

LICENSING SUB – COMMITTEE

17 December 2007

Report of the Head of Legal Services

Contact Officer: John Myall. Tel No: 01962 848443

Application - **Review of a Premises Licence**

The Blonde Beer Café, Bridge Street, Winchester

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Part A.**1. Application**

Applicant: Mrs Susan Blazdell, Environmental Health Manager
Winchester City Council

Premises: The Blonde Beer Café, Bridge Street, Winchester

- 1.1 This application by Mrs Susan Blazdell, Environmental Health Manager, Winchester City Council is for the review of the Premises Licence for the Blonde Beer Cafe under Sections 51, 52 and 53 of the Licensing Act 2003.
- 1.2 The reason for the review relates to the prevention of public nuisance licensing objective following complaints of noise and disturbance from the premises, caused by music, and the noise created by persons congregating outside the premises.
- 1.3 It also relates to the public safety licensing objective where patrons of the premises congregate outside and adjacent to the road in order to smoke. The Head of Environment observed that the proximity of this area to the main road could be a source of danger to those persons. This concern is echoed by the Police.
- 1.4 As a result of complaints of noise, the Licensing and Registration Manager wrote to Mr Ghuman on 2 February 2007, reminding him of the conditions relating to noise pollution attached to the licence. A similar letter was sent to the licence holder from PC Miller, Licensing Officer for Hampshire Constabulary, on 10 August 2007.
- 1.5 Monitoring of the premises was carried out by Council officers on 21 September 2007, 12 October 2007 and 2 November 2007.
- 1.6 On 21 September the monitoring was carried out by Mrs Blazdell, Environmental Health Manager and the Licensing and Registration Manager between the hours of 2200 and 2300 hours. On that occasion music could clearly be heard some 100 metres along Water Lane. Voices could also be heard from inside the premises and from persons congregating at the front of the premises in Bridge Street.
- 1.7 At 2315 hours on 12 October the monitoring was carried out by Mrs Toms, Environmental Health Officer and PC Miller from Hampshire Constabulary. On this occasion, noise was escaping from the rear fire door, however it was hardly audible at the nearest residential property in Water Lane. There were smokers and persons queuing for entry at the front of the premises, who were being well managed by door staff.
- 1.8 At 2115 hours on 2 November the monitoring was carried out by Mrs Toms and Mr Titheridge, Environmental Health Officer. On this occasion there was little noise from the premises, however at 2220 hours, the music was very loud outside of the premises, to the side and rear of the premises. Bass notes could be heard in a closed vehicle parked in Water Lane.

- 1.9 The licence holder applied to vary the Premises Licence to remove a condition restricting the use of the garden after 2100 hours, and to vary the days and times for the provision of regulated entertainment. This application was considered by the Licensing Sub-Committee on 22 October 2007. The application was refused as the Sub-Committee considered that granting the application would undermine the licensing objective of the Prevention of Public Nuisance.
- 1.10 The licence holder commissioned an acoustic report in order to address the noise issues. He is undertaking to have certain recommendations put into place as soon as practicably possible.
- 1.11 The application for review was received on 25 October 2007.
- 1.12 Notice of the application was displayed outside of the premises for a period of 28 days until 23 November 2007, and advertised on the Council's website and at the City Offices.
- 1.13 Notices of the hearing were sent to all Parties on 27 November 2007.

Relevant Representations

2. Responsible Authorities

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

Head of Environment

The Head of Environment submitted the application for a review of the premises licence.

Hampshire Constabulary

The Police submitted a representation relating to crime and disorder, public safety and public nuisance.

Hampshire Fire and Rescue Service

No representations received.

Child Protection Team

No representations received.

Head of Building Control

No representations received.

Head of Safety Standards

No representations received.

3. Interested Parties

Representations were received from the following interested parties.

Ms Angela Betsworth
Ms Laura Willis
Ms Rachel Seward-Thompson

All are concerned with the public nuisance objective relating to noise and disturbance from the premises.

4. Observations

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

- Crime and Disorder
- Public safety
- The prevention of public nuisance

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 of the representations.

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

1. Modify the conditions attached to the licence either permanently or for a period not exceeding three months.
2. Exclude a licensable activity either permanently or for a period not exceeding three months.
3. Remove the Designated Premises Supervisor.
4. Suspend the licence for a period not exceeding three months.
5. Revoke the licence.

If the Sub-Committee decides that none of the above measures are necessary, they may take no action.

