

LICENSING SUB – COMMITTEE

20 December 2006

Report of City Secretary and Solicitor

Contact Officer: Carol Stefanczuk. Tel No: 01962 848 188

Application to Vary Premises Licence:

**The Kings Arms
88 Chesil Street
Winchester
SO23 0HX**

Part A. Report *Buff*

- 1 Application**
- 2 Responsible Authorities**
- 3 Interested Parties**
- 4 Observations**
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- Appendix 2 Representations from Responsible Authorities** *Green*
- Appendix 3 Representations from Interested Parties** *Cream*
- Appendix 4 Other Appendices** *White*

Part A.**1. Application****Applicant:** David Nicholson**Premises:** The Kings Arms, 88 Chesil Street, Winchester

This application is for the variation of a premises licence under Section 34 of the Licensing Act 2003. Mr Nicholson has applied to provide regulated entertainment in the form of **recorded music, late night refreshment and supply of alcohol to the public until 0200 daily**. He has also applied to include the first floor of the premises to convert the premises into a restaurant.

At present the premises is a pub which allows the public to access the ground floor only, and the premises licence currently only permits the sale of alcohol and regulated entertainment during the following hours:-

Regulated Entertainment (live music, recorded music, performance of dance and facilities for the same)

- | | | |
|-------|----------------------------|---------------------|
| (i) | Monday to Wednesday | 0800 to 2300 |
| (ii) | Thursday | 0800 to 0000 |
| (iii) | Friday and Saturday | 0800 to 0100 |
| (iv) | Sunday | 1500 to 2200 |

Supply of Alcohol

- | | | |
|-------|----------------------------|---|
| (i) | Monday to Wednesday | 1000 to 2300 |
| (ii) | Thursday | 1000 to 0000 |
| (iii) | Friday and Saturday | 1000 to 0100 |
| (iv) | Sunday | 1200 to 2230 |
| (v) | Christmas Day | 1200 to 1500
1900 to 2230 |
| (vi) | Good Friday | 1200 to 2230 |
| (vii) | New Years Eve | 1000 to 2300 1 January (2230 if on a Sunday)
0000 2 January (If on a Thursday)
0100 2 January (If on a Friday or Saturday) |

The existing Premises Licence has conditions attached to it and these are set out in Appendix 4b.

Notice of the application was displayed outside of the premises for a period of 28 days until 30 November 2006, and advertised in the All Saints Parish and Community News, November 2006 edition.

The Operating Schedule, copied at Appendix 1, proposes the Relevant Licensable Activities.

Designated Premises Supervisor

David Nicholson

Steps to promote the Licensing Objectives

Please see Section Q Appendix 1

Notice of Hearing

Notices of the hearing were sent to all Parties on 1 December 2006.

Relevant Representations

2. Responsible Authorities

All of the Responsible Authorities have been served with a copy of the application and make the following representations:

Director of Communities

The Director of Communities has made a representation with reference to the public safety licensing objective. The Director has recommended that no public use should be allowed on the first floor or rear terrace area of the premises without alternative safe means of escape.

Hampshire Constabulary

The representations from Hampshire Constabulary relate to the crime and disorder, public safety and public nuisance objectives. The Police require agreement to suggested conditions to be imposed on the licence. It should be noted that some of these conditions are already in place on the current licence.

Hampshire Fire and Rescue Service

No representations received.

Child Protection Team

No representations received.

Director of Development

No representations received.

Head of Safety Standards

No representations received.

3. Interested Parties

1. Mr & Mrs Harris
2. Mr & Mrs Caldicott
3. Miss O. M. Tulk
4. Miss C. A. Tulk
5. Miss K Ambler
6. Mrs M. E. Burnett
7. Ms M. Wills
8. Mr A. O'Brien
9. Mr A. Sworn
10. Ms P. Clarke
11. Ms M. McGinn
12. Ms M. Voller
13. Mr & Mrs Edmonds
14. Ms P. Hudson
15. Ms S. Harris
16. Ms I. Tollett
17. Ms C. Wyeth
18. Ms M. Galbraith
19. Ms L. Winkles
20. Mrs P. Plodowski
21. Mr A. Eady
22. Mr D. Platt
23. Ms C. Haughton
24. Mr S. Brock

4. Observations

The Sub-Committee is obliged to determine this application with a view to promoting the Licensing Objectives:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

In making its decision, the Sub-Committee is also obliged to have regard to the National Guidance and the Council's Licensing Policy.

The Sub-Committee must have regard to all relevant representations.

The Sub-Committee must take such of the following steps it considers necessary to promote the Licensing Objectives:

1. Grant the application as per the application, or
2. Modify the conditions of the licence by alteration or addition, or
3. Reject the whole or part of the application.

Decisions made under 2 or 3 above must actually be necessary to promote the Licensing Objectives.

Terminal hours.

The Sub-Committee should take account of the National Guidance and the Council's Licensing Policy with regard to terminal hours and take such steps as it considers necessary to promote the Licensing Objectives.

(Licensing Policy A8)

Licensing Objectives.

Crime and Disorder

The Sub-Committee should consider any necessary conditions to prevent crime and public disorder relating to the premises having regard to the observations of Hampshire Constabulary and the interested parties.

(Licensing Policy 1.6, 2.11, 2.17)

Public Safety

The Sub-Committee should consider any necessary conditions relating to public safety having regard to the observations of the Director of Communities and Hampshire Constabulary.

(Licensing Policy B3, B4)

Public Nuisance

The Sub-Committee should consider any necessary conditions to prevent public nuisance caused by noise pollution from the premises having regard to the operating schedule and the observations of Hampshire Constabulary and Interested Parties.

(Licensing Policy Section C)

Protection of Children

The Sub-Committee should consider any necessary conditions for the Protection of Children having regard to the Operating Schedule.

(Licensing Policy D6, D7)

Human Rights

It is considered that Articles 6 (right to a fair trial) 8 (right to respect for private and family life) and Article 1 of the First Protocol (right to peaceable enjoyment of possessions) may be relevant. As there is a right of appeal to the Magistrates' Court, it is considered that there would be no infringement of Article 6. Article 8 is relevant, insofar as the nearby residents could claim that this right would be infringed by disturbance from customers. This should be balanced against the applicants' right to use of their premises under Article 1 of the First Protocol. Interference with these rights is permitted, where this interference is lawful, necessary in a democratic society, and proportionate. Likewise, the residents may argue that their rights under Article 1 of the First Protocol would be infringed. If conditions are imposed, there should be no interference with any convention rights. To the extent that any interference may occur, it would be justifiable in a democratic society, and proportionate.

