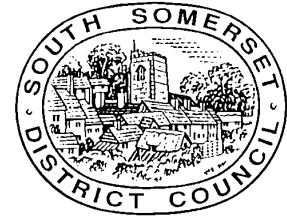


South Somerset District Council

Notice of Meeting



Licensing Sub Committee

Making a difference where it counts

Tuesday 13th June 2017

12.30 pm

**Council Chamber B
Council Offices
Brympton Way
Yeovil
BA20 2HT**

(disabled access and a hearing loop are available at this meeting venue)



Members listed on the following page are requested to attend the meeting.

The public and press are welcome to attend.

If you would like any further information on the items to be discussed, please ring the Agenda Co-ordinator, **Jo Morris, Democratic Services Officer**, website: www.southsomerset.gov.uk

This Agenda was issued on Thursday 8 June 2017.

Ian Clarke, *Director (Support Services)*

This information is also available on our website
www.southsomerset.gov.uk



Licensing Sub Committee Membership

David Norris (Chairman)

Wes Read

Alan Smith

South Somerset District Council – Council Aims

South Somerset will be a confident, resilient and flexible organisation, protecting and improving core services, delivering public priorities and acting in the best long-term interests of the district. We will:

- Protect core services to the public by reducing costs and seeking income generation.
- Increase the focus on Jobs and Economic Development.
- Protect and enhance the quality of our environment.
- Enable housing to meet all needs.
- Improve health and reduce health inequalities.

Members Questions on reports prior to the Meeting

Members of the Committee are requested to contact report authors on points of clarification prior to the Committee meeting.

Information for the Public

The Statutory Licensing Committee has responsibility for all activities under the Licensing Act 2003 and the Gambling Act 2005 except for policies and fees. Established under the Licensing Act 2003, It exercises the functions of the Licensing Authority which itself is the Council.

The Other Licensing Committee can be responsible for all other licensing matters. Established by the Council under discretionary power contained in section 101 of the Local Government Act 1972.

It is lawful for the membership of the two committees to be the same, but they are differently constituted and run under different powers.

Meetings of the Licensing Sub Committee are held as required in the Council Offices, Brympton Way.

Licensing Sub Committee agendas and minutes are published on the Council's website www.southsomerset.gov.uk

The Council's Constitution is also on the web site and available for inspection in council offices.

Further information can be obtained by contacting the agenda co-ordinator named on the front page.

Licensing Sub Committee

Tuesday 13 June 2017

Agenda

Preliminary Items

1. Declarations of Interests

In accordance with the Council's current Code of Conduct (adopted July 2012), which includes all the provisions relating to Disclosable Pecuniary Interests (DPI), personal and prejudicial interests, Members are asked to declare any DPI and also any personal interests (and whether or not such personal interests are also "prejudicial") in relation to any matter on the Agenda for this meeting. A DPI is defined in The Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012 (SI 2012 No. 1464) and Appendix 3 of the Council's Code of Conduct. A personal interest is defined in paragraph 2.8 of the Code and a prejudicial interest is defined in paragraph 2.9. In the interests of complete transparency, Members of the County Council, who are not also members of this committee, are encouraged to declare any interests they may have in any matters being discussed even though they may not be under any obligation to do so under any relevant code of conduct.

2. Procedure to be followed when considering licensing applications under the Licensing Act 2003 (Pages 4 - 7)

3. Representation following the Application for a New Premises Licence at The Dolphin Hotel, 38 Fore Street, Chard, TA20 1PT (Pages 8 - 26)

Agenda Item 2

Procedure to be followed when considering Licencing Applications under the Licensing Act 2003

Pre meeting Prior to the start of the Hearing the Committee Administrator will check that any person wishing to address the Sub-Committee is either an Interested Party or an authorised representative of an Interested Party or a Responsible Body and is entitled therefore to do so.

Where there is any doubt about the person's eligibility to address the sub-Committee, the Committee Administrator will seek advice from the Legal Officer(s).

1. **The Chairman will introduce:**

- members of the Sub-Committee (which will be made up of three District Councillors);
- the officers present;
- the Parties and their representatives (if any).