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 the Police and the interested parties.

(Licensing Policy 1.6, 2.11, 2.17)

Public Safety

The Sub-Committee may consider any necessary conditions relating to public safety having regard to the observations of the Head of Environment and the Interested Parties.

(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 observations of the Head of Environment, the Police and the Interested Parties.

(Licensing Policy Section C)

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. **Possible Conditions**

If the application for review is granted, the Sub-Committee may wish to consider the following condition:

No regulated entertainment consisting of amplified music shall be provided until the acoustic report obtained by the premises licence holder has been implemented and remedial works have been agreed with, and completed to the satisfaction of the Head of Environment.

The Sub-Committee may also wish to consider that the following condition be removed and replaced with the additional condition:

Delete:

Whilst the premises are in use for the purposes of this Licence no customers shall be permitted to be in the garden for any purpose after 9pm.

Insert:

The garden may be used after 2100 hours only by persons smoking, provided that the licence holder submits a noise management plan to the Head of Environment for approval prior to implementation. No drinks may be taken into the garden after 2100.

6. Other Considerations

Corporate Strategy (Relevance To:)

This report covers issues which affect the principles of “safer and more inclusive communities” and “safeguarding our high quality environment for the future.”

Resource Implications

No licence fee is applicable in this case. It is anticipated that an appropriate level of officer attendance will be provided within the existing budget.

Appendices

1. Application by Mrs Susan Blazdell, Environmental Health Manager
Winchester City Council
2. Representations by Responsible Authorities
3. Representations by Interested Parties
- 4a. Map of premises location.
- 4b. Copy of Premises Licence



Application for the review of a premises licence or club premises certificate 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 Susan M Blazdell Environmental Health Manager

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Blonde Beer Café 5 Bridge Street Winchester Hampshire SO23 8HN	
Post town Winchester	Post code (if known) SO23 8HN

Name of premises licence holder or club holding club premises certificate (if known) Mr Satbir Ghuman 84 Hillingford Way Grantham Lincolnshire NG31 7PJ

Number of premises licence or club premises certificate (if known) PREM 184

Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
 - a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises

- d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr Mrs Miss Ms Other title (for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Mrs Susan M Blazdell Environmental Health Manager Environment Division Winchester City Council Colebrook Street Winchester SO23 9LJ
Telephone number (if any) 01962 848479
E-mail address (optional) sblazdell@winchester.gov.uk

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

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input type="checkbox"/> |
| 2) public safety | <input checked="" type="checkbox"/> |
| 3) the prevention of public nuisance | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 1)

1. The prevention of Public nuisance -Noise issues
2. Public Safety - Highway issues

Please provide as much information as possible to support the application
(please read guidance note 2)

1 The prevention of Public nuisance

For some time, The Police Authority and Environmental Health have been in receipt of a number of complaints from local residents in the Water Lane and St John's Street areas, alleging noise disturbance from loud music and the use of the garden area after 21:00 from the Blonde Beer café Winchester. The restriction on the use of the garden area contained in the Premises Licence was intended to minimise the impact of customer noise on local residents.

As result of this the Police, Environmental Health and the Licensing Authority advised the licensee of the complaints on several occasions and of the time restriction on the use of the garden.

However the complaints continued and on Thursday 20 September 2007 I visited the area with the Licensing manager, John Myall, to assess the situation. During that visit we interviewed some of the complainants in Water Lane.

At the time of our visit the bass noise from the music being played at the premises was clearly audible some distance from the premises outside 38 Water Lane, approx 103 m away.

It was apparent that the structure of the building itself is not adequate to contain the levels of noise being created. There is significant noise breakout from the patio doors serving the garden area, a side door, ventilation grilles, windows and the front door which was open to allow ingress and egress. The noise levels within the premises are such that the poor construction of the building is allowing significant noise breakout.

It is clear that the current level of noise is causing significant disturbance to local residents. I am therefore calling for a review of the licence, as the current conditions are not preventing public nuisance. I would like to see a condition requiring an acoustic report to consider how the construction and/or the activities within the premises/garden area could be improved to prevent noise nuisance.

2 Public Safety

In addition to the above there was noise from approx. 50 people queuing to get in to the premises. These people were queuing along the High Street, around the entrance to Water Lane, blocking the pavements and spilling out on to the main road. On the other side of the entrance approx. 30 smokers were outside the premises gathering on the pavement and spilling out on to Magdelan Hill. These are busy roads in the City centre and I am concerned that this could result in a serious accident or fatality at some time. The door staff were doing their best to control this difficult situation.

