensing_Act_2003_2_.pdf	

1. RECOMMENDATIONS

1.1 That the Licensing Committee consider this application for variation of a premises licence at a premises known as, Faces, Westgate Hall, Westgate, Grantham and the views of the representations made by the Police, bearing in mind the four licensing objectives:

- The Prevention of Crime and Disorder
- Public Safety
- The Prevention of Public Nuisance
- The Protection of children from harm.

1.2 Where relevant representations are made, the authority must hold a hearing to consider them, unless the authority, the applicant and each person who has made representations agree that a hearing is unnecessary

1.3 The committee may have regard to the representations and if it considers it appropriate for the promotion of the Licensing objectives;

- (a) Modify the conditions of the licence,
- (b) Reject the whole or part of the application.

For this purpose, the conditions of the licence are modified if any of them is altered or omitted or any new conditions are added.

1.4 The licensing authority should give appropriate weight to;

- (a) The steps that are appropriate to promote the licensing objectives.
- (b) The representations (including supporting information) presented by the parties.
- (c) The guidance issued under section 182 of the licensing Act 2003.
- (d) South Kesteven district Council's Licensing policy.

2. PURPOSE OF THE REPORT

2.1 The purpose of this report is to provide the committee with information to enable it to consider this application for a variation of the premise licence under Section 34 of the Licensing Act 2003 and establish whether any action is required to promote the four licensing objectives set out in section 1.1 of this report.

2.2 If it is felt appropriate to take action, the options listed in section 1.3 are open to the committee.

3. DETAILS OF REPORT

3.1 An application to vary the existing premises licence for Faces, Westgate Hall, Westgate, Grantham, was received by this authority on 16 September 2013. (Appendix 1)

3.2 The details of the existing licence and variation are as follows:

Existing	Variation
<p>Live & recorded music, performance of dance, late night refreshment – Monday to Sunday, 1000 hrs until 0330 hrs the following day.</p> <p>Sale of alcohol – Monday to Sunday, 1000 hrs until 0300 hrs the following day.</p>	<p>Live & recorded music, performance of dance, late night refreshment and sale of alcohol – Saturdays until 0400 the following day</p>

3.2 The application also requests a non-standard timing on New Year’s Eve until 0500 hrs the following day but you will note at appendix two that they already have this on their existing premises licence.

3.3 A representation was received by the Police on 8 October 2013 under the licensing objectives:

Prevention of Crime and Disorder and
Protection of Children from Harm

The representations refer to the concerns the police have with the management of the premises and the alleged problems of alcohol fuelled disorder occurring in Grantham town centre in the early hours of weekend mornings after late night premises have closed. Please see appendix three for the full details of the representations

3.4 For clarification, the witness statement submitted as part of the police representation makes reference to ‘the licensing team’ on a number of occasions. This reference is to the Police Licensing Team and should not be confused with SKDC’s Licensing Team.

3.5 The Committee should be aware that Taboo Gentlemen’s Club is situated directly opposite Faces and is licensed to stay open until 0415 hrs every day of the week.

4. OTHER OPTIONS CONSIDERED

Not applicable.

5. RESOURCE IMPLICATIONS

There are no resource implications associated with this report.

6. RISK AND MITIGATION

Risk has been considered as part of this report and any specific high risks are included in the table below:

Category Risk	Action / Controls
N/A	

7. ISSUES ARISING FROM IMPACT ANALYSIS

Not applicable

8. CRIME AND DISORDER IMPLICATIONS

8.1 Crime and disorder implications will be considered in accordance with the licensing objective and the duty to consider in accordance with s.17 of the Crime and Disorder Act 1998

9. COMMENTS OF FINANCIAL SERVICES

9.1 There are no specific financial implications associated with this report however in the event of an applicant making an appeal against a decision which was then subsequently upheld, the council may incur additional legal costs

10. COMMENTS OF LEGAL AND DEMOCRATIC SERVICES

10.1 This is an application to vary a premises licence under S34 of the Licensing Act 2003. The Committee should consider whether the proposed variation is likely to impact on the promotion of the licensing objectives which are set out at paragraph 1.1 above. In reaching the decision the Committee should consider, the steps that are appropriate to promote the licensing objectives, the representations (including supporting information) presented by the parties, the guidance issued under S182 of the Licensing Act 2003 and the Council's own statement of licensing policy.

