



# PREMISES / PERSONAL LICENCES SUB-COMMITTEE

AGENDA

<b>DATE:</b>	<b>Tuesday, 20 August 2024</b>
<b>TIME:</b>	<b>10.00 am</b>
<b>VENUE:</b>	<b>Town Hall, Station Road, Clacton-on-Sea, CO15 1SE</b>

**MEMBERSHIP:**

**Councillor Davidson**  
**Councillor Smith**

**Councillor Wiggins**

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DATE OF PUBLICATION: Monday, 12 August 2024

## AGENDA

### **1 Chairman of the meeting**

The Sub-Committee will elect a Chairman for the meeting.

### **2 Apologies for Absence and Substitutions**

The Committee is asked to note any apologies for absence and substitutions received from Members.

### **3 Minutes of the Last Meeting (Pages 5 - 6)**

To confirm and sign as a correct record, the minutes of the last meeting of the Committee, held on Wednesday, 31 July 2024.

### **4 Declarations of Interest**

Councillors are invited to declare any Disclosable Pecuniary Interests, Other Registerable Interests or Non-Registerable Interests, and the nature of it, in relation to any item on the agenda.

### **5 Report of the Assistant Director (Governance & Legal) - A.1 - Temporary Event Notices - Robert Burre, 183 Burrs Road, Clacton-on-Sea, Essex, CO15 4LN (Pages 7 - 26)**

To provide information in order that the Premises and Personal Licences Sub-Committee can determine an objection to a Temporary Event Notification (TEN).

### **6 Exclusion of Press and Public**

To consider passing the following resolution:

“That under Regulation 14 of the Licensing Act 2003 (Hearings) Regulations 2005 the public be excluded from the meeting for the items of business to be considered below on the grounds that the public interest in so doing outweighs the public interest in that part of the hearing taking place in public.”

### **7 Exempt Minute of the Previous Meeting (Pages 27 - 30)**

To confirm and sign as a correct record, the exempt minute of the meeting of the Sub-Committee held on Wednesday, 31 July 2024.

**Date of the Next Scheduled Meeting**

*The next scheduled meeting of the Premises / Personal Licences Sub-Committee is to be held in the at Time Not Specified on Date Not Specified.*

## **Information for Visitors**

**FIRE EVACUATION PROCEDURE**

There is no alarm test scheduled for this meeting. In the event of an alarm sounding, please calmly make your way out of any of the fire exits in the hall and follow the exit signs out of the building.

Please heed the instructions given by any member of staff and they will assist you in leaving the building and direct you to the assembly point.

Please do not re-enter the building until you are advised it is safe to do so by the relevant member of staff.

Your calmness and assistance is greatly appreciated.

**MINUTES OF THE MEETING OF THE PREMISES / PERSONAL LICENCES SUB-COMMITTEE,  
HELD ON WEDNESDAY, 31ST JULY, 2024 AT 10.00 AM  
IN THE TOWN HALL, STATION ROAD, CLACTON-ON-SEA, CO15 1SE**

<b>Present:</b>	Councillors Wiggins (Chairman), Casey, A Cossens, Wiggins and Smith (stand-by Member).
<b>In Attendance:</b>	Linda Trembath (Head of Legal Services & Deputy Monitoring Officer), Michael Cook (Licensing Manager), Keith Durran (Committee Services Officer) and Emma King (Licensing Officer)
<b>Also in Attendance:</b>	(Applicant) and Gary Burke (Senior Licensing Officer, Essex Police).

**8. CHAIRMAN OF THE MEETING**

It was moved by Councillor Casey, seconded by Councillor A Cossens and:  
**RESOLVED** that Councillor Wiggins be elected as Chairman for the meeting.

**9. APOLOGIES FOR ABSENCE AND SUBSTITUTIONS**

There were no apologies for absence nor substitutions.

**10. MINUTES OF THE LAST MEETING**

It was moved by Councillor A Cossens, seconded by Councillor Casey and:-

**RESOLVED** that the minutes of the meeting held on Monday 17 June 2024, be approved as a correct record and be signed by the Chairman.

**11. DECLARATIONS OF INTEREST**

There were no declarations of interest on this occasion.

**12. EXCLUSION OF PRESS AND PUBLIC**

It was moved by Councillor A Cossens, seconded by Councillor Casey and:-

**RESOLVED** that under Regulation 14 of the Licensing Act 2003 (Hearings) Regulations 2005 the public be excluded from the meeting for the items of business to be considered below on the grounds that the public interest in so doing outweighs the public interest in that part of the hearing taking place in public.