5. Conditions

Mandatory Conditions

Under the Licensing Act 2003, the following conditions are mandatory on all premises licence. They are included on the existing licence and cannot be removed as a result of this application:-

1. No supply of alcohol may be made under the Premises Licence (a) at a time when there is no designated premises supervisor in respect of the premises licence, or (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. Where individuals are required on premises to carry out security activities, they must be licensed by the Security Industry Authority.

Possible Conditions

If the application is granted, the Sub-Committee may wish to consider the following conditions to reflect the Operating Schedule:

Operating Hours

1. The hours the premises may open for other than Licensable Activities shall be:
 - (i) **Monday to Sunday** **0800 to 0230**
2. The hours the premises may be used for the sale of alcohol shall be:
 - (i) **Monday to Sunday** **1000 to 0200**
3. The hours the premises may be used for regulated entertainment shall be:
 - (i) **Monday to Sunday** **0800 to 0200**
(Indoors and Outdoors of the premises)
4. The hours the premises may be used the provision of late night refreshment shall be:
 - (i) **Monday to Sunday** **2300 to 0200**
(Indoors and Outdoors of the premises)

All Licensing Objectives

[Dealt with in relevant sections below].

Crime and Disorder

1. The premises shall be a member of a local Pubwatch scheme and agree to purchase a personal Pubwatch radio.
2. All staff shall be trained to monitor all trading areas and report any suspicious incidents, criminal activity or disorder.
3. A CCTV system shall be installed to the satisfaction of the Police with recording facilities, maintained to an acceptable standard. The recordings shall be retained for a period of 30 days and be made available upon request by the Police.
4. Irresponsible drinks promotions shall not be held.

Public Safety

1. At least two SIA registered door staff on duty Friday and Saturday nights from 2000 until close. All door staff shall wear reflective jackets at all times when they are on duty.
2. The first floor shall not be used for the purposes of this licence until the means of escape has been protected and upgraded to the satisfaction of the Director of Communities.

Public Nuisance

1. Prominent, clear notices shall be displayed at all exits requesting customers to respect the needs of local residents, to leave the premises and the area quietly.
2. All doors and windows shall be closed at Midnight (save for entry and exit to the premises) in order to reduce public nuisance.
3. There shall be no entry or re admission permitted after 0100 on any night.
4. There shall no deliveries between 1900 and 0630.

Protection of Children

1. The premises shall adopt and implement the Hampshire Constabulary's Challenge 21 Scheme.

Informatives

The following measures are recommended to the Licensee, but are not being suggested as conditions, and would not be enforceable under the Licensing Act. In many cases, however, they may be requirements under other legislation.

1. The Licensee is advised to establish the acceptable occupancy for the premises in accordance with fire safety legislation.
2. All doors on escape routes should be free from fastenings, or if fitted should only be simple fastenings that can be readily operated from the side approached by people making an escape. The operation of these fastenings should be without the use of a key and without having to manipulate more than one mechanism.
3. Periodic inspection certificates should be kept on the premises for the emergency lighting, fire fighting equipment, and fire alarm and detection system.
4. Copies of fire test results on any fabrics should be held on the premises for inspection if required.
5. If the premises are not fitted with a fire alarm and detection system then a written procedure for raising the alarm should be kept on the premises.

6. Other Considerations**Corporate Strategy (Relevance To:)**

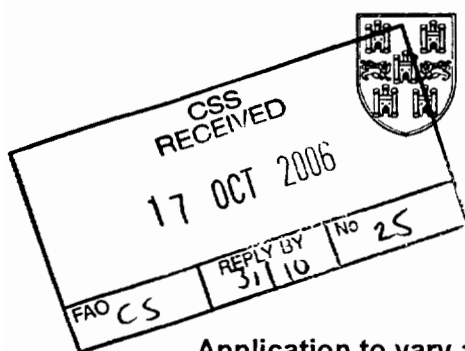
This report covers issues which affect the Community safety, Economic Prosperity, and Cultural and Leisure Opportunities of the Corporate Strategy.

Resource Implications

None

Appendices

1. Application by David Nicholson
2. Representations by Responsible Authorities
3. Representations by Interested Parties
- 4a. Map of premises location.
- 4b. Existing Premises Licence conditions.



Winchester

City Council



Licensing Department
City Offices
Colebrook Street
Winchester
SO23 9LJ

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We DAVID NICHOLSON
(Insert name(s) of applicant)

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

Premises licence number

PREM205

Part 1 – Premises Details

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

THE KINGS ARMS
88 CHESIL STREET
W.

Post town

WINCHESTER

Post code

SO25 0HX

Telephone number at premises (if any)

Non-domestic rateable value of premises

£

Part 2 – Applicant details

Daytime contact
telephone number

07801 277170

E-mail address (optional)

David @ theblackgoypub.com

Current postal address if different from premises address	THE BLACK BOY WHARF HALL		
Post Town	LINCHESTER	Postcode	SO23 9N G

Part 3 - Variation

Please tick yes

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

If not do you want the variation to take effect from

Day			Month			Year		

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

TO TRY AND EXTEND THE LICENSE FOR
ALCOHOL TO 0200 HRS EVERY DAY OF THE WEEK

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

Part 4 Operating Schedule

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

Provision of regulated entertainment

Please tick yes

- 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 entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

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

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

In all cases complete boxes N, O and P

A

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

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)		
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 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
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 5)
Fri			
Sat			
Sun			

D

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

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed					
Thur			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 5)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	0800	0200			
Tue	0800	0200	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Wed	0800	0200			
Thur	0800	0200	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	0800	0200			
Sat	0800	0200			
Sun	0800	0200			

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish		
Mon			<u>Please give further details here</u> (please read guidance note 3)	
Tue				
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)	
Thur				
Fri			<u>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</u> (please read guidance note 5)	
Sat				
Sun				

H

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

I

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

J

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

K

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

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish	Both		
			<input checked="" type="checkbox"/>		
Mon	2300	0200	Please give further details here (please read guidance note 3)		
Tue	2300	0200			
Wed	2300	0200	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	2300	0200			
Fri	2300	0200	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 5)		
Sat	2300	0200			
Sun	2300	0200			

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)					
Mon	1000	0200						
Tue	1000	0200						
Wed	1000	0200						
Thur	1000	0200						
Fri	1000	0200						
Sat	1000	0200						
Sun	1000	0200						
						Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		

N

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

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon			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 5)
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