The Chairman will ask, before starting the Hearing, if any representations are being withdrawn.

2. At the start of the hearing **the Chairman will advise:-**

- all Parties of the reason for the Hearing and the procedure to be adopted;
- that where a Party wants another person to appear at the Hearing they must ask permission (under Regulation 8(2)) although such permission will not be unreasonably withheld. No permission is needed where the other person is acting only as the Party's representative;
- that if any Party wishes to ask the Sub-Committee to consider documentary or other information at the hearing, which was not provided before the Hearing, then all Parties must consent;
- that if any Party does not attend or is not represented at the hearing, the Hearing can go ahead but the Sub-Committee will consider any application, notice or written representations received by the relevant deadline from that Party;
- that in some circumstances, the Hearing may be adjourned, where the Sub-Committee consider the public interest demands it.

3. **The Chairman will ask each Party to confirm receipt** of the following documents:-

- Officer's report relating to the case;
- The procedure to be adopted during the Hearing;
- The documents, which the authority is required to provide under the Regulations – this varies according to the type of application but normally this means checking that the applicant has received copies of all the representations made in response to the application notices.

Any queries on the procedure or the factual content of the Licensing Officer's report should be dealt with at this point, with the assistance of the legal officer(s), as required.

4. **The Chairman will then ask** the Licensing Officer to present their report on the application. The report will include confirmation that the requirements as to advertising the application and the serving of notices have been met.
5. **The Chairman will inform all present - prior to receiving representations** - that each Party will be given an equal amount of time to make their representations. This will normally be a maximum of five minutes. However, the Chairman has discretion about the time given to each Party and may vary the time limit where reasonable to do so although reasons will be given and fairness maintained.
6. **The Chairman will invite any Responsible Bodies present** e.g. representatives of Police/Fire Service/ Environmental Services to address the Sub-Committee on any relevant representations they have made.
7. **The Chairman will then invite:**
 - Parties or their representatives speaking in support of the application (including the applicant for the review) to address the Sub-Committee on their relevant representations. The address shall relate only to those matters already raised in the application, representations or notice (as applicable). No new information can be presented at the hearing unless all Parties agree, however, where the authority has notified the Party that it requires clarification on any points, this should be provided at this stage;
 - Parties or their representatives, speaking in opposition to the application for review, to address the Sub-Committee on their relevant representations. The address shall relate only to those matters already raised in the application, representations or notice (as applicable). No new information can be presented at the hearing unless all Parties agree, however, where the authority has notified the Party that it requires clarification on any points, this should be provided at this stage.

The Chairman will permit a Member to seek immediate clarification of a point made by a Party, their representative or any another person permitted to attend where, prior to this point in the Hearing, circumstances arise which make it desirable to do so, provided that the question is relevant and helps the proper conduct of the Hearing. The rules of natural justice will be followed.

No Cross examination will be permitted without the consent of the sub-Committee and this will only be given where Committee considers that cross-examination is required for it to consider the representations, application or notice.

8. **The Chairman will ask** whether anyone has any further relevant comments to make and whether each Party is satisfied with the conduct of the Hearing.
9. **The Chairman will then invite** Members of the Sub-Committee to ask any questions of any of the Parties or any other person permitted by the Sub-Committee to appear at the Hearing.
10. **The Chairman will check with the legal adviser(s) that all relevant points have been addressed before asking the Parties to leave the room while** the Sub-Committee consider its decision in private. Only the clerk and the legal adviser(s) will remain with the Sub-Committee although only the sub-committee will be making the decision.

11. **Once in private the Chairman will advise the other Members** that they must consider all the information before them in making their decision but will disregard any information which is not relevant to the application, representations or notice and which does not relate to promoting the Licensing Objectives. Members will take account of the Statutory Guidance and the Council's Statement of Licensing Policy but shall be free to depart from it where the merits of the case warrant it. Full reasons shall be given for any such departure. If Members require further information from any Party or any further evidence, they will reconvene the hearing with all Parties able to be present.
12. **The Chairman will ensure, on the Parties return to the Hearing room,** that any legal advice given to the Sub-Committee in private is summarised to the Parties.
13. **The Chairman will notify** all Parties of their decision and the reasons for the decision. The decision will normally be given orally, at the Hearing, in a plain English format to help those attending the Hearing to understand it more easily. This is not the official written Notice of Decision which be sent to all of the Parties shortly afterwards.