**13. REPORT OF ASSISTANT DIRECTOR (GOVERNANCE & LEGAL) - A.1 - APPLICATION FOR THE GRANT OF A PERSONAL LICENCE**

The Sub-Committee convened in private session to decide if Members agreed or disagreed with the Essex Police decision to object to the Personal Licence.

It was **RESOLVED** that the Personal Licence grant application submitted be refused.

The meeting was declared closed at 10.58 am

**Chairman**

## PREMISES/PERSONAL LICENSING SUB-COMMITTEE

20 AUGUST 2024

### REPORT OF ASSISTANT DIRECTOR (GOVERNANCE & LEGAL)

**A.1 TEMPORARY EVENT NOTICES – ROBERT BURRE, 183 BURRS ROAD,  
CLACTON ON SEA, ESSEX CO15 4LN  
REF: TENOP/5241/24**

#### **PURPOSE OF THE REPORT**

To provide information in order that the Premises and Personal Licences Sub-Committee can determine an objection to a Temporary Event Notification (TEN).

#### **SUMMARY**

A Temporary Event Notification (TEN) has been sent to the Licensing Authority of Tendring District Council in accordance with Section 100 of the Licensing Act 2003 by Mr George Hickman.

Tendring District Council Environmental Services Department, being a Responsible Authority within the Tendring District area have submitted an objection notice for the application with reference to the prevention of public nuisance.

The Committee is asked to determine the matter in accordance with the Licensing Act 2003, Tendring District Council Licensing Policy and the Home Office Guidance issued under Section 182 Licensing Act 2003, having due regard to the applicant's submissions and objections by the statutory body.

#### **SUPPORTING INFORMATION**

When carrying out its functions the licensing authority must have regard to the four licensing objectives.

The objectives are:

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

Temporary Event Notices are intended to allow an individual to use premises for one or more licensable activities on an infrequent basis. There is no application process, but the premises user must give at least 10 working days' notice to the relevant Licensing Authority, the relevant Chief Officer of Police, and Environmental not including the day of the event or the day of receipt of the Notice. There is no provision to attach any terms, conditions, limitations, or restrictions to such a Notice.

Mr Hickman (referred to in the Licensing Act as the 'premises User') has submitted the following Temporary Event Notification to cover the licensable activities on the below date:

Ref: TENOP/5241/24

Date	Activity	Times
14/09/2024	Sale of Alcohol only on the premises	2000 – 0200
	Provision of Regulated Entertainment	2000 – 0130
	Late Night Refreshment	2300 – 0200

The address of the event is Robert Burre, 183 Burrs Road, Clacton On Sea, Essex. Within the notification it is requested that the licensable activities for this event will be held either indoors or within the grounds (weather dependent) of the premises.

The notification states the nature of the event as 'The landlady's Birthday Party' with a maximum number of people at the event of 100.

The notification was submitted electronically to the Licensing Authority on 9 August 2024. Essex Police and Environmental Health were informed on the same day. During the 3 full working day objection period, which expired on 14 August 2024, the Licensing Authority received an objection notice from Tendring District Council Environmental Services.

The premises has held previous Temporary Event Notices.

The premises currently holds a valid premises licence under the Licensing Act 2003 for the sale of alcohol on and off the premises and performance of recorded and live music, which would cover Saturday 14 September between the hours of 1100 and 0100 only.

There are conditions on the premises licence which restrict the use of the outdoor area until 2300 every day and a further condition that requires all external doors and windows to be kept closed [other than for access] after 23.30 hours on Mondays to Saturdays and 23.00 hours on Sundays during the performance of live and/or recorded music. These conditions can be carried forward onto this Temporary Event Notice if deemed appropriate.

This hearing must therefore consider the points raised in the Objection Notice and make a determination on the Temporary Event Notice. The Premises User and Tendring District Council Environmental Services have been invited to attend the hearing and will be given the opportunity to address members.

#### **FINANCE, OTHER RESOURCES AND RISK**

A decision made by the Committee is subject to appeal at the Magistrates Court by the premises user or a relevant person.

#### **COUNCIL'S ADOPTED GUIDELINES AND LEGISLATION**

The Committee should be aware that a Temporary Event Notice is not an application for the purposes of the Licensing Act 2003. It is a notification that licensable activities are going to take place at a certain venue and at notified times. The limit on numbers at such an event, including audience, staff and performers is 499. The Police and Environmental Health have the right to object if, they are of the opinion that allowing the event to take place would undermine any of the licensing objectives.



The Committee's decision is whether or not to issue a counter notice. If a counter notice is issued this means the event cannot take place. A notice with reasons for the decision must also be given.

If the Committee decide not to issue a counter notice and allow the event to go ahead the premises user and the relevant persons must be given a notice of that decision.