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

Please tick yes

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

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

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

AGREED WITH THE COUNCIL

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

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

b) The prevention of crime and disorder

STAFF WILL MONITOR ALL TRADING AREAS

c) Public safety

USUAL HEALTH & SAFETY
ALL LEGAL FIRE REGS

d) The prevention of public nuisance

KEEP ALL WINDOWS SHUT WHEN THERE MAYBE
A NOISE ISSUE
ASK CUSTOMERS TO LEAVE QUIETLY
POST NOTICES TO THE ABOVE EFFECT
~~MINIMUM~~ NO DELIVERIES BETWEEN 1900 - 0630

e) The protection of children from harm

CHALLENGE 21

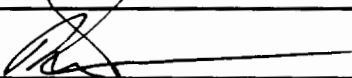
Please tick yes

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

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 10)

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

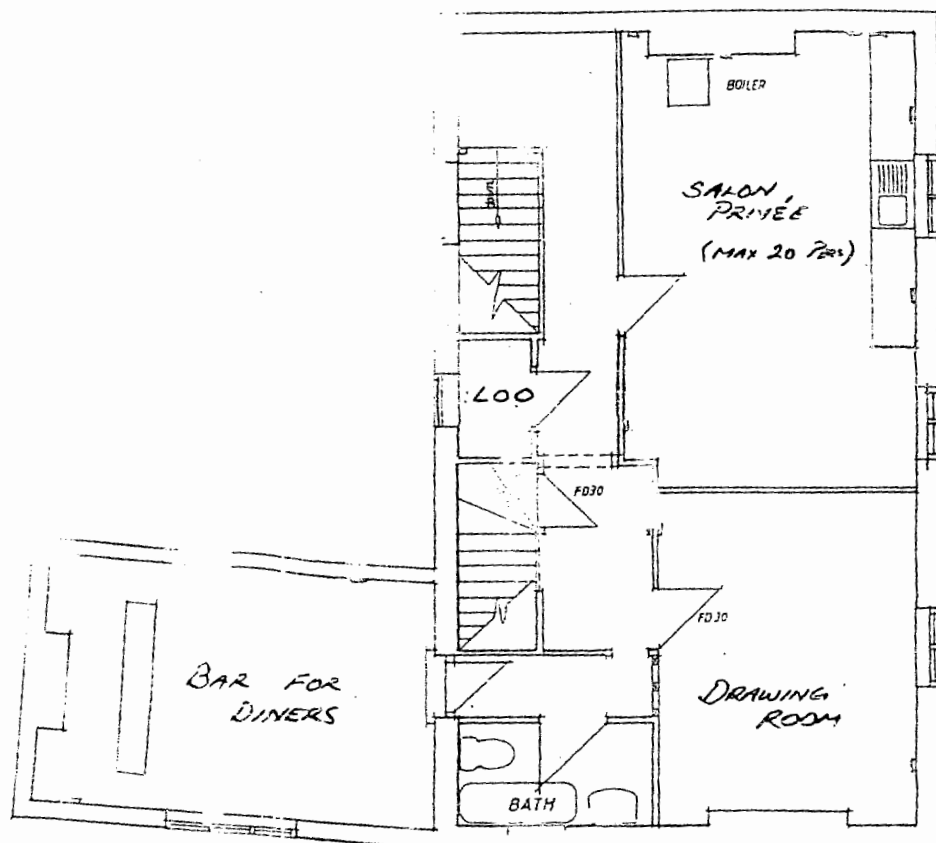
Signature	
Date	10-10-06
Capacity	Owner

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

Signature	
Date	
Capacity	

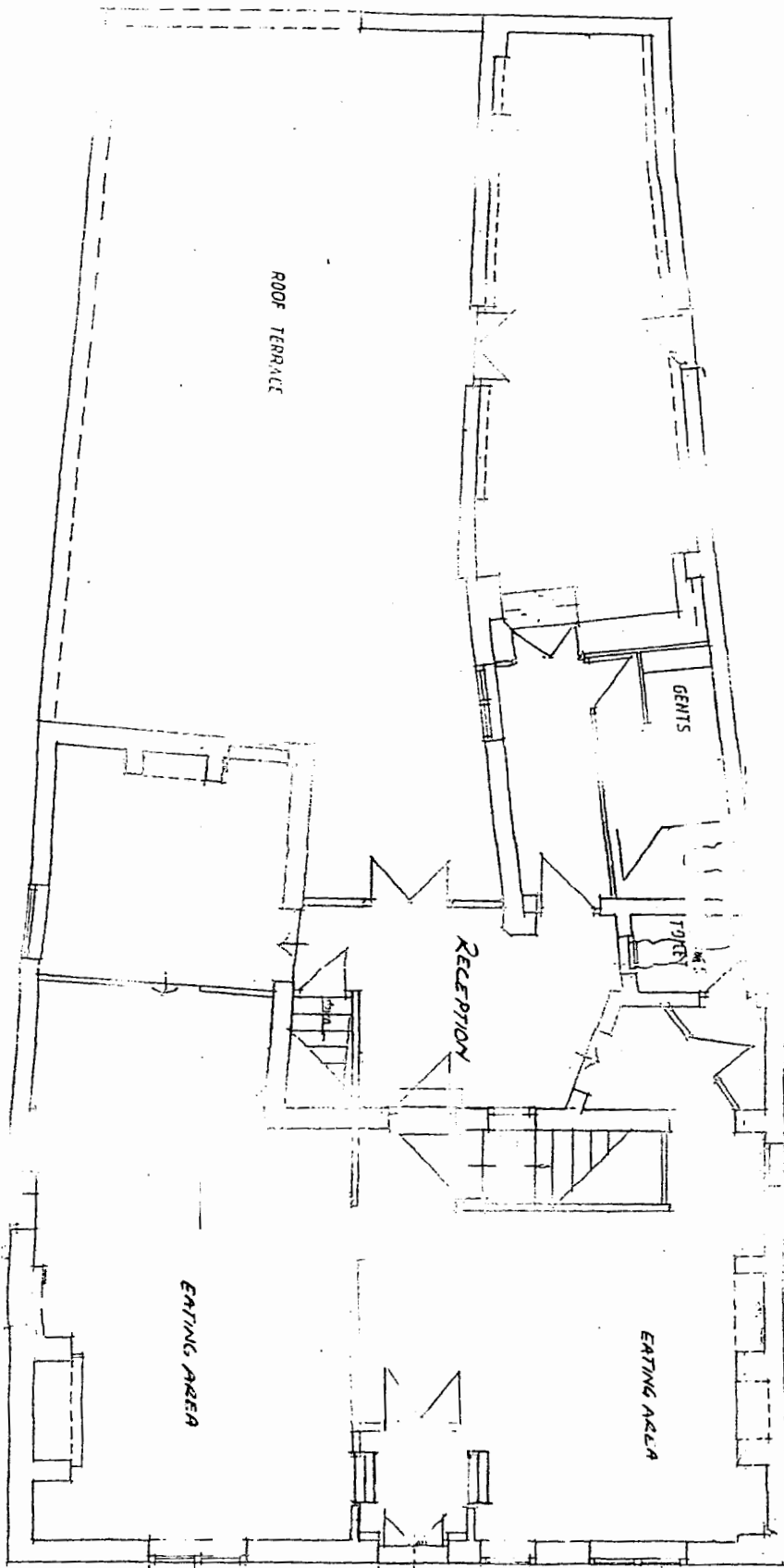
Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