Where the Sub-Committee is unable to give a decision at the meeting, **the Chairman will advise all Parties when a decision can be expected.** The decision will be sent to all Parties within the timescales set down in the Regulations.

14. **The Chairman will inform all Parties** of their possible rights of appeal (if any).

NOTES

1. A Party is anyone who has submitted an application or made a relevant representation or served a notice.
2. Where an adjournment is granted the Sub-Committee will notify the Parties forthwith of the date, time and place to which the Hearing has been adjourned.
3. Under no circumstances must the Parties or their witnesses offer Members of the Sub-Committee information in the absence of the other Party. Similarly, Members will not attempt to illicit information from any Party to the Hearing in the absence of the other. Members will not make pronouncements on the merits of the case until all the evidence has been heard. These are essential elements of the rules of natural justice.
4. The Chairman may vary this procedure, as circumstances require but will have regard to the rules of natural justice.
5. The Hearing will take place in public. However, the public can be excluded from all or part of the hearing where the Sub-Committee considers that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing, taking place in public.

The Sub-Committee may also require a Party to leave the hearing if that Party is behaving in a disruptive manner. The Sub-Committee can refuse to readmit the Party or readmit upon conditions but the Party can nevertheless submit to the Sub-Committee before the end of the Hearing any written information it would have

been entitled to submit orally at the Hearing.

6. District Councillors representing the area (District Council Ward) to which the application refers, or have declared an interest, will not form part of the Sub-Committee.
 7. Where any irregularity is brought to the attention of the Sub-Committee during the hearing, the Sub-Committee may, if it feels that a Party has been prejudiced as a result of the irregularity, take such steps as it thinks fit to cure that irregularity before it makes its determination. However, any irregularity from a failure to follow this procedure shall not of itself render the proceedings void and any clerical errors may be corrected.
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Agenda Item 3

Representation following the Application for a New Premises Licence at The Dolphin Hotel, 38 Fore Street, Chard, TA20 1PT

Assistant Director: Laurence Willis
Report Author: Rachel Lloyd – Licensing Officer
Contact Details: rachel.lloyd@southsomerset.gov.uk or 01935 462134

Purpose of the Report

To inform members that an application has been received from Liliana Judith Glentworth and Robert David Glentworth for a premises licence to be granted under the Licensing Act 2003 at The Dolphin Hotel, 38 Fore Street, Chard, TA20 1PT.

Recommendation

To determine the granting of the premises licence in accordance with the options detailed later in the report.

Background

The Council is the authority responsible for the issue of Premises Licences issued under Section 18 of the Licensing Act 2003.

The Licensing Manager has delegated authority to determine a Premises Licence application, subject to no objections being received from a Responsible Authority or “Other Persons”. In this case, relevant representations were received from two Responsible Authorities (one of which has been subsequently withdrawn): as there is one representation still outstanding it is necessary to convene a hearing to determine the application.

Licensing Objectives

The licensing objectives are:

- Prevention of crime and disorder
- Public safety
- Prevention of public nuisance
- Protection of children from harm

The licensing objectives are to be considered paramount and the Council has a duty to promote them in its decision making process. An application will not be refused in whole or part or any conditions attached except those offered by the applicant or required by law except where appropriate to promote the licensing objectives.

Application

A copy of the application form is enclosed with the agenda.

The details of the application are summarised as follows:

- Applicant: Liliana Judith Glentworth and Robert David Glentworth

Licensable activity applied for:

Live Music (E) Indoors and Outdoors

Day	Start Time	Finish Time
Monday	10:00	Midnight
Tuesday	10:00	Midnight
Wednesday	10:00	Midnight
Thursday	10:00	02:00
Friday	10:00	02:00
Saturday	10:00	02:00
Sunday	10:00	Midnight

Further Details: Live music is practice only provided on an irregular basis.

