

Licensing Sub Committee

Monday 8th November 2021

2.00 pm

Virtual Meeting Using Zoom meeting software

The following members are requested to attend the meeting:

David Recardo

Karl Gill

Kevin Messenger

The applicant or any interested parties wishing to address the virtual meeting need to email <u>democracy@southsomerset.gov.uk</u> by 9.00am on Friday 5th November 2021.

The meeting will be viewable online by selecting the committee meeting at: https://www.youtube.com/channel/UCXSfFPGd3f_k1VGoBa_egQw

For further information on the items to be discussed, please contact <u>democracy@southsomerset.gov.uk</u>

This Agenda was issued on Thursday 28 October 2021.

Jane Portman, Chief Executive Officer

This information is also available on our website www.southsomerset.gov.uk or via the mod.gov app

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.

Licensing Sub Committee agendas and minutes are published on the Council's website at: http://modgov.southsomerset.gov.uk/ieListMeetings.aspx?Cld=145&Year=0

Agendas and minutes can also be viewed via the mod.gov app (free) available for iPads and Android devices. Search for 'mod.gov' in the app store for your device and select 'South Somerset' from the list of publishers and then select the committees of interest. A wi-fi signal will be required for a very short time to download an agenda but once downloaded, documents will be viewable offline.

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 – details are provided on the front page.

Meetings of the Licensing Sub Committee are held as required usually in the Council Offices, Brympton Way - However during the coronavirus pandemic these meetings will be held remotely via Zoom video-conferencing.

Public participation at meetings (held via Zoom)

We recognise that these are challenging times but we still value the public's contribution to our virtual meetings. The applicant and interested parties are able to participate and contribute to the meeting, you will need to be able to access the meeting through Zoom at: <u>https://zoom.us/join</u>

Each individual speaker shall be restricted to a total of five minutes.

If you would like to address the meeting, please email <u>democracy@southsomerset.gov.uk</u> by 9.00am on Friday 5th November 2021. When you have registered, an officer will provide the details to join the meeting. The Chairman will invite you to speak at the appropriate time during the virtual meeting.

If you would like to view the meeting without participating, please see: https://www.youtube.com/channel/UCXSfFPGd3f_k1VGoBa_egQw

Virtual meeting etiquette:

- Consider joining the meeting early to ensure your technology is working correctly.
- Please note that we will mute all public attendees to minimise background noise. If you have registered to speak during the virtual meeting, the Chairman will unmute your microphone at the appropriate time.
- Each individual speaker shall be restricted to a total of five minutes.
- When speaking, keep your points clear and concise.
- Please speak clearly the Councillors are interested in your comments.

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Licensing Sub Committee

Monday 8 November 2021

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 5 8)
- 3. Representation following the Application for a New Premises Licence at Yeovil Court Hotel, 175 West Coker Road, Yeovil, BA20 2HE (Pages 9 40)

Agenda Item 2

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

Pre 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 elicit 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.



Representation following the Application for a New Premises Licence at Yeovil Court Hotel, 175 West Coker Road, Yeovil, BA20 2HE

Director:	Kirsty Larkins, Service Delivery
Report Author:	Rachel Lloyd – Specialist - Licensing
Contact Details:	rachel.lloyd@southsomerset.gov.uk or 01935 462134

Purpose of the Report

To inform members that an application has been received from Yeovil Court Hotel Management Ltd, for premises licence to be granted under the Licensing Act 2003 at Yeovil Court Hotel, 175 West Coker Road, BA20 2HE.

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 Lead Specialist – Environmental Health 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 three "Other Persons" it is therefore 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; it does not however include a copy of the plan of the premises, which is available for inspection at the Council offices, Brympton Way, Yeovil.

The details of the application are summarised as follows:

Applicant: Yeovil Court Hotel Management Ltd

Licensable activities applied for:

Live Music (E) - Indoors

Day	Start Time	Finish Time	
Monday	11:00	00:00	
Thursday	11:00	00:00	
Friday	11:00	00:00	
Saturday	11:00	00:00	
Saturday	11:00	00:00	
Sunday	11:00	00:00	
Sunday	11:00	00:00	

Further Details: Provision of live entertainment within the restaurant/function room areas. Non Standard Timings: On the day before a bank holiday or public holiday and the day of a the bank or public holiday START: 11:00 FINISH: 02:00 the following day.

Recorded Music (F) - Indoors

Day	Start Time	Finish Time
Monday	11:00	00:00
Thursday	11:00	00:00
Friday	11:00	00:00
Saturday	11:00	00:00
Saturday	11:00	00:00
Sunday	11:00	00:00
Sunday	11:00	00:00

Further Details: Provision of pre-recorded music inside the premises for the purpose of entertainment and dancing.