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



NEW USAGE FOR 1st FLOOR

NEW GROUND FLOOR



MEMORANDUM

TO: City Secretary and Solicitor

F.A.O: Licensing Dept

FROM: Mrs Charlotte Adcock

DATE: 23 November 2006

Licensing Act 2003

Premises Licence and Variation

Premises Details - Public House And Premises, The Kings Arms, 88 Chesil Street, Winchester

Representation

Building Control have concerns about fire means of escape. If the first floor were to be used there is no protected route from this floor, and the travel distance is excessive from the roof terrace, with only one safe route, through the accommodation.

Public Safety Recommendations:

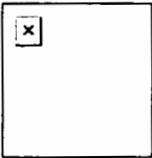
That no public use is allowed on the first floor or rear terrace area without alternative safe means of escape.

If you require any further information with regard to this matter, please contact me on extension 2503.

With regards



Mrs Charlotte Adcock
Environmental Protection

**HAMPSHIRE CONSTABULARY****RESTRICTED****NEW GRANT OR VARIATION OF PREMISES LICENCE
OR CLUB PREMISES CERTIFICATE
FORM FOR REPRESENTATIONS FROM HAMPSHIRE CONSTABULARY**

Before completing this form please read the guidance notes on page 3.
Once completed please send your representation form to your local Licensing Authority.
You must keep a copy of the completed form for police records.

**Hampshire Constabulary wish to make a representation(s) regarding the grant or variation of a
Premises Licence or Club Premises Certificate issued under the Licensing Act 2003.**

These representations must be made within 28 days

Postal address of premises or club premises: The Kings Arms, 88 Chesil Street			
Post town:	Winchester	Postcode:	SO23 OHX

Name of premises licence holder or club holding club premises certificate (if known) David Nicholson
--

Police Details

Hampshire Constabulary is a responsible authority.

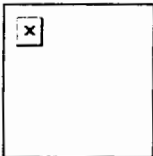
Name and address: Winchester Police Station. North Walls Winchester SO238DW
--

This application to object relates to the following licensing objective(s)

- 1) **The prevention of crime and disorder**
- 2) **Public safety**
- 3) **The prevention of public nuisance**
- 4) **The protection of children from harm**

*Please select
one or more
boxes*

RESTRICTED



HAMPSHIRE CONSTABULARY

RESTRICTED

NEW GRANT OR VARIATION OF PREMISES LICENCE OR CLUB PREMISES CERTIFICATE FORM FOR REPRESENTATIONS FROM HAMPSHIRE CONSTABULARY

State the ground(s) for representation *(please read guidance notes 1 & 2)*

This application has been submitted with insufficient content as to how the four Licensing Objectives will be complied with.

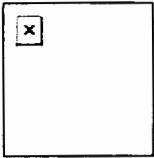
We consider that any Prominent Premises situated on a main artery route and very close to the City Centre with dwellings adjacent and nearby must have suitable control measures in place should later hours be applied for. This application would authorise unrestricted Licensable activities inside and outside along with the supply of alcohol until 0200 7 days a week.

We consider that as a minimum any Licensable Premises that wishes to trade to these hours should have:-

1. At least two SIA door staff on duty Friday & Saturday nights from 2000 until close. All door staff to wear reflective jackets.
2. A Fully functioning CCTV system must be installed in accordance with the Hampshire Constabulary Crime Prevention advisor. Cameras should cover the entrance/ exit points, dance area and any vulnerable standing areas. All images must be retained for 30 days and made available to Police upon request.
3. A wind down / Hours open to the public no longer than 30 minutes after Licensable activities cease.
4. No entry or re admission after 0100 on any night.
5. Clear signs must be displayed requesting that customers leave quietly and not be a nuisance to nearby residents.
6. Adopt the Challenge 21 Scheme.
7. Undertake not to provide any irresponsible drinks promotions
8. All doors and windows to be closed at Midnight save for entry and exit in order to reduce Public Nuisance.
9. Become a member of the local Pubwatch scheme and agree to purchase a personal Pub Watch radio.

Our concerns are based on the fact that this Licence, should it be granted could quite easily mean that the Premises could trade equally as a traditional pub, restaurant or disco. The Licence will also be transferable at any point in the future.

RESTRICTED



HAMPSHIRE CONSTABULARY

RESTRICTED

**NEW GRANT OR VARIATION OF PREMISES LICENCE
OR CLUB PREMISES CERTIFICATE
FORM FOR REPRESENTATIONS FROM HAMPSHIRE CONSTABULARY**

[Empty rectangular box for input]

State any conditions that the Police seek to negate the need for a hearing
Agreement with all the above recommendations will negate a requirement for a Hearing.

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS REPRESENTATION

Part 3 – Signatures *(please read guidance note 3)*

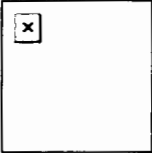
Recommendation of Police Officer
All the Above

Signature of Police Officer Completing

Signature: PC 1526 Gary Miller, Winchester District Licensing Officer
Date: 09/11/2006

Recommendation of Police Sergeant

RESTRICTED



HAMPSHIRE CONSTABULARY

RESTRICTED

**NEW GRANT OR VARIATION OF PREMISES LICENCE
OR CLUB PREMISES CERTIFICATE
FORM FOR REPRESENTATIONS FROM HAMPSHIRE CONSTABULARY**

Signature of Police Sergeant

Signature:

Date:

.....
.....

Decision of Police Licensing Inspector

Signature of Police Licensing Inspector

Signature:

Date:

.....
.....

NOTES FOR GUIDANCE

1. The ground(s) for representation must be based on one of the licensing objectives.
2. Please list any additional information or details, for example dates of problems which are included in the grounds for representation if available.
3. The representation form must be signed.