References to 02:00 are to the day following.

Seasonal Variations: None

Non-Standard Timings: From 10:00 to 02:00 on Sundays falling on a Bank Holiday weekend and Christmas Eve and from 10:00 until 02:30 on New Year's Eve into New Year's Day.

Recorded Music (F) Indoors and Outdoors

Day	Start Time	Finish Time
Monday	10:00	Midnight
Tuesday	10:00	Midnight
Wednesday	10:00	Midnight
Thursday	10:00	02:00
Friday	10:00	02:00
Saturday	10:00	02:00
Sunday	10:00	Midnight

Further details: The hours sought are the same as for live music. The previous licence permitted recorded music until midnight on all days.

Seasonal Variations: None

Non-Standard Timings: From 10:00 to 02:00 on Sundays falling on a Bank Holiday weekend and Christmas Eve and from 10:00 until 02:30 on New Year's Eve into New Year's Day.

Performance of Dance (G) Indoors and Outdoors

Day	Start Time	Finish Time
Monday	10:00	Midnight
Tuesday	10:00	Midnight
Wednesday	10:00	Midnight
Thursday	10:00	02:00
Friday	10:00	02:00
Saturday	10:00	02:00
Sunday	10:00	Midnight

Further details: Performances of dance will feature only very rarely and usually in association with live music performances.

Seasonal Variations: None

Non-Standard Timings: From 10:00 to 02:00 on Sundays falling on a Bank Holiday weekend and Christmas Eve and from 10:00 until 02:30 on New Year's Eve into New Year's Day.

Late Night Refreshment (I) Indoors and Outdoors

Day	Start Time	Finish Time
Monday	23:00	00:30
Tuesday	23:00	00:30
Wednesday	23:00	00:00
Thursday	23:00	02:30
Friday	23:00	02:30
Saturday	23:00	02:30
Sunday	23:00	00:30

Further details: Hot food and (non-alcoholic) drink may be provided whenever the premises are open. References to 00:30 and to 02:30 are to the day following.

Seasonal Variations: None

Non-Standard Timings: From 23:00 to 02:00 on Sundays falling on a Bank Holiday weekend and Christmas Eve and from 23:00 until 02:30 on New Year’s Eve into New Year’s Day.

Supply of Alcohol (J) – Consumption On and Off The Premises

Day	Start Time	Finish Time
Monday	10:00	Midnight
Tuesday	10:00	Midnight
Wednesday	10:00	Midnight
Thursday	10:00	02:00
Friday	10:00	02:00
Saturday	10:00	02:00
Sunday	10:00	Midnight

Seasonal Variations: note- the hours sought are as previously, save for non-standard timings

Non-Standard Timings: From 10:00 to 02:00 on Sundays falling on a Bank Holiday weekend and Christmas Eve and from 10:00 until 02:30 on New Year’s Eve into New Year’s Day.

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. **(K)**

No adult entertainment, services, activities etc. will be provided.

Hours premises open to the public (L) – Not a licensable activity, but shown as part of the application.

Day	Start Time	Finish Time
Monday	10:00	00:30
Tuesday	10:00	00:30
Wednesday	10:00	00:30
Thursday	10:00	02:30
Friday	10:00	02:30
Saturday	10:00	02:30
Sunday	10:00	00:30

Non-Standard Timings: From 10:00 to 02:30 on Sundays falling on a Bank Holiday weekend and Christmas Eve and from 10:00 until 03:00 on New Year’s Eve into New Year’s Day.

Additional steps put forward by the applicant to comply with licensing objectives. Please see Section M (pages 16 - 21) of the application will become conditions of the licence, subject to the licence being granted, and are in addition to any further conditions imposed by the Licensing Committee).

Evidence that advertising/notice requirements have been complied with:

- The applicant's solicitor has confirmed that notice(s) were displayed at premises for the requisite period. A further notice was placed in the Chard and Ilminster News newspaper on 26 April of which we have a copy.

Representation – Responsible Authorities

A representation was received from Mrs King on behalf of the Chief of Police for Avon & Somerset.