Non Standard Timings: On the day before a bank holiday or public holiday and the day of the bank or public holiday START: 11:00 FINISH: 02:00 the following day.



Late Night Refreshment – Indoors and Outdoors

Day	Start Time	Finish Time
Monday	23:00	05:00
Thursday	23:00	05:00
Friday	23:00	05:00
Saturday	23:00	05:00
Saturday	23:00	05:00
Sunday	23:00	05:00
Sunday	23:00	05:00

Further Details: 24 hour provision of drinks to hotel guests to consume on the premises.

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

Day	Start Time	Finish Time
Monday	Monday 08:00 0	
Thursday	08:00	00:00
Friday	08:00	00:00
Saturday	08:00	00:00
Saturday	08:00	00:00
Sunday	08:00	00:00
Sunday	08:00	00:00

Seasonal Variations: To serve alcohol to non hotel residents between the hours of 08:00 and 00:00. Residents and their bona fide guests 00:01 to 00:00

Non-Standard Timings: On the day before a bank or public holiday START: 08:00 FINISH: 02:00 the following 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)**

None.

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

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



Non-Standard Timings:

None

Additional steps put forward by the applicant to comply with licensing objectives. Please see Section M (page 17 and separate additional page) of the application form; (these where appropriate, 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 notice was seen on display at the premises during the consultation period. A further notice was placed in the Western Gazette newspaper on 23 September 2021 of which we have a copy.

Representations – Responsible Authorities

• A representation was received from a representative of the Chief Officer of Police.

Representations – Other Persons

None.

Relevant Observations

The applicant has been in contact with the Police to discuss conditions; however at the time of writing no conditions have been agreed.

Further Information

None.

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 and 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

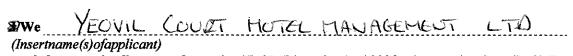
Licensing Act 2003 SI 2005 No. 44 Licensing Act 2003 (Hearings) (Regulations) 2005 SI 2005 No. 42 Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005 SI 2010 No.860 Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 The Latest Guidance issued under section 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 grantedunder the Licensing Act 2003

PLEASEREADTHEFOLLOWINGINSTRUCTIONSFIRST

Before completing this formplease read the guidance not esat the end of the form. If you are completing this f ormbyhandpleasewritelegiblyinblockcapitals.Inallcasesensurethatyouranswersareinsidetheboxesan dwritteninblackink.Useadditionalsheetsifnecessary.

Youmaywishtokeepacopyofthecompletedformforyourrecords.



apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Paulous and the premises of the premisrt1below(thepremises)andI/wearemakingthisapplicationtoyouastherelevantlicensingauthorit yinaccordancewithsection12oftheLicensingAct2003

Part1-Premisesdetails

YEU	sofpremisesor, if none, ordnand	TEL	ordescription		
	5 West cover	2 KO AO			
Posttown	YEOVIL		Postcode	BAZO ZHE	
Telephonenu	mberatpremises(ifany)	01935	863	746	
Telephonenumberatpremises(ifany) 01935 863740 Non-domesticrateablevalueofpremises $\mathfrak{E}36288-\mathfrak{N}2019$ 3019					
Dané 2 Am	licant details			PLCENT FRG	

Part 2 - Applicant details

Please	estate	whetheryouareapplyingforapremiseslicenceas	Plea	se tick as appropriate
a)	anin	ndividualorindividuals*		pleasecompletesection(A)
b)	aper	rsonotherthananindividual*		
	i	asalimitedcompany/limited liability partnership	X	pleasecompletesection(B)
	ii	asapartnership (other than limited liability)		pleasecompletesection(B)
	iii	asanunincorporatedassociationor		pleasecompletesection(B)
	iv	other(forexampleastatutorycorporation)		pleasecompletesection(B)
c)	arec	cognisedclub		pleasecompletesection(B)
d)	acha	arity		pleasecompletesection(B)

e)	theproprietorofaneducationalestablishment		pleasecompletesection(B)				
f)	ahealthservicebody		pleasecompletesection(B)				
g)	apersonwhoisregisteredunderPart2oftheCareStand ardsAct2000(c14)inrespectofanindependenthospit alinWales		pleasecompletesection(B)				
ga)	apersonwhoisregisteredunderChapter2ofPart1ofth eHealthandSocialCareAct2008(withinthemeaning ofthatPart)inanindependenthospitalinEngland		pleasecompletesection(B)				
h)	thechiefofficerofpoliceofapoliceforceinEnglandan dWales		pleasecompletesection(B)				
*lfyoi	uareapplyingasapersondescribedin(a)or(b)pleaseconfi	irm (by	ticking yes to one box below):				
	Iamcarryingonorproposingtocarryonabusinesswhichinvolvestheuseofthepremisesforlicensa bleactivities;or						
lamm	akingtheapplicationpursuanttoa						

statutoryfunctionor

a function discharged by virtue of Her Majesty's prerogative

(A)INDIVIDUALAPPLICANTS(fillinasapplicable)