RESTRICTED



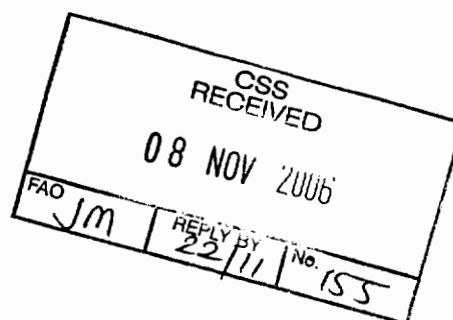
25, Wharf Hill,
Winchester,
SO23 9NQ.
01962 851152

2. 11. 2006

To whom it may concern,

I am writing in response to the notice of application for extended opening hours at The Kings Arms, 88, Chessil Street, to 0200hrs, seven days a week. We would like to appose the application, the area around The Kings Arms is quiet and residential, not in the City centre and it would be inappropriate to have late night drinking with the inevitable noise associated with this. Also The Kings Arms has no parking facilities and is on a road where parking is not permitted, so cars will have to park on the residential roads surrounding the pub, which of course will be Wharf Hill. I am not sure if you are familiar with the road but all the houses are directly on the road, with no forecourts, so every noise can be heard, we are already woken by car doors slamming in the night, So we are very worried that this will happen daily rather than only at weekends. Resident parking is also in very short supply already, so we are also worried that it is going to be difficult to park near our homes, at least at the moment we can move are cars when the pubs close.

Yours faithfully,
Mr and Mrs C. Caldicott.



Philip & Rachel Harris
82 Chesil Street
Winchester
Hants SO23 0HX
Tel: 01962 625271
Email: philip.c.harris@googlemail.com

November 7, 2006

City Secretary & Solicitor
Winchester City Council
City Offices
Colebrook Street
Winchester
SO23 9LJ

Dear Sir / Madam,

88 Chesil Street – Application to Vary Licensing Hours

I refer to the notice given by David Nicolson to vary the licensing hours for the public house at 88 Chesil Street. I wish to register my objection to extending the hours to 2 a.m.

The reason we are objecting is because of the noise and disturbance caused by drinkers as they enter or leave the premises. We are resident two doors away and have a young family. The previous landlord of the public house did not control the patrons very well and almost without fail there were arguments, fights or bottles smashed by drunks every Friday and Saturday night as they left the premises. We are fed up with the hours as they are.

I am not against reasonable hours, say up to midnight, but beyond that, I think it irresponsible. If you require further assistance, please do not hesitate to contact me.

Yours faithfully,



Philip & Rachel Harris

CSS RECEIVED		
09 NOV 2006		
FAO JM	REPLY BY 23/11	No. 164

14 NOV 2006

4 Eastcliffe
East Hill
Winchester
SO23 0JB

8th November 2006

City Secretary and Solicitor
Winchester City Council
City Offices
Colebrook Street
Winchester
SO23 9LJ

CSS RECEIVED		
14 NOV 2006		
FAO M	REPLY BY 28/11	No. 193

Dear Sir,

In respect of the application by David Nicholson for a variation of premises license regarding The Kings Arms, 88 Chesil Street, we wish to state the following objections:

1. The continuous thump and vibration of music until the early hours of the morning is disturbing to the residents of East Hill. We already know this from previous music sessions held at the Kings Arms. In the summer, with windows open, it is unbearable. Even in the winter, the sound travels.
2. Visitors to The Kings Arms will be leaving during the early hours of the morning. The increase in traffic, noise from the car park, and the shouting and slamming of car doors will be trapped in the well of sound created by the tall houses of Chesil Street and the wall of the old railway embankment. Sound in Chesil Street and the East Hill reverberates in a strange way because there is little outlet.
3. Visitors who leave The Kings Arms on foot are liable to cause damage to property in East Hill, as we know to our cost. The increase in visitors to the venue will increase the risk by a large percent.

4. There is already a high rat population in the area of Chesil Street Car Park and East Hill because of the amount of food thrown around the area. This is likely to increase with the application to serve 'late night refreshments' as per Mr Nicholson's application. Waste bins in Chesil Street Car Park are overflowing 2 days after being emptied in the summer. The rats live in the railway embankment and are regularly seen in the Car Park, and along the banks of East Hill, even in daylight hours.
5. Due to late-night opening hours of The Kings Arms, Chesil Street will become more dangerous to cross as residents and pubgoers alike will have to run the gamut of increased traffic roaring up Chesil Street. There will also be late-night vandalism of cars parked in Chesil Street open air car park.
6. Residents coming home late at night will have to park their cars in their permit places down on the old railway line and will then have to negotiate the car park on foot, to reach their homes. With noisy inebriated youngsters jostling in the area, this could be very intimidating, especially walking up around the corner of East Hill.

Yours faithfully,



MISS O.M. TULK.



C.A. TULK MISS

The City Secretary and Solicitor
W.C.C
Colebrook Street
Winchester

1st Giles Close

CBS RECEIVED		
113 NOV 2006		
Wm	REPLY BY	No 188
	28/11	

Winchester HANTS
S023 0JJ
8/11/06

REF: Kings Arms
CHESIL Street

Dear Sir, Madam

In reference to the Application of David Nicholson wishing to extend the hours of the Kings Arms, 88 Chesil Street, Winchester, HANTS, S023 0HX, until 20'clock in the morning, seven days a week.

I wish to say that I and others in this area find this unacceptable because of possible undue noise at hours when many people are trying to sleep.

This is largely a residential area.

Yours truly

K. Ambler
Miss K. Ambler



Mrs. M.E. Burnett
2, St. Giles Close
WINCHESTER
SO23 0JJ

9 November 2006



City Secretary and Solicitor
Winchester City Council
City Offices
Colebrook Street
Winchester.
SO23 9LJ

Dear Sir,

Notice of Application for the Variation of a Premises Licence.
Licensing Act 2006.

Re David Nicholson's Application for The King Arms., 88 Chesil
Street, Winchester, SO23 OHX.

I am strongly opposed to this Application for the following
reasons.

NOISE POLLUTION We are already affected by noise from two
Hostelries in close proximity to The Kings Arms and, any noisy
event taking place in town, is a further nuisance.
Chesil Street car Park and Multi Storey are immediately below us
and noise from car owners exacerbates the problem.

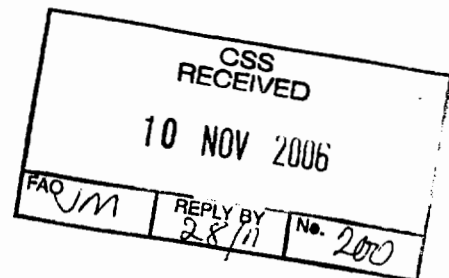
2. Opening until 2a.m. seven days a week is not acceptable.
NO RESPITE from loud music, blaring car horns, engine acceleration,
and rowdy late-night revellers.

3. A peaceful night's sleep is so essential for all people.
Many in this neighbourhood work long hours and travel distances
to their employment.