A representation was received from Paul Sanders on behalf of the Environmental Protection team; this was withdrawn due to the applicant amending their operating schedule to contain the following steps to promote the licensing objectives:

- Music played outside after 2300 is limited to 2 events per year.

Representations – Other Persons

None.

Relevant Observations

Communication between the Police and the applicant's solicitor had taken place with agreement reached in part but the condition proposed by the Police "All drinks to be served in toughened/poly carbonated or /shatterproof glasses". This is similar to Public Safety condition 6 on the lapsed licence.

Further Information

The premises are situated in an area where the cumulative impact policy applies. The Council's Licensing Policy states that there is a presumption that applications for new licences, variations or material variations, will normally be refused if relevant representations are received unless it can be demonstrated that the operator will not add to the cumulative impact already being experienced¹.

The premises was previously subject to a premises licence, but it lapsed when one of previous holders died – it permitted the following:

Live Music - Indoors and Outdoors

Day	Start Time	Finish Time
Monday	10:00	00:00
Tuesday	10:00	00:00
Wednesday	10:00	00:00
Thursday	10:00	00:00
Friday	10:00	01:00
Saturday	10:00	01:00
Sunday	10:00	00:00

¹ Page 12, Paragraph 3.2.2 of the Council's Licensing Policy dated January 2014

Further Details: I would like to extend my hours for live music

Recorded Music - Indoors and Outdoors

Day	Start Time	Finish Time
Monday	10:00	00:00
Tuesday	10:00	00:00
Wednesday	10:00	00:00
Thursday	10:00	00:00
Friday	10:00	00:00
Saturday	10:00	00:00
Sunday	10:00	00:00

Further Details: I wish to extend my hours for recorded music.

Performance of Dance - Indoors

Day	Start Time	Finish Time
Monday	10:00	00:00
Tuesday	10:00	00:00
Wednesday	10:00	00:00
Thursday	10:00	00:00
Friday	10:00	01:00
Saturday	10:00	01:00
Sunday	10:00	00:00

Further Details: I wish to extend my hours for dance.

Supply of Alcohol – Consumption On and Off The Premises

Day	Start Time	Finish Time
Monday	10:00	00:00
Tuesday	10:00	00:00
Wednesday	10:00	00:00
Thursday	10:00	00:00
Friday	10:00	01:30
Saturday	10:00	01:30
Sunday	10:00	00:00

Non Standard Timings: On high days and holidays I would like to serve alcohol until 03.00

Hours premises open to the public

Day	Start Time	Finish Time
Monday	10:00	00:30
Tuesday	10:00	00:30
Wednesday	10:00	00:30
Thursday	10:00	00:30
Friday	10:00	02:00
Saturday	10:00	02:00
Sunday	10:00	00:30

Annex 2 – Conditions consistent with the operating Schedule

Public Safety

1. The applicant shall provide a satisfactory NICEIC or ECA periodic electrical installation report. The inspection to be carried out annually or as deemed necessary by the competent person completing the report, and a copy of the report provided to the Licensing Authority after each inspection.
2. The applicant shall provide a satisfactory NICEIC or ECA periodic emergency lighting report. The inspection to be carried out annually or as deemed necessary by the competent person completing the report, and a copy of the report provided to the Licensing Authority after each inspection.
3. The applicant shall provide a CORGI certificate of inspection in respect of any gas boiler, calorifier or appliance. The inspection will be carried out annually, or as deemed necessary by a competent CORGI registered engineer, and a copy of the report provided to the Licensing Authority after each inspection.
4. The use of special effects or mechanical installation will be arranged and stored so as to minimise any risk to the safety of the audience, performers and staff. Special effects including the following will only be used with prior notification to the Licensing and/or Fire authorities:-
dry ice machines and cryogenic fog,
smoke machines and fog generators,
pyrotechnics, including fireworks,
real flame firearms,
motor vehicles,
strobe lighting,
lasers, explosives and highly flammable substances.
5. The applicant shall make available on the premises an adequate and appropriate supply of first aid equipment and materials.
6. The applicant shall ensure that any glasses that are renewed are replaced with glasses made from toughened glass.