Since the Premises Licence has been issued, smoke free legislation has been introduced under the Health Act 2006. This legislation prevents smoking within all enclosed spaces such as the Blonde Beer café. Smokers are unable to smoke indoors but are also unable to use the garden area for smoking as they are restricted by the Licensing Conditions.

This situation clearly needs to be addressed. At the same time I would be concerned if the condition relating to the use of the garden area was lifted unconditionally, as activities in the garden could exacerbate the public nuisance issues

Please tick yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

--	--	--	--	--	--	--	--

If you have made representations before relating to this premises please state what they were and when you made them

An Environmental Health representation was made on 21 September 2007 in response to an application to vary the premises licence to extend the hours for sale of alcohol and the provision of regulated entertainment.

The application was also for the removal of the condition restricting the use of the garden area after 2100.

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- 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 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature Susan M Blazdell

Date 25 October 2007

Capacity Environmental Health Manager

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)	
Post town	Post Code
Telephone number (if any)	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) sblazdell@winchester.gov.uk	

Notes for Guidance

1. The ground(s) for review 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 review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.



H A M P S H I R E C o n s t a b u l a r y

Chief Constable Paul R. Kernaghan CBE QPM LL.B MA

CONFIDENTIAL

Our Ref. :

Your Ref. :

Licensing & Registration Dept
Winchester City Council
Colebrook Street

Winchester Police Station
North Walls
Winchester
Hampshire
SO23 8DW



Tel: 0845 045 45 45

Direct Dial: 01962 871386

Fax: 01962 871353

Email: gary.miller@hampshire.pnn.police.uk

21/11/2007

Licensing Sub Committee

This letter is written in response to the Premises Licence Review application submitted by the Environmental Health department, in respect of the Blonde Beer Café.

Our concerns relate to

1. The prevention of Crime and Disorder
2. Public Safety
3. The Prevention of Public Nuisance

Police reports to this location have increased considerably since the Premises Licence holder Mr Satbir Ghuman took over the business late 2005. Prior to this the premises was what could best be described as a traditional type pub and not what the current Premises Licence holder has developed it into. Mr Ghuman has intentionally changed the style of operation and attracted the younger element to the premises. He employs door staff at weekends to manage the customers and holds students nights and runs promotions to target business from the younger clientele.

Blonde Beer café has no doubt developed into a successful business with little crime and disorder originating at the premises itself. Police have also forged good working relationships with both Management and door staff that have been made aware of our concerns. Unfortunately though, by being popular the business has become a victim of its own success.

The building as it stands is clearly unsuitable for the style of operation that it has become. Both Police and Environmental Health have received complaints regarding the business. The majority of complaints are from residents in Water Lane, due to excessive noise from the premises whilst regulated entertainment is being provided and of anti social behaviour late into the evening. Police have identified 13 complaints within the last six months of this nature. Some of the reports relate to noise and antisocial behaviour generally and it is not possible to attribute solely to Blonde Beer Café customers. The proximity of the premises to residential properties is without doubt the issue with the complaints.

CONFIDENTIAL



HAMPSHIRE Constabulary

The location of the front entrance door also causes considerable safety concerns as it opens onto a metre wide pavement adjacent to one of the main routes into the city centre of which there is a Mini roundabout outside.

The issue of safety relating to the entrance to the premises has been highlighted by both the public and by patrolling officers. These concerns regard customers queuing to gain entry, mixing with smokers congregating outside at peak times and often spilling over into the road. This often occurs at busy times despite the best efforts of the Door staff and Management to address the problem.

Without doubt this problem has increased considerably due to the introduction of the smoking ban in public places legislation this summer. As there is currently no option for using the rear garden area after 2100hrs due to the restriction on the Licence those customers who wish to smoke simply have nowhere else to go, other than out the front of the building and stand on the pavement.

The restriction on the use of the rear garden after 2100 must be considered for removal to address the Public Safety Concerns at the front of the building. We agree that a full acoustic report should be implemented and conditions complied with within an agreed timescale. In the interim period we believe that there should be an immediate installation of a noise Limiter with levels agreed and set by Environmental Health officers. This would impact on the noise pollution to nearby residents, although clearly it will not prevent it completely.