4. As one who has had sleep problems for some years, I hope
that this Application will not be granted now or in the future.

Yours faithfully

Margaret Evelyn Burnett



Re: Notice of application for the variation of premises license for
The Kings Arms

OFFICE SUPPORT

11 NOV 2006


Watersmeet
Chesil Street
Winchester
10/11/2006

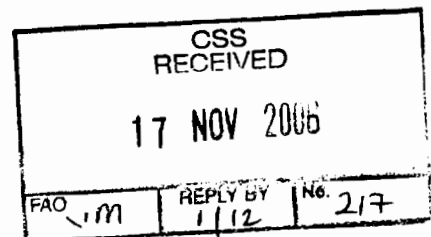
Dear Sir madam,

Further to the proposal to extend the license at The Kings Arms, we the residents of Watersmeet wish to make known our opposition to the proposed daily late night opening till 2.0am.

We recognize that the Watersmeet retirement complex is located in a busy part of town and know that there will always be a certain amount of disturbance due to its situation. There has, however, been an increasing concern and worry about late night behaviour in our area. In the past year a door was smashed. Last week four residents had stones thrown at their windows causing a broken window. Weekly there is drunken shouting late at night and debris left on the premises including beer cans, glass, crisp packets, and dry pasta.

We feel that the extension of the license will add extra pressure and worry to many residents here and wish the above points to be taken into consideration when making your decision regarding this application.

SIGNED	FLAT NO.	SIGNED	FLAT NO.
Mr. Wells	21	J. Kelleth	17
Anthony O'Sullivan	3	C. Wyllett	18
Al. Swoon	3	M. G. G. G. G.	16
P. Clarke	1	Pat. W. W. W.	15
M. McQueen	5		
Mr. Pat. W. W. W.	19		
M. Edmunds	8		
R. K. Edmund	8		
	6		
Shelley Harris	9		



8 ST. GILLS CLOSE.
WINCHESTER. HANTS.
SO 23. 0JJ.

24th November 2006.

THE CITY SECRETARY
& SOLICITOR.
WINCHESTER CITY COUNCIL
CITY OFFICES. COKEBROOK ST.
WINCHESTER. SO 23 9LJ.

OFFICE SUPPORT

21 NOV 2006

Dear Sir,

I am writing with regard to the application by David Nicholson for variation to the license for the 'King's Arms' to extend the opening hours to 0200 hours 7 days a week.

(The notification of this I received did not bear any reference number)

I must protest most strongly against the granting of such a variation. This is a very quiet residential area and for a pub to keep open until 2 AM and the last customers or staff be getting into their cars after this would be a very great noise pollution & nuisance.

It is not clear what type of customers Mr Nicholson wishes to attract; locals are well served with pubs, five within walking distance, and up to now there is very little motor traffic or passing cars after midnight. This leaves

2.

The office party and stag night trade,
both notorious for their rowdiness.

If there is a 'need' for such an
institution to serve drinks late into the
early morning, I would suggest that the
centre of town would be more appropriate place.

I must repeat this is not the area
for such a pub & restaurant. I have
recently been studying late at night and know
how quiet it is here after midnight. The
residents would wish this to continue.

Yours faithfully

(MRS. P. PŁODOWSKI)

CSS RECEIVED		
27 NOV 2006		
FAO CS	REPLY BY 12	253

29 Highcliffe Road,
Winchester

S023 0JE

The City Secretary and Solicitor,
Winchester City Council,
City Offices,
Colebrook Street
WINCHESTER S023 9LJ

OFFICE SUPPORT

30 NOV 2006

Dear SDRs,

26th November, 2006

The Kings Arms, Chesil Street

With reference to the Application for a Variation of a Licence at the above address to serve food and alcohol, seven days a week, until 0200 hrs., I consider the granting of such a licence would be wholly inadvisable, considering the location of the premises.

This area is already subject to disruptive, and sometimes violent, behaviour late at night (e.g. bricks through the window, fights outside the front door) and to extend the hours of the sale of alcohol could well exacerbate our problems.

Further, the area surrounding the premises is mainly residential and the possibility of disturbing the neighbourhood at such a late hour could be considerable. Also, the Kings Arms abuts a very busy and potentially hazardous section of Chesil Street and Wharf Hill and drinkers leaving the premises at 2.00 a.m. might not be as alert as is desirable.

I hope consideration will be given to these points.

Yours faithfully,

Anthony Eady

CSS RECEIVED		
30 NOV 2006		
FAO CS	REPLY BY 13/12	No. 274

11 St Giles Close,
Winchester,
Hants. SO23 0JJ
01962-863012
e-mail: Plattd@globalnet.co.uk



29/11/2006

Dear Sirs

Licence variation -the Kings Arms
88 Chesil Street, Winchester

Dear Sir,

We are writing to object most strongly to the application from the Kings Arms to vary their licence and keep the premises open from 10am to 2pm, 7 days per week. We note that not content with changing the pub hours the licence request is to cover Entertainment as well.

This is predominately a residential area and we, ourselves, are within 50 yards of the Kings Arms. Already there is considerable noise from people leaving pubs during the evening and walking up East Hill to their homes. We believe firmly that to allow, possibly, live music until 2pm and certainly let customers stay drinking until that time and then leave with the inevitable noise and disruption to local people is quite unwarranted.

Yours Faithfully,

A handwritten signature in black ink, appearing to read "D Platt".

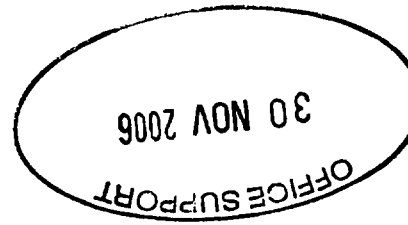
David Platt

City Secretary and Solicitor,
Winchester City council,
Colebrook Street,
Winchester.

BY HAND

CSS RECEIVED		
30 NOV 2006		
FAO CS	REPLY BY 13/12	No. 278

13 St Catherines Road
Winchester
Hampshire SO23 0PP



28th November 2006

Dear Sir or Madam

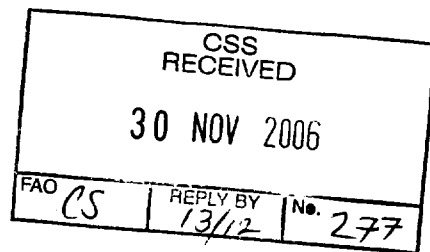
I wish to lodge an objection to the proposed extension of opening times for the Kings Arms to 2am seven days a week.

There are already enough late night drinking establishments in Winchester and I fear that another one close to my home will result in late night mid-week noise outside my house as drinkers make their way home. I am also concerned that the pub may attract undesirable elements to this side of town with the possibility of extra vandalism in the area.