11. COMMENTS OF OTHER RELEVANT SERVICES

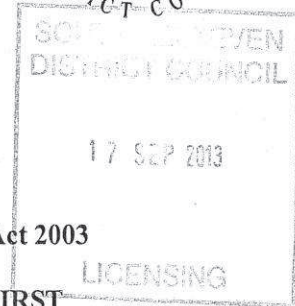
Not applicable

12. APPENDICES:

1. Application to vary premises licence
2. Current premises licence
3. Police representations
4. Map of area

APPENDIX 1

Licensing
 South Kesteven District Council
 St Peter's Hill
 Grantham
 NG31 6PZ
 Tel: 01476 406190
 Email: licensing@southkesteven.gov.uk
www.southkesteven.gov.uk



Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

~~IAVE~~ MISS KAYLEIGH NEWTON
 (Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number	4788
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
WESTGATE HALL WESTGATE			
Post town	GRANTHAM	Postcode	NG31 6LT

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ BAND B

Part 2 – Applicant details

Daytime contact telephone number	
E-mail address (optional)	

APPENDIX 1

Current postal address if different from premises address			
Post town		Postcode	

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

TO EXTEND THE OPENING^c HOURS ON SUNDAY 03-00 TO 04.00

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

APPENDIX 1

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

APPENDIX 1

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here (please read guidance note 3)</u>		
Tue					
Wed			<u>State any seasonal variations for performing plays (please read guidance note 4)</u>		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		
Sat					
Sun					

APPENDIX 1

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Wed			
Thur			
Fri			
Sat			
Sun			

APPENDIX 1

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Wed			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

APPENDIX 1

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	10-00				
Sun		04-00			
			CHRISTMAS EVE NEW YEARS EVE 05-00		

APPENDIX 1

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)</u>	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 3)</u>		
Mon					
Tue					
Wed					
Thur					
			<u>State any seasonal variations for the playing of recorded music (please read guidance note 4)</u>		
			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		
Sat	10-00		CHRISTMAS EVE NEW YEARS EVE 05-00		
Sun		04:00			

APPENDIX 1

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5) NEW YEARS EVE 05-00		
Sat	10-00				
Sun		04-00			

APPENDIX 1

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

APPENDIX 1

I

Late night refreshment Standard days and timings (please read guidance note 6)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>	
Day	Start	Finish		Outdoors	<input type="checkbox"/>	
				Both	<input checked="" type="checkbox"/>	
Mon			<u>Please give further details here</u> (please read guidance note 3)			
Tue						
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)			
Thur						
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)			
Sat	10-00			CHRISTMAS EVE		
Sun		04-00		NEW YEARS EVE 0500		

2300
RC

APPENDIX 1

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises <input checked="" type="checkbox"/>
				Off the premises <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)	
Mon				
Tue				
Wed				
Thur				
Fri				
Sat	10-00			
Sun	10	04-00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) CHRISTMAS EVE NEW YEARS EVE 05-00	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

HAVE TWO GAMING MACHINES ON AND IN USE.

APPENDIX 1

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon			<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)</p> <p>CHRISTMAS EVE</p> <p>NEW YEARS EVE 05-00</p>
Tue			
Wed			
Thur			
Fri			
Sat			
Sun		04-00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

APPENDIX 1

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

APPENDIX 1

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

THE NIGHTCLUB WILL BE STAFFED BY DOOR SUPERVISORS TO REDUCE ANY CONCERNS THE COUNCIL HAVE REGARDING THE LICENSING OBJECTIVES. AS WELL AS INTERNAL AND EXTERNAL CCTV AND RADIOS. THIS WILL PREVENT CRIME AND DISORDER, INCREASE PUBLIC SAFETY AND PREVENT PUBLIC NUISANCE WHILST STAGGERING CLOSING TIMES REDUCING FRICTION.

b) The prevention of crime and disorder

FULLY TRAINED INDEPENDANT DOOR STAFF WILL POLICE THE DOORS WITH INTERNAL AND EXTERNAL RADIOS AND CCTV.