In determining the application with a view to promoting the licensing objectives in the overall interests of the community, the Committee must have regard to and give appropriate weight to the following considerations:

- Any relevant and valid representation (including supporting documentation received)
- The Latest Guidance issued under s182 of the Act
- The Statement of Licensing Policy issued in January 2014.
- The steps appropriate to promote the licensing objectives as set out in s18(4)
- Human Rights considerations in particular Article 6, Article 8 and Article 1 of Protocol 1

Options

The options available to the committee are stated at section 18 of the Licensing Act 2003 are as follows:

- Grant the licence subject to such conditions which are consistent with the operating schedule modified to such extent as the Authority considers appropriate for the promotion of the Licensing Objectives and any condition, which must under s19-21, be included in the licence s18(4)(a)(i)(ii) together with the current mandatory conditions.
- Exclude from the scope of the licence any of the licensable activities to which the application relates s18(4)(b)
- Refuse to specify a person in the licence as the premises supervisor s18(4)(c)

- Reject the application s18(4)(d).

Right of Appeal

Schedule 5 of the Licensing Act 2003 sets out the rights and procedures for making appeals against the decision of the Licensing Authority:

Where the Licensing Authority has rejected an application for a premises licence, the applicant may appeal to the Magistrates' Court against the decision to reject.

Where the Licensing Authority has granted the licence, the holder of the licence may appeal to the Magistrates Court against any decision to impose conditions on the licence that are consistent with the operating schedule or imposed where having regard to any relevant representations, are considered appropriate to promote the licensing objectives.

Where the Licensing Authority has granted the licence subject to the exclusion of any of the licensable activities or refused to specify a person as the premises supervisor, the holder of the licence may appeal to the Magistrates Court against the decision.

Where a person who made a relevant representation desires to contend that the licence ought not to have been granted, or that on granting the licence, the Licensing Authority ought to have imposed different or additional conditions, or ought to have taken a step to exclude a licensable activity or refused to have specified a person as the premises supervisor, he may appeal against the decision to the Magistrates Court.

The appellant commences the appeal by giving a notice of appeal to the designated officer for the Magistrates' court within 21 days beginning with the day on which the applicant was notified by the Licensing Authority of the decision appealed against.

On determining the appeal, the court may,

- Dismiss the appeal
- Substitute for the decision appealed against any other decision which could have been made by the Licensing Authority; or
- Remit the case to the Licensing Authority to dispose of it in accordance with the direction of the court.

and may make such order as to costs as it thinks fit.

Background Papers

Licensing Act 2003

SI 2005 No. 44 Licensing Act 2003 (Hearings) (Regulations) 2005

SI 2005 No. 42 Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005

SI 2010 No.860 Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010

The Latest Guidance issued under section 182 of the Licensing Act 2003

The Statement of Licensing Policy for South Somerset District Council January 2014

**Application for a premises licence to be granted
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.

I/We Liliana Judith Glentworth and Robert David Glentworth

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description The Dolphin Hotel 38 Fore Street			
Post town	Chard	Postcode	TA20 IPT
Telephone number at premises (if any)	01460 662700		
Non-domestic rateable value of premises	£17,500		

Part 2 - Applicant details

Please state whether you are applying for a premises licence as Please tick as appropriate

- | | | |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input checked="" type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) a health service body | <input type="checkbox"/> | please complete section (B) |

- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input checked="" type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname Glentworth			First names Liliana Judith		
Date of birth 04 May 1960		I am 18 years old or over <input checked="" type="checkbox"/>		Please tick yes	
Nationality British					
Current residential address if different from premises address		Not applicable			
Post town		Postcode			
Daytime contact telephone number		07736 216977			
E-mail address (optional)		dolphinchard@gmail.com			

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname Glentworth			First names Robert David		
Date of birth 25 Dec 1951		I am 18 years old or over <input checked="" type="checkbox"/>		Please tick yes	
Nationality British					
Current postal address if different from premises address		Not applicable			

Post town		Postcode	
Daytime contact telephone number	07736 216977		
E-mail address (optional)	dolphinschard@gmail.com		

Part 3 Operating Schedule

When do you want the premises licence to start?