Yours sincerely

A handwritten signature in black ink, appearing to read "Christine Haughton".

Christine Haughton



86 Chesil Street
Winchester
SO23 0PP

29th November 2006



Dear Sir

I want to object to the proposed extension of opening times for the Kings Arms. I believe that extending the opening to 2am seven days a week will be detrimental to my business: I let accommodation at the property adjacent and there have been occasions, with the extension to 1am, where the noise from both within, and the extremely rowdy behaviour from clients arriving and leaving the pub, has resulted in complaints having to be made to the previous landlord. I am fearful that extensions during the week could result in further disturbed nights – a very undesirable prospect for those who have to go to work early the next day. If this was the case then I am fearful that my tenants would leave.

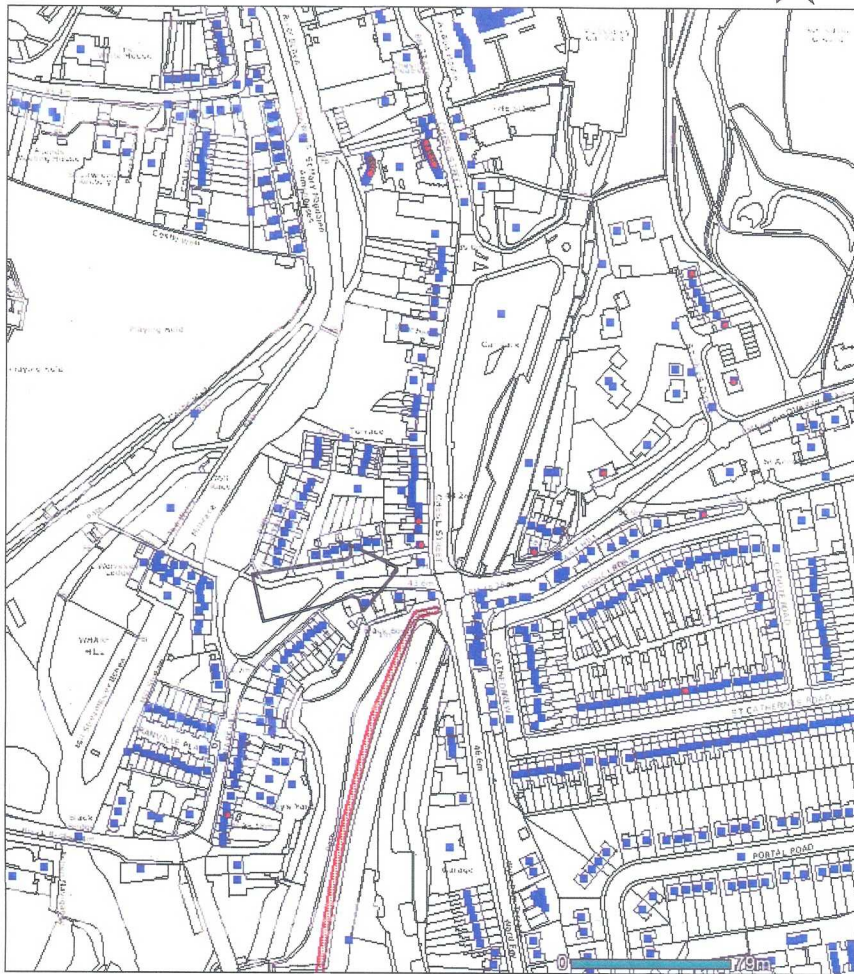
Further to this I would like to request that there is a requirement that all doors and windows of the pub are required to be closed after 11pm so that any excess noise is contained within the premises.

Yours sincerely

A handwritten signature in cursive script, appearing to read 'Stephen Brock'.

Stephen Brock

CSS RECEIVED		
30 NOV 2006		
FAO CS	REPLY BY 13/12	No. 276



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- Selected Features
- LLPG
- Mastermap Annotation
- MasterMap Areas
- Rights of way

Scale = 2457



Date = 11.12.2006

City Offices
Colebrook Street
Winchester
Hampshire
SO23 9LJ

Annex 1 – Mandatory conditions

1. No supply of alcohol may be made under the Premises Licence (a) at a time when there is no designated premises supervisor in respect of the premises licence, or (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. Where individuals are required on premises to carry out security activities, they must be licensed by the Security Industry Authority.

Annex 2 – Conditions consistent with the Operating Schedule

Conditions from existing licences:-

Justices On-Licence

None

Special Hours Certificate

None

Public Entertainment Licence

There shall be no entertainment on Christmas Day or Good Friday.

The maximum number of persons permitted to be in the premises whilst in use for the purposes of this Licence shall not exceed 150 for the whole premises.

That all doors and windows that are capable of being opened directly to the outside of the premises shall not be kept open, wedged open, or maintained open by a mechanical or other device whilst the premises are in use for the purposes of this Licence

The Licensee or another person nominated by him shall be on duty at all times whilst the premises are in use for the purposes of this Licence to receive and respond to any complaints of nuisance received from any person

INSCRIPTION

There shall be affixed and kept up on some conspicuous place on the outer side of the principal door or over and outside the principal entrance of the place licensed an inscription in capital letters not less than one inch in height in the words following: -

“Licensed in pursuance of Act of Parliament for the public ... “ followed by a word or words indicating the purpose for which the place is licensed.

HOURS OF OPENING

The place licensed shall not be opened for the purpose of public entertainment between 2.00am and 8.30am on any day.

RESPONSIBLE PERSON

The licensee or a responsible person nominated by the licensee in writing, not being a person being under 21 years of age shall be in charge of, and present in the place licensed at all times members of the public are present.

MAXIMUM NUMBERS

The maximum numbers of persons to be admitted at any one time to the licensed premises shall not exceed the number specified in the licence.

ATTENDANTS AND SECURITY PERSONNEL

During the time the premises are in use for public entertainment, there shall be in attendance the following numbers of staff or other attendants acquainted with the established routine to be followed in the case of fire or other emergency. The aim of the attendants should be the avoidance of panic and the orderly evacuation of the premises:-

Up to 25 persons	2 attendants
Over 25 persons	4 attendants for the first 250 persons 1 attendant for each of the additional 250 persons
Where at any licensed function the majority of persons attending are under the age of 16 years	Double the above number of attendants plus one attendant for each exit

OR SUCH LOWER NUMBER OF ATTENDANTS AS MAY BE AGREED IN WRITING BY THE LOCAL AUTHORITY

Where an attendant is responsible for security, protection, screening the suitability of people entering premises or conflict management they must be licensed by the Security Industry Authority.