c) Public safety

CCTV INSTALLED AND LIMITED NUMBERS IN ACCORDANCE TO FIRE SAFETY RECOMMENDATIONS.

d) The prevention of public nuisance

ALL STAFF WILL CONTINUE TO BE TRAINED IN ALL ASPECTS OF LICENSING. THE LATER OPENING HOURS WILL REDUCE NUMBER OF INDIVIDUALS ON THE STREETS OF GRANTHAM AT ANY GIVEN TIME

e) The protection of children from harm

SIA APPROVED DOOR STAFF ON ENTRANCE OF THE PREMISES AT ALL TIMES TO CHECK ID FOR VERIGATION OF AGE.

APPENDIX 1

Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	16/9/13
Capacity	SELF

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



APPENDIX 2

South Kesteven District Council
Council Offices
St Peters Hill
Grantham
Lincolnshire
NG31 6PZ

Premises licence number 4788

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description

Faces
Westgate Hall
Westgate

Post town	Grantham Lincolnshire	Post code	NG31 6LT
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Telephone number

Where the licence is time limited the dates

Licensable activities authorised by the licence

- (b) Films
- (d) Boxing or wrestling
- (e) Live music
- (f) Recorded music
- (g) Performances of dance
- (h) Anything of a similar description to that falling within (e), (f), (g)
- (i) Making music
- (j) Dancing
- (k) Entertainment of a similar description to (i) or (j)
- Late night refreshment
- Sale by retail of alcohol

The times the licence authorise the carrying out of licensable activities

APPENDIX 2

Films Indoors

10.00 to 03.30 Monday to Sunday

Non standard timings

Christmas Eve - 10.00 to 04.00

New Years Eve - 10.00 to 05.00

Boxing or Wrestling Entertainment

10.00 to 03.30 Monday to Sunday

Non standard timings

Christmas Eve - 10.00 to 04.00

New Years Eve - 10.00 to 05.00

Live music - indoors

10.00 to 03.30 Monday to Sunday

Non standard timings

Christmas Eve - 10.00 to 04.00

New Years Eve - 10.00 to 05.00

Recorded music

10.00 to 03.30 Monday to Sunday

Non standard timings

Christmas Eve - 10.00 to 04.00

New Years Eve - 10.00 to 05.00

Performances of dance

10.00 to 03.30 Monday to Sunday

Non standard timings

Christmas Eve - 10.00 to 04.00

New Years Eve - 10.00 to 05.00

Anything of a similar description to that falling within e, f or g - indoors

10.00 to 03.30 Monday to Sunday

APPENDIX 2

Non standard timings

Christmas Eve - 10.00 to 04.00

New Years Eve - 10.00 to 05.00

Making music

10.00 to 03.30 Monday to Sunday

Non standard timings

Christmas Eve - 10.00 to 04.00

New Years Eve - 10.00 to 05.00

10.00 to 03.30 Monday to Sunday

Entertainment of a similar description to that that falling within i or j - indoors

10.00 to 03.30 Monday to Sunday

Non standard timings

Christmas Eve - 10.00 to 04.00

New Years Eve - 10.00 to 05.00

Late night refreshment - indoors

23.00 to 03.30 Monday to Sunday

Non standard timings

Christmas Eve - 10.00 to 04.00

New Years Eve - 23.00 to 05.00

Sale by retail of alcohol

10.00 to 03.00 Monday to Sunday

Non standard timings

Christmas Eve - 10.00 to 04.00

New Years Eve - 10.00 to 05.00

The opening hours of the premises

10.00 to 03.30 Monday to Sunday

Non standard timings

Christmas Eve - 10.00 to 04.30

New Years Eve - 10.00 to 05.30

APPENDIX 2

The opening hours will not be affected by the changing of the clocks.

Where the licence authorise supplies of alcohol whether these are on and/or off supplies

On or Off the premises

Part 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

Kayleigh Terry Newton
Faces
Westgate Hall
Westgate
Grantham
NG31 6LT

Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Jonathan Askham

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

17995 – South Kesteven District Council

Annex 1 – Mandatory conditions

APPENDIX 2

Faces
Westgate Hall
Westgate
Grantham
Lincolnshire
NG31 6LT

Supply of alcohol

1. No supply of alcohol shall be made under this Premises Licence at a time:
 - a) When there is no designated supervisor in respect of the Premises Licence
 - b) When the designated premises supervisor does not hold a personal licence or his or her personal licence is suspended.
2. Every supply of alcohol under the Premises Licence shall be made or authorised by a person who holds a personal licence.