We also believe that Door Staff should be included as a condition on the Premises Licence. They are already employed as and when the Premises Licence holder requires them, although this is currently not a condition. We believe that there must always be at least two SIA door staff on duty Friday & Saturday Evenings from 2100hrs until close. All Door staff who perform the role on the entrance door must wear clearly identifiable reflective jackets. Any of the security team inside must at least wear a reflective armband. By employing clearly identifiable door staff it will make them more accountable and effective in crowd control outside and should act as a deterrent.

The installation of CCTV should also be considered as it will assist the Management decision making process enabling them to manage the queue and smokers outside better. It will also act as a visual deterrent and provide evidence against those persons leaving who may seek to commit anti social behaviour. Any CCTV installation must be to a standard accepted by the Police with images retained for at least 28 days and recorded to a format that is capable of being viewed on any VHS recorder or computer.

There should also be a consideration of a no entry or re- entry cut off time. This will restrict persons gathering outside late into the evening causing a disturbance and encourage existing customers to go elsewhere or home knowing that they will not be re admitted.

Yours Sincerely

Gary Miller
PC 1526

Winchester District Liquor Licensing officer

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Re Blonde Bar
 license. 23 NOV 2007

OFFICE SUPPORT

Dear Sir or Madam,

I wish to, again, add my views about the Blonde Bar's effect on St Johns street and the surrounding area.

Prevention for Crime and Disorder
 Since the change of ownership to the present owner

- 1) vandalism to cars
- 2) fights aggressive behaviour
- 3) cars parked in the private car park.
- 4) cars parked awkwardly in the street, although

not illegal - the fender the gaps between vehicles the fender the margin of error / safety.

All these things cannot be proved that these actions are due to Blonde Bar checkout these incidents occur after the Bar closes etc and was not a problem before the present owner.

Protection of Children

if disturbance of children's sleep.
 2) children witnessing hearing anti social behaviour on their own doorstep.

Public safety

1 - queues spill out in the road pavements inadequate.

- 2) taxi's delivery vans park on the mini roundabout and cause danger and obstruction
 - 3) threatened by large crowds gathering outside, although the people are not aggressive, pushing through the crowd is intimidating
 - 4) getting hit by car cause people in the road
 - 5) cars tightly parked in road on yellow lines, can cause obstruction to ambulances during the Bars opening hours.
- Public Nuisance
- 1) noisy loud aggressive behaviour in the late hours early morning of the Bars opening & closing times

- 2) loud music
- 3) screaming shouting from garden
- 4) carrying lack of privacy and peace in my own garden and house.

All these problems are more marked during the summer opening and early autumn because of the weather. The times that I should be enjoying opening my windows and sitting in my garden. Many tennis could not entertain, eat or drink outside in my garden last year because of noise from the Blonde Bar. The noise is distressing and annoying.

[REDACTED]
[REDACTED]
[REDACTED]

20/11/2007

Dear Mr Myall

Blonde Beer Café

I live in very close proximity to the above pub in Water Lane.

Please find below my comments:

- There have been occasions when I've been aware of aggressive drunken behaviour with arguments and shouting/swearing, particularly at closing time. This has, at times, made it difficult to sleep.
- Sometimes bottles & glasses have been smashed on the pavement in Water Lane. Obviously this can be a danger with the high volume of people walking along from Water Lane into Bridge Street, including young children & dog walkers.
- Excessive level of noise on Thursday, Friday & Saturday nights. This is particularly an issue during the summer months when the windows and doors of the premises are left open, which is, I understand, in breach of the premises' existing licence conditions. Even when windows and doors are shut, the building has inadequate sound-proofing. Furthermore this means that I am unable to leave the windows of my own home open in the summer months, as the disturbance is too great.
- Managers / bar staff don't seem to take responsibility for clearing up any mess (including vomit) from outside the pub in Water Lane. It is extremely unpleasant having to navigate the debris on a Saturday and Sunday morning, or in particular early mornings during the week when I have an early start and a long commute to work.

Thank you for your attention.

Yours sincerely

Laura Willis

Tel: [REDACTED]

23rd November 2007

Dear Sirs,

Re: Blonde Beer Cafe, Winchester

I am writing with regard to the above and their Premise Licence which I understand has been called in for review.

During the last month I have been disturbed by music from Blondes on a few occasions and have taken to sticking in ear plugs before falling asleep which generally does the trick but did mean that I didn't wake up on one occasion when my 6 year old son was calling for me in the middle of the night - luckily my mother was staying at the time and came to wake me up.