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

AS SOON AS POSSIBLE

If you wish the licence to be valid only for a limited period, when do you want it to end?

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

Please give a general description of the premises (please read guidance note 1)

Public House. Note that the premises had the benefit of a Premises Licence which the Licensing Authority considers lapsed on the death of one of the holders of the licence. Although the applicants do not accept that the licence has lapsed, this application is made to ensure that even if the previous licence lapsed, there is in place an appropriate authorisation to permit the sale of alcohol and to provide regulated entertainment and late night refreshment. The applicants are taking the opportunity of seeking longer hours on Thursday, Friday and Saturday nights, Bank Holiday Sundays, Christmas Eve and New Year's Eve..

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

Not applicable

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

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)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish						
Mon			Please give further details here (please read guidance note 4)					
Tue						Not included on the licence		
Wed			State any seasonal variations for performing plays (please read guidance note 5)					
Thur								
Fri			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 6)					
Sat								
Sun								

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish						
Mon			Please give further details here (please read guidance note 4)					
Tue						Not included on the licence		
Wed			State any seasonal variations for the exhibition of films (please read guidance note 5)					
Thur								
Fri			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 (please read guidance note 6)					
Sat								
Sun								

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	10:00	24:00	Please give further details here (please read guidance note 4)		
Tue	10:00	24:00	Live music is in practice only provided on an irregular basis. References to 02:00 are to the day following.		
Wed	10:00	24:00	State any seasonal variations for the performance of live music (please read guidance note 5)		
Thur	10:00	02:00	None		
Fri	10:00	02:00	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 (please read guidance note 6) From 10:00 to 02:00 on Sundays falling on a Bank Holiday weekend and Christmas Eve and from 10:00 until 02:30 on New Year's Eve into New Year's Day.		
Sat	10:00	02:00			
Sun	10:00	24:00			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	10:00	24:00	Please give further details here (please read guidance note 4)		
Tue	10:00	24:00	The hours sought are the same as for live music. The previous licence permitted recorded music until midnight on all days.		
Wed	10:00	24:00	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	10:00	02:00	None		
Fri	10:00	02:00	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 6) From 10:00 to 02:00 on Sundays falling on a Bank Holiday weekend and Christmas Eve and from 10:00 until 02:30 on New Year's Eve into New Year's Day.		
Sat	10:00	02:00			
Sun	10:00	24:00			

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)	
Day	Start	Finish	Not included on the licence	
Mon				
Tue				<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed				
Thur				<u>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</u> (please read guidance note 6)
Fri				
Sat				
Sun				

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
Mon			Outdoors	<input type="checkbox"/>
Tue			Both	<input type="checkbox"/>
Wed			<u>Please give further details here</u> (please read guidance note 4)	
Thur				
Fri			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)	
Sat				
Sun				

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10:00	24:00	Please give further details here (please read guidance note 4) Performances of dance will feature only very rarely and usually in association with live music performances.		
Tue	10:00	24:00			
Wed	10:00	24:00	State any seasonal variations for the performance of dance (please read guidance note 5) None		
Thur	10:00	02:00			
Fri	10:00	02:00	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 6) From 10:00 to 02:00 on Sundays falling on a Bank Holiday weekend and Christmas Eve and from 10:00 until 02:30 on New Year's Eve into New Year's Day.		
Sat	10:00	02:00			
Sun	10:00	24:00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing Not included on the licence		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 4)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Fri					
Sat			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 (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	23:00	00:30	Please give further details here (please read guidance note 4) Hot food and (non-alcoholic) drinks may be provided whenever the premises are open. References to 00:30 and to 02:30 are to the day following.		
Tue	23:00	00:30			
Wed	23:00	00:30	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur	23:00	02:30	None		
Fri	23:00	02:30	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 (please read guidance note 6) From 23:00 to 02:30 on Sundays falling on a Bank Holiday weekend and Christmas Eve and from 23:00 to 03:00 on New Year's Eve into New Year's Day.		
Sat	23:00	02:30			
Sun	23:00	00:30			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	10:00	24:00	State any seasonal variations for the supply of alcohol (please read guidance note 5) Note – the hours sought are as previously, save for non-standard timings.		
Tue	10:00	24:00			
Wed	10:00	24:00			
Thur	10:00	02:00	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 6) From 10:00 to 02:00 on Sundays falling on a Bank Holiday weekend and Christmas Eve and from 10:00 until 02:30 on New Year's Eve into New Year's Day.		
Fri	10:00	02:00			
Sat	10:00	02:00			
Sun	10:00	24:00			