Door Supervision

- 1 Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, then each such individual must be licensed by the Security Industry Authority.

SCHEDULE Mandatory Licensing Conditions

1.—(1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

APPENDIX 2

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—

(i) the outcome of a race, competition or other event or process, or

(ii) the likelihood of anything occurring or not occurring;

(e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

4.—(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

5. The responsible person shall ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml; and

(b) customers are made aware of the availability of these measures.

Annex 2 – Conditions consistent with the Operating Schedule

Faces
 Westgate Hall
 Westgate
 Grantham
 Lincolnshire
 NG31 6LT

Steps Taken To Promote the Licensing Objectives

1 This Premises Licence is issued as a conversion of the following existing licence:

a) A Justices' On Licence authorising the sale of alcohol for consumption either off or on the premises, issued under the Licensing Act 1964 to Terence Askham & Katie McRae on the 5th day of August 2004 by the Petty Sessional Division of Grantham

2 All restrictions and rights attaching to the existing licence at the date of conversion (including standard conditions and expressed conditions subject to which the existing licence was issued and limitations on the use of the premises for the existing licensable activities under the existing licence by the Children and Young Persons Act 1933, the Cinematograph (Safety) Regulations 1955, the Licensing Act 1964 and the Sporting Events (Control of Alcohol Etc) Act 1985) shall apply to the same extent in relation to this Premises Licence (except only as restricted by the Licensing Act 2003) as if each such restriction or right (including standard conditions and expressed conditions subject to which the existing licence was issued and limitations on the use of the premises for the existing licensable activities under the existing licence by the Children and Young Persons Act 1933, the Cinematograph(Safety) Regulations 1955, the Licensing Act 1964, and the Sporting Events(Control of Alcohol Etc) Act 1985) were specifically and separately set out in this Premises Licence.

Steps Taken To Promote the Licensing Objectives**a) General – all four licensing objectives (b,c,d,e)**

The nightclub will be staffed by trained independent door supervisors all of which hold the relevant qualification to reduce any concerns the Council have regarding the four licensing objectives. This is in addition to internal and external CCTV. This will prevent crime and disorder, increase public safety and prevent public nuisance whilst also staggering closing times across the town centre hereby reducing friction.

b) The prevention of crime and disorder

Fully trained independent licensed door staff will police the doors with the assistance of internal and external CCTV. The staff and the club will liaise closely with the police.

c) Public safety

As stated in addition to CCTV the club will continue to be limited to numbers in accordance with fire safety recommendations

d) The prevention of public nuisance

All staff including bar staff will continue to be trained in all aspects of licensing. The later opening hours will stagger the closing times of premises within Grantham town centre reducing the number of individuals on the streets of Grantham at any given time.

e) The protection of children from harm

Children are allowed to be present on the premises until 23.00.

Volunteered conditions as below

Children are allowed on the premises until 23.00 subject to the following conditions.

- a. No alcohol is to be served in the main room.
- b. All bars in the main room are to have the spirits removed from the display area, the fridges with alcoholic products in are to be covered and all beer fonts are to be covered.
- c. SIA approved door supervisors are to be engaged at all events where pay upon entry is required; this will not apply to privately hired/booked events.
- d. SIA approved door supervisors will be situated at the entrance to the "V bar" at all times during a mixed age event to ensure that the verification of age to enter this area and purchase alcohol is enforced.

No adult entertainment will take place within a 12 hour period of a children's party, prior to or after, to give a clear gap between the cessation of the children's parties and the commencement of the adult entertainment.