There have also been some incidences of anti-social behaviour late at night, particularly on Halloween after the pub closed but I am aware that not all these incidences can necessarily be traced back to Blondes.

I am also very aware that generally noise levels over the last couple of months have been better than previous but then this is normal given the time of year as (a) Blonde's keep windows and doors more firmly closed as it's colder and (b) so do I!

Ever since Blonde's has opened, the level of noise disturbance has been significantly less between October and March so it is hard to judge fairly at this time of year as it is during the Spring and Summer months that residents are most severely disturbed.

I find it hard to believe that the volume of noise from the premises will be any the less in Spring and Summer 2008 unless Mr Ghuman decided to change the operation of the business, which is unlikely given the success he has had drawing custom from the upper end of Winchester with the current style of a nightclub type venue.

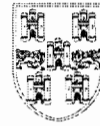
I admire Mr Ghuman's success with the premises but believe that to date this has been at the expense of local residents and it would therefore be fantastic to see the works recommended in the acoustics survey carried out, despite the variation to the licence not having been agreed as I believe that this would make a big difference to surrounding residents and would make 2008 a quieter year for us and hopefully 101 and Winchester City Council!

Yours faithfully

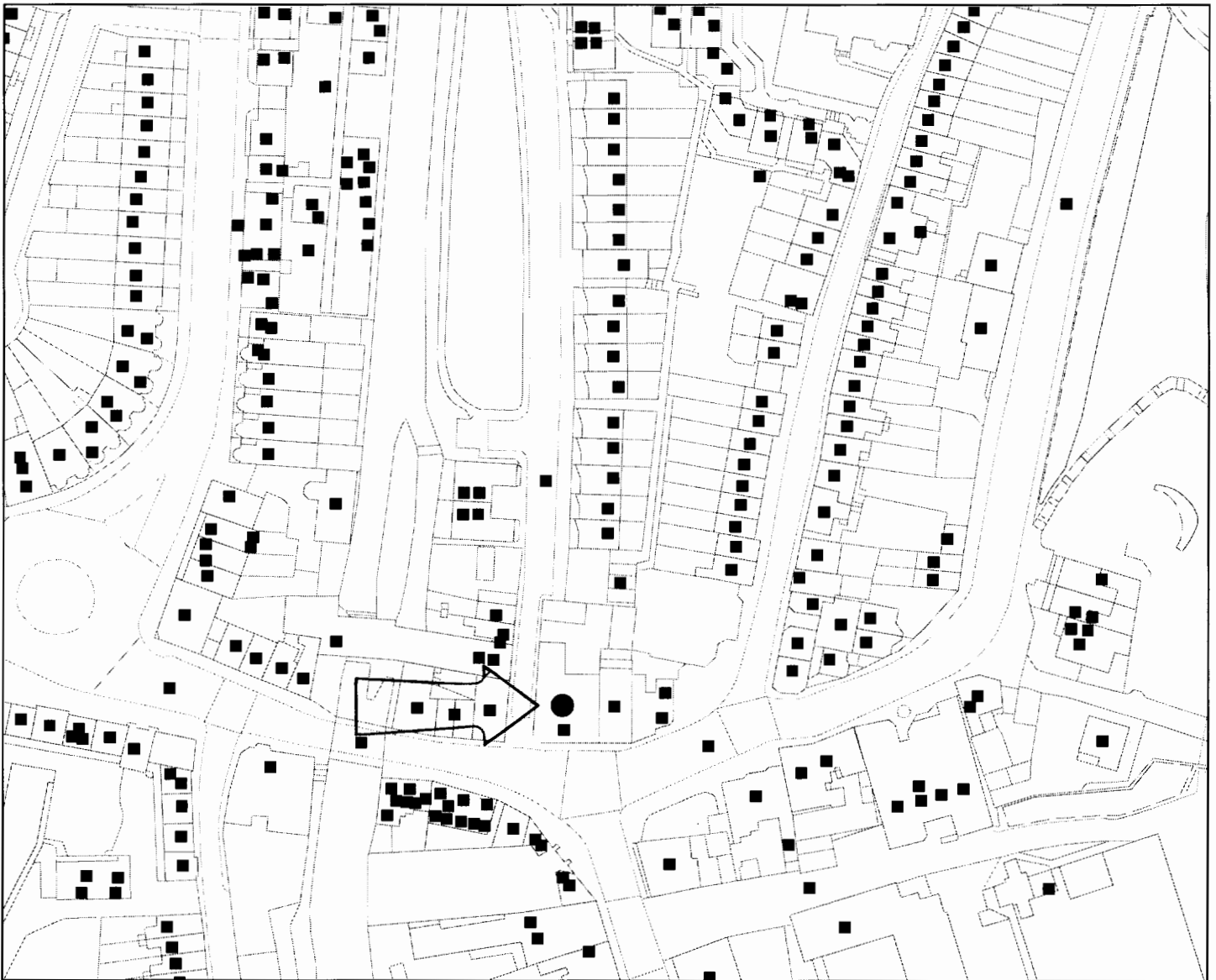
Rachel Seward-Thompson

Blonde Beer Cafe

Application to Review Premises Licence

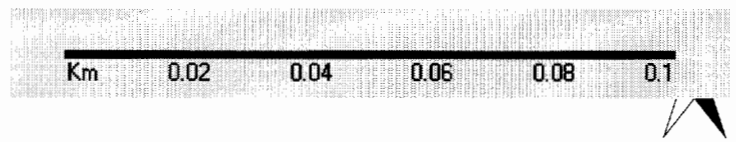


Winchester
City Council



Legend

Scale:



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Organisation	Winchester City Council
Department	Legal Services
Comments	
Date	05 December 2007
SLA Number	00018301



Winchester
City Council

Premises Licence

Premises Licence Number

PREM184

05/01912/LAPRMC

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

Blonde Beer Café
5 Bridge Street
Winchester
Hampshire
SO23 8HN

Telephone number

Where the licence is time limited the dates

Licensable activities authorised by the licence

- e) Live Music
- f) Recorded Music
- g) Performance of Dance
- h) Anything of similar description to Live Music, Recorded Music or Performance of Dance
- i) Provision of facilities for making music
- j) Provision of facilities for dancing