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 9).

No adult entertainment, services, activities etc. will be provided.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5) None. Note that save for non-standard timings, the hours sought are the same as the previous licence. References to 00:30 and 02:00 are to the day following.
Day	Start	Finish	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 (please read guidance note 6) From 10:00 to 02:30 on Sundays falling on a Bank Holiday weekend and Christmas Eve and from 10:00 until 03:00 on New Year's Eve into New Year's Day.
Mon	10:00	00:30	
Tue	10:00	00:30	
Wed	10:00	00:30	
Thur	10:00	02:30	
Fri	10:00	02:30	
Sat	10:00	02:30	
Sun	10:00	00:30	

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

The relevant mandatory conditions shall apply.

Note for information purposes only. The previous licence had a number of conditions relating to public safety, most of which are matters that are covered by other regulations such as The Regulatory Reform (Fire Safety) Order and regulations relating to electrical and gas installations and first aid/health and safety generally. It is not thought appropriate to replicate these in this application.

b) The prevention of crime and disorder

Note for information purposes only. The previous licence did not contain any conditions relating to this licensing objective. The premises have not been associated with any matters of crime and disorder and it is not thought appropriate to now offer any conditions specifically under this licensing objective.

c) Public safety

*Note for information purposes only. The previous licence contained a condition that "The applicant shall ensure that any glasses that are renewed are replaced with glasses made from toughened glass. Some glassware (such as wine and cocktail glasses) are extremely difficult if not impossible to source in toughened glass and the following condition is considered to be more appropriate:-
All pint and half pint glasses shall be of toughened or shatterproof glass (or polycarbonate/plastic).*

d) The prevention of public nuisance

Note for information purposes only. The previous licence did not contain any conditions relating to this licensing objective. The premises have not been associated with any matters of public nuisance and it is not thought appropriate to now offer any conditions specifically under this licensing objective.

e) The protection of children from harm

*Note for information purposes only. The previous licence did not contain any conditions relating to this licensing objective. The premises have not been associated with any issues relating to children (including in particular under-age drinking or proxy sales) but it is thought appropriate to now offer the following conditions.
The premises shall operate a "Challenge 25" policy whereby any person who appears to be under the age of 25 shall be required to provide photographic proof of age in a form referred to in the mandatory conditions.
The premises shall maintain a refusals register and use the same to record any occasion where a person is refused the sale or supply of alcohol, the date and time, name of staff member dealing and the reason for the refusal. The register shall be made available for inspection by police and other authorised officers on request.*

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.



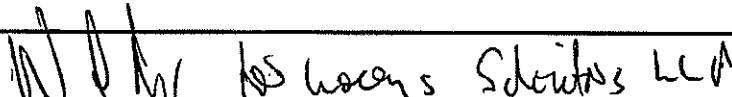
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

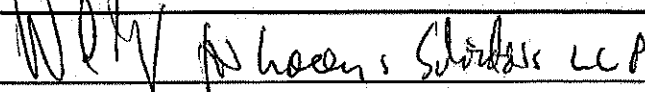
Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	

Date	19 April 2017
Capacity	Solicitor for the First Applicant

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	19 April 2017
Capacity	Solicitor for the Second Applicant

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Mr Philip Day Laceys Solicitors LLP 9 Poole Road			
Post town	Bournemouth	Postcode	BH2 5QR
Telephone number (if any)	01202 755216		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) p.day@laceyssolicitors.co.uk			

Notes for Guidance

- 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.
- In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.