Annex 3 – Conditions after a Hearing

Faces
Westgate Hall
Westgate
Grantham
Lincolnshire
NG31 6LT

Conditions attached after a hearing by the licensing authority

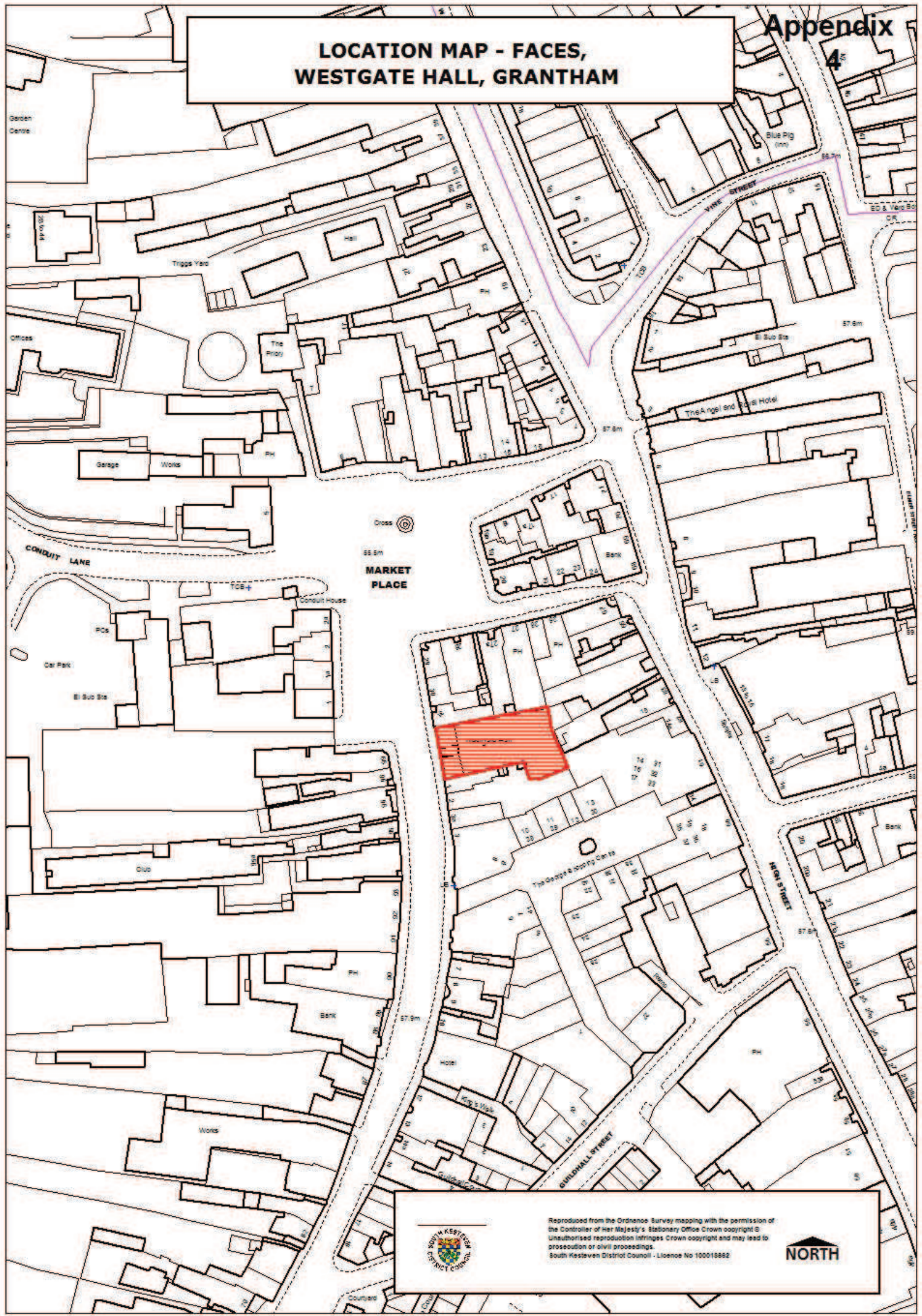
1. CCTV be operated during opening hours and any recordings from the system to be made available immediately to the Police after a reasonable request and be retained for no less than twenty-eight days.

2. Door staff to remain present until the close of the premises when open after midnight and that the number of door staff accord with South Kesteven District Council public entertainment licensing conditions.

By virtue of paragraph(s) 1, 2 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Document is Restricted

**LOCATION MAP - FACES,
WESTGATE HALL, GRANTHAM**



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