- k) Provision of facilities for entertainment of a similar description to making music or dancing
- m) Supply of Alcohol

Times the licence authorises the carrying out of licensable activities

The hours the premises may be used for permitted regulated entertainment shall be as follows:

- e) Live Music
- f) Recorded Music
- g) Performance of Dance
- h) Anything of similar description to Live Music, Recorded Music or Performance of Dance

- i) Provision of facilities for making music
- j) Provision of facilities for dancing
- k) Provision of facilities for entertainment of a similar description to making music or dancing

(i) **Thursday** 1200 to 0000

(ii) **Friday to Saturday** 1200 to 0100

m) 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 1000 1 January (1200 if on a Sunday)

The opening hours of the premises

n/a

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

Alcohol is supplied for consumption both on and off the Premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Mr Satbir Ghuman
84 Hillingford Way
Grantham
Lincolnshire
NG31 7PJ

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

Registered Company Number
Registered Charity Number

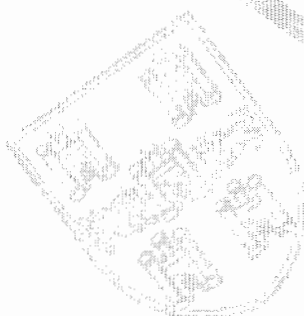
Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Satbir Singh Ghuman
Blonde Beer Cafe
5 Bridge Street
Winchester
Hampshire
SO23 0HN

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

Personal Licence Number	005236
Licensing Authority	South Kensington District Council

City Secretary and Solicitor



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.

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 be maintained open by an electrical, mechanical or other device whilst the premises are in use for the purposes of this Licence.

Whilst the premises are in use for the purposes of this Licence no customers shall be permitted to be in the garden for any purpose after 9pm.

The maximum number of persons permitted to be on the premises whilst in use for the purposes of this licence shall not exceed 120 persons in the Main Bar and 50 persons in the Small Bar when the pool table is removed.

The Licensees or other person nominated by them 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 noise or other 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.

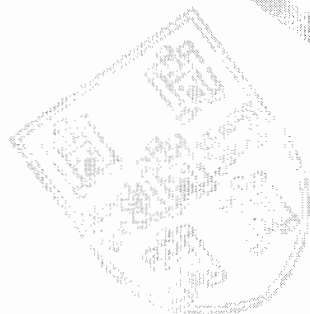
NB: The council has no power to retrospectively approve unauthorised alterations made during the period of the licence.

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

n/a

Annex 4 – Plans

See attached



Winchester
Lay Council