SAFETY OF PERSONS

The licensee shall take all precautions necessary for the safety of persons frequenting the licensed premises.

FORM OF ENTERTAINMENT

No public entertainment shall be permitted or suffered to take place in the place licensed which is licentious, indecent or likely to produce riot, tumult or breach of the peace.

BEHAVIOUR

The Licensee shall to the best of his ability maintain and keep good order and decent behaviour on the licensed premises whilst open for public entertainment.

NUISANCE

No public entertainment shall be permitted or suffered to take place in the place licensed which is a nuisance, annoyance or inconvenience to the occupiers of any other property.

INTOXICATION

No person shall be permitted or suffered to enter or remain within the place licensed while in a state of intoxication

OFFENDERS

If any disorderly conduct shall take place, the Licensee shall himself and his employees assist to the utmost in the apprehension or expulsion of the offenders.

HYPNOSIS

No exhibition, performance or demonstration of hypnotism shall be permitted at the place licensed except with the express written consent of the Council.

Permitted exhibitions, performances or demonstrations of hypnotism shall be in accordance with the conditions set out in the Home Office Circular 42/89.

SEATING

Seating, tables and chairs and other furniture and fittings shall be so arranged as to allow free and ready access to exits.

FLOOR COVERINGS

All floor coverings shall be secured and maintained in such a way as to prevent unevenness in the floor level.

CURTAINS AND DRAPES

Curtains shall be adequately supported and where hung across doorways or across corridors they shall be arranged as to draw easily from the centre and slide freely, and be so hung that they are clear of the floor and shall be treated with fire retardant.

TOILETS

Adequate and separate sanitary conveniences suitably marked shall be provided for persons of both sexes and shall be maintained in good working order and kept in a clean condition.

EXITS

The number, size and position of all doors or openings provided for the purpose of the egress of the public from the premises shall be to the satisfaction of the Licensing Authority.

Doors and Fastenings – Unless otherwise permitted in writing by the Council, exit doors and gates shall open in the direction of exit, and shall in all cases be free from fastenings other than panic bolts or other such fastenings as shall be approved by the Council. Any panic bolts or other approved

fastenings must be signed "PUSH BAR TO OPEN" or as is appropriate to the fastening to ensure that the mode of operation is readily apparent to any person.

Exit Routes – All exit routes including passages, courts, ramps, and stairways, which lead from the place licensed to the outside, shall at all times be kept free from obstruction.

LIGHTING AND HEATING

Provisions – All parts of the place licensed shall be suitably and adequately illuminated. Except where otherwise permitted in writing by the council, all those parts to which the public have access and all exit routes shall be illuminated by at least two independent sources each of a standard approved by the Council.

Standard of Illumination – The illumination from each source shall be sufficient to enable the public, performers and staff to see their way out of the place licensed in safety at any time, and shall not be derived from pre-payment meters.

Segregation of the Two Systems of Lighting – The two or more lighting systems provided shall each be so installed so that a fault or accident arising in one system shall not jeopardise any other system.

Exit Notices – Each exit route from the parts of the place licensed to which the public has access shall be signed "Exit" in the manner approved by the Council. Each sign so provided must be illuminated, internally or otherwise, by at least two independent sources.

Special Effects – No laser beam or other hazardous effect may be used in the place licensed without prior written approval of the Council. The Licensee must give at least 21 days notice to the Council to allow adequate consideration.

The form of heating of the licensed premises shall be to the satisfaction of the Council.

Safety in Heating Appliances – No heating appliances shall be used in proximity to any woodwork, curtains, drapes or other materials likely to be ignited by use of the appliance.

All heating appliances must be sufficiently guarded or protected so as to avoid injury to any person.

ELECTRICAL INSPECTIONS

All electrical installations shall be inspected every three years by a competent qualified electrician to the requirements of the Institute of Electrical Engineers Wiring Regulations and a Certificate as to the condition of the electrical installations shall be furnished to the Council.

In the intervening years the electrical installations shall be inspected annually by a competent electrician.

Any alterations, modifications or extensions to the electrical installations with which the premises are provided shall be carried out by a competent electrician and shall be strictly in accordance with the Institute of Electrical Engineers Regulations. Any portable electrical appliances or equipment used in the premises shall be in efficient working order and correctly wired and connected.

FIRE PRECAUTIONS

Except with the written consent of the Council and subject to any conditions which may be attached to such consent, explosives or highly inflammable material shall not be brought in or used on the premises.

The use of naked flame shall not occur except when strictly necessary to any performance and when expressly permitted in writing by the Council.

Combustible or flammable materials or liquids shall not be stored within the place licensed except with the written consent of the Council and subject to any conditions which may be attached to such a consent.

If it appears to the council that the use of material, fabric or finish might assist the spread of fire, then it may require the material fabric or finish to be removed or treated forthwith in such a manner as to reduce the risk.

SWITCHES

All gas taps and electric switches used in connection with the lighting or heating of the place licensed shall be rendered inoperable other than by the licensee, the responsible person in charge of the place licensed and any staff or attendant employed by the Licensee.

FIRE FIGHTING EQUIPMENT

There shall be provided in the place licensed fire fighting equipment of a standard approved by the Fire Officer and acceptable to the Council. Such equipment shall be examined at least once annually by a competent person. All portable fire extinguishers shall be inspected and tested by a competent person. The date on the test to be clearly marked on a label firmly fixed to the extinguisher.

CEILINGS

Where considered necessary, provision shall be made to the Council's satisfaction, for the examination from the above of any suspended ceiling over parts of the premises to which the public have access and such other parts of the premises as the Council may deem necessary.

CONSTRUCTION

Wall and Ceiling Linings, Insulation, Treatment, etc – Any material used as a wall or ceiling lining, or as a suspended ceiling, or for acoustic or thermal insulation purposes shall be to the Council's satisfaction and shall be fixed and supported in such a manner as may be approved by the Council.

Note: For the purpose of this condition the council will normally require such material to be non-combustible or be rated class 1 of the classification for the surface spread of flame when tested in accordance with the appropriate British Standards and be throughout its thickness of no greater flammability than its surface. Certain other materials may, however, be accepted subject to compliance with such conditions as the Council may consider appropriate in the circumstances of the case.

ALTERATIONS

No structural or other alteration of the place licensed or of the means of exit there from shall be made during the continuance of this licence without the written approval of the council except such alterations as shall from time to time be approved by the licensing justices under the Licensing Acts.

NB: The council has no power to retrospectively approve unauthorised alterations made during the period of the licence.

Annex 3 – Conditions attached after a hearing by the licensing authority

n/a

Annex 4 – Plans

See attached