Mr 🗌	Mrs	Miss 🔲	I	vis 🗌	OtherTitle(forex ample,Rev)	
Surname				Firstna	mes	
Date of birth	Date of birth Iam18yearsoldorover Pleasetickyes					
Nationality						
Currentreside sifdifferentfro address		1				
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Daytimecon	tacttelepho	nenumber				
E- mailaddress(optio nal)						
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)						

SECONDINDIVIDUALAPPLICANT(ifapplicable)

Mr 🗌	Mrs		Miss		Ms		OtherTitle(fore xample,Rev)	
Surname	Surname Firstnames							
Date of bir	Date of birth Iam18yearsoldorover Pleasetickyes							asetickyes
Nationality	7							
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)								
Currentresidential addressifdifferentfrompr emisesaddress								
Posttown							Postcode	
Daytimeco	Daytimecontacttelephonenumber							
E- mailaddress(optio nal)								

(B)OTHERAPPLICANTS

Pleaseprovidenameandregisteredaddressofapplicantinfull. Whereappropriatepleasegiveanyr egisterednumber. In the case of a partnership or other joint venture (other than a body corporate), pl ease give the name and address of each party concerned.

Name	Yeovil Court Hotel Management Limited
Address	175 West Coker Road, Yeovil, BA20 2HE
Registerednumber(whereapplicabl	e)
10404909	
Descriptionofapplicant(forexample	e,partnership,company,unincorporatedassociationetc.)
Limited com	Panj

Telephonenumber(ifany)	
E-mailaddress(optional)	

Part3OperatingSchedule

Whendoyouwantthepremiseslicencetostart?

DD MM		Л	YYYY			
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 $\label{eq:linear} If you wish the licence to be valid only for a limit edperiod, when doyou want it to end?$

DD	MM	YYYY

Pleasegiveageneraldescriptionofthepremises(pleasereadguidancenote1)							
30 BEDROOM	HOTEL WITH RESTAURANT, BAR,						
2 FUNCTION	ROOMS, GARDON AREA						

If5,000ormorepeopleareexpectedtoattendthepremisesatanyonetime,pleasesta tethenumberexpectedtoattend.

Whatlicensableactivitiesdoyouintendtocarryonfromthepremises?

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

Prov	isionofregulatedentertainment (please read guidance note 2)	Pleasetickallthatapp ly
a)	plays(iftickingyes,fillinboxA)	
b)	films(iftickingyes,fillinboxB)	
c)	indoorsportingevents(iftickingyes,fillinboxC)	
d)	boxingorwrestlingentertainment(iftickingyes,fillinboxD)	
e)	livemusic(iftickingyes,fillinboxE)	\boxtimes
f)	recordedmusic(iftickingyes,fillinboxF)	\boxtimes
g)	performancesofdance(iftickingyes,fillinboxG)	
h)	anythingofasimilardescriptiontothatfallingwithin(e),(f)or(g) (iftickingyes,fillinboxH)	

$\underline{Provision of latenight refreshment} (if ticking yes, fill in boxl)$

X

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Supplyofalcohol(iftickingyes,fillinboxJ)

InallcasescompleteboxesK,LandM

A

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Fri	08°	00°	On the day before a bank o	or public h	nolid	ay start 08:00
Sat	08-1	W°3	finish 02:00 the following d the day of the bank or publ	rt 08:00 finish		
Sun	0800	Wa	02:00 the following day.			

Statethenameanddetailsoftheindividualwhomyouwishtospecifyonthelicenceasdesignatedpre misessupervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Date of birth	
Address	
Postcode	
Postcode Personal licence number (if known)	

Please highlight any adult entertainmentor services, activities, other entertainmentor matters ancil lary to the use of the premises that may give rise to concern in respect of children (please readguidancen ote9).

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Hourspremisesareopen tothepublic Standarddaysandtimings (pleasereadguidancenote 7)			Stateanyseasonalvariations(pleasereadguidancenote5)
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Describethestepsyouintendtotaketopromotethefourlicensingobjectives:

a)General-allfourlicensingobjectives(b,c,dande)(pleasereadguidancenote10)

ALL MUSIC TO CEASE BY MIDNIGHT. NO SALE OF ALCOHOL TO NOU RESIDENTS FROM MIDNIGHTI TILL & AM except for non standard see attached sheet timings

b)Thepreventionofcrimeanddisorder

CONNECT OF SALES TO INTOXICATOD PARSOUS CLOSING OF BARS FROM MIDNIGHT TO NON RESIDENT (except for non standard timings)

c)Publicsafety

STRICT CONTROL OF SUPPLY AND CONTROLLING. THE LEVES OF ALCOHOL CONSUMOD.

d) The prevention of public nuisance

ALL MUSIC TO CEASE AT MIDNIGHT. ALL NOW RESIDENT TO VACATE THE PROMISES AN 12³⁰ AM (02:30 on days where non standard timings apply). SIGNAGE ASKING FOR DEPARTING GUESTS TO BE MINDFUL OF NOISE LEVELS

e) The protection of children from harm

STIZICTLY SOLUME ALCOHOL TO OVGE 183 ONLY WITH CHEEKS ON AGE VORIFICATION AT ALL TIMES

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Checklist:

Pleaseticktoindicateagreement

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•	Ihavemadeorenclosedpaymentofthefee.
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- Ihaveenclosedtheplanofthepremises.
- Ihavesentcopiesofthisapplicationandtheplantoresponsibleauthoritiesandotherswhereapplicable.
- IhaveenclosedtheconsentformcompletedbytheindividualIwishtobedesignatedpremisess upervisor,ifapplicable.
- IunderstandthatImustnowadvertisemyapplication.
- IunderstandthatifIdonotcomplywiththeaboverequirementsmyapplicationwillberejected. [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 Kingdomor my share code issued by the Home Office online right to work checking service(please read note 15).

ITISANOFFENCE, UNDERSECTION 1580 FTHELICENSING ACT 2003, TOMAKEAFALS ESTATEMENTINORINCONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLEON 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.

Part4-Signatures(pleasereadguidancenote11)

Signatureofapplicantorapplicant'ssolicitororotherdulyauthorisedagent(seeguidancenote 12). If signingonbehalfoftheapplicant, pleasestate inwhat capacity.

Declaration	• [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, or have conducted an online right to work

	check using the Home Office online right to work checking service which confirmed their right to work(please see note 15)
Signature	Clork_
Date	17/08/21
Capacity	Director

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

Signature	
Date	
Capacity	

Contactname(wherenotpreviouslygiven)andpostaladdressforcorrespondenceassociatedwiththisappl ication(pleasereadguidancenote14)

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Posttown			Postcode	,
Telephon	enumber(ifany)	1011220021		
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Liyounou			ie manageress(optional)	
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NotesforGuidance

- 1. Describethepremises, for example the type of premises, its general situation and layout and any ot her information which could be relevant to the licensing objectives. Where your application inclu desoff-supplies of alcoholandy out 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. 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.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii)the school proprietor or (iii) the health care provider for the hospital.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1)by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or currentpassportshowingtheholder, orapersonnamedin thepassportasthechildof theholder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- Anexpired or current passportornationalidentitycardshowingtheholder,orapersonnamedinthepassport asthechildof theholder,isanationalofaEuropeanEconomicAreacountryor Switzerland.
- ARegistrationCertificateordocumentcertifyingpermanentresidenceissuedbythe HomeOfficetoanationalof aEuropeanEconomicAreacountryor Switzerland.
- APermanentResidenceCardissuedbytheHomeOfficeto thefamilymemberofanational of aEuropeanEconomicAreacountryorSwitzerland.
- AcurrentBiometricImmigrationDocument(BiometricResidencePermit)issuedbythe HomeOfficetotheholderindicatingthatthepersonnamedis allowedtostayindefinitelyin theUK,orhasnotimelimitontheirstayintheUK.
- Acurrentpassportendorsedtoshowthattheholderis exemptfrom immigrationcontrol, is allowedtostayindefinitelyintheUK, hastherightof abodein theUK, or has not imelimit on their stay in the UK.
- AcurrentImmigrationStatusDocumentissuedbytheHomeOfficetotheholderwithan endorsementindicatingthatthenamedpersonis allowedtostayindefinitelyin theUKor hasnotimelimitontheirstayinthe UK,when produced in combination withanofficialdocumentgivingthe person'spermanentNationalInsurancenumberandtheirnameissuedbyaGovernment agencyorapreviousemployer.
- Abirthoradoptioncertificateissuedin theUK, when produced in combinationwith an official document giving the person's permanent National Insurance number and the irrname issued by a Government agency or a previous employer.
- Abirthoradoptioncertificateissued in theChannelIslands, theIsleof ManorIrelandwhen produced in combination with anofficialdocumentgivingtheperson'spermanentNationalInsurance numberandtheirnameissuedbyaGovernmentagencyorapreviousemployer.
- Acertificateofregistrationornaturalisationas a Britishcitizen, when produced in combination with an official

documentgivingtheperson'spermanentNationalInsurancenumberandtheirnameissued byaGovernmentagencyorapreviousemployer.

- Acurrentpassportendorsedtoshowthattheholderis allowedtostayintheUKand is currentlyallowedto work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- AcurrentBiometricImmigrationDocument(BiometricResidencePermit)issuedbythe HomeOfficetotheholderwhichindicatesthatthenamedpersoncancurrentlystayin the UKandis allowedtowork relation to the carrying on of a licensable activity.
- AcurrentResidenceCardissuedbytheHomeOfficetoaperson who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- AcurrentImmigrationStatusDocumentcontainingaphotographissuedbytheHome Officetotheholderwithanendorsementindicatingthatthenamedpersonmaystayin theUK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activitywhen produced in combinationwithanofficial

documentgivingtheperson'spermanentNationalInsurancenumberandtheirnameissued byaGovernmentagencyorapreviousemployer.

- ACertificateofApplication, less than 6 months old, issuedbytheHomeOfficeunderregulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
 - o evidence of the applicant's own identity such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or

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(iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:

(i) any page containing the holder's personal details including nationality;

(ii) any page containing the holder's photograph;

(iii) any page containing the holder's signature;

(iv) any page containing the date of expiry; and

(v) any page containing information indicating the holder has permission to enter or remain in the UK and ispermitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

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As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at https://www.gov.uk/prove-right-to-work) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
- 3. Wheretakingplaceinabuildingorotherstructurepleasetickasappropriate(indoorsmayincludea tent).
- 4. Forexamplethetypeofactivityto beauthorised, if notal readystated, and giver elevant further details, for example (but not exclusive ly) whether or not music will be amplified or unamplified.
- 5. Forexample(butnotexclusively), where the activity will occuron additional days during the sum mermonths.
- 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. .Christmas Eve.
- 7. Pleasegivetimingsin24hourclock(e.g. 16.00)andonlygivedetailsforthedaysoftheweekwheny ouintendthepremisestobeusedfortheactivity.
- 8. If youwishpeopletobeabletoconsumeal coholon the premises, please tick 'on the premises'. If you wishpeopletobeabletopurchase alcohol to consume away from the premises, please tick 'of the premises'. If you wish peopletobe able to do both, please tick 'both'.
- Pleasegiveinformationaboutanythingintendedtooccuratthepremisesorancillarytotheuseofth epremiseswhichmaygiverisetoconcerninrespectofchildren,regardlessofwhetheryouintendc hildrentohaveaccesstothepremises,forexample(butnotexclusively)nudityorseminudity,filmsforrestrictedagegroupsorthepresenceofgamingmachines.
- 10. Pleaselistherestepsyouwilltaketopromoteallfourlicensingobjectivestogether.
- 11. Theapplicationformmustbesigned.
- 12. Anapplicant'sagent(forexamplesolicitor)maysigntheformontheirbehalfprovidedthattheyha veactualauthoritytodoso.
- 13. Where there is more than one applicant, each of the applicant sortheir respective agent must sign the application form.
- 14. Thisistheaddresswhichweshallusetocorrespondwithyouaboutthisapplication.

15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

All staff involved in the sale of alcohol are trained on the age verification policy in place at the premises, checking proof of age, refusal of sale of alcohol to anyone who looks under 25 cannot prove they are over 18 or intoxicated, completion of the refusals register. Refresher training shall be provided at 6 monthly intervals.

All training shall be documented with the person who provides the training to sign to confirm that the training has taken place and the people who have received training shall sign and date a document to confirm that they have received and understand the training. Records shall be made available to the Police and any authorised officer from the Licensing authority

A Challenge 25 proof of age policy shall be adopted and implemented at the premises. Signage to do with the Challenge 25 policy shall be displayed at the bars.

An refusals register shall be kept and maintained at the premises. Measures shall be in place so that details of all refused sales shall be recorded. The following information shall be recorded, date and time of refusal, reason for refusal (underage or intoxicated), description of the person and the name and signature of the member of staff who refused the sale. The refusals register shall be reviewed on a monthly basis by the designated premises supervisor (DPS). The refusals register shall be made available for inspection by the Police and authorised officer from the licensing authority upon request.

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

Document is Restricted