The TEN can be modified (times, layout of venue, licensable activities) but only with the agreement of the premises user and all relevant persons.

The Committee must determine the matter in accordance with Section 105 Licensing Act 2003.

Section 105 Licensing Act 2003 Section (2) states: The Licensing Authority must –

a) Hold a hearing to consider the objection notice, unless the premises user (Mr Hickman), the relevant person (Tendring District Council Environmental Services) who gave the objection notices and the authority agree that a hearing is unnecessary.

b) Having regard to the objection notices, give the premises user a counter notice under this section if it considers it appropriate for the promotion of the licensing objectives to do so.

Section 105 Licensing Act 2003 Section (3) states:

The Licensing Authority must –

a) In a case where it decides not to issue a counter notice under this section, give the premises user and each relevant person a notice of the decision.

b) In any other case –

i. Give the premises user the counter notice and a notice stating the reasons for its decision and

ii. Give each relevant person a copy of both of those notices

The Licensing Sub Committee's decision is whether or not to issue a counter notice. If a counter notice is issued this means the event cannot take place. A notice with reasons for the decision must also be given.

### **Section 182 Guidance - Police and environmental health intervention**

7.32 The system of permitted temporary activities gives police and EHAs the opportunity to consider whether they should object to a TEN on the basis of any of the licensing objectives.

7.33 If the police or EHA believe that allowing the premises to be used in accordance with the TEN will undermine the licensing objectives, they must give the premises user and the licensing authority an objection notice. The objection notice must be given within the period of three working days following the day on which they received the TEN.

7.34 Where a standard TEN was given, the licensing authority must consider the objection at a hearing before a counter notice can be issued. At the hearing, the police, EHA and the premises user may make representations to the licensing authority. Following the hearing, the licensing authority may decide to impose conditions which already apply to an existing premises licence or club premises certificate at the venue or issue a counter notice to prevent the event going ahead. As noted above, there is no scope for hearings (or appeals) in respect of late TENs and if objections are raised by the police or EHA in relation to a late TEN, the notice will be invalid and the event will not go ahead.

7.35 Such cases might arise because of concerns about the scale, location, timing of the event or concerns about public nuisance – even where the statutory limits on numbers are being observed. The premises user who signs the form is legally responsible for ensuring that the numbers present do not exceed the permitted limit at any one time. In cases where there is reason to doubt that the numbers will remain within the permitted limit the premises user should make clear what the nature of the event(s) is and how they will ensure that the permitted persons limit will not be exceeded. For example, where notices are being given for TENs simultaneously on adjacent plots of land it may be appropriate for door staff to be employed with counters. In each case it is important that licensing authorities and relevant persons can consider whether they believe that the premises user intends to exceed the 499 person limit or will be unable to control or know whether the limit will be exceeded. Where the planned activities are likely to breach the statutory limits or undermine the licensing objectives, it is likely to be appropriate for the police or EHA to raise objections.

7.36 However, in most cases, where for example, alcohol is supplied away from licensed premises at a temporary bar under the control of a personal licence holder, (such as at weddings with a cash bar or small social or sporting events) this should not usually give rise to the use of these powers.

### **Section 182 Guidance - Applying conditions to a TEN**

7.38 The 2003 Act provides that only the licensing authority can impose conditions to a TEN from the existing conditions on the premises licence or club premises certificate at the venue. The licensing authority can only do so:

- if the police or the EHA have objected to the TEN;
- if that objection has not been withdrawn;
- if there is a licence or certificate in relation to at least a part of the premises in respect of which the TEN is given;
- and if the licensing authority considers it appropriate for the promotion of the licensing objectives to impose one or more conditions.

7.39 This decision is one for the licensing authority alone, regardless of the premises user's views or willingness to accept conditions. The conditions must be notified to the premises user on the form prescribed by regulations.

## RECOMMENDATION(S)

The Licensing Sub Committee must consider in its own right and on its own merits only as to how it might impact on the four licensing objectives which are the Prevention of Crime and Disorder, the Prevention of Public Nuisance, Public Safety and the Protection of Children from Harm.

The Licensing Sub Committee is therefore asked to determine this notification taking into consideration all the relevant information that has been submitted as part of this report and at the hearing itself.

That the Sub-Committee consider this report together with any other submissions at the hearing and determine if it:

- a. Accepts the objection and issues a Counter Notice, or,
- b. Rejects the objection, allowing the event to take place.
- c. Rejects the objection, allowing the event to take place, attaching conditions to the grant of a Temporary Event Notice if it is considered appropriate and proportionate to promote the licensing objectives, but only where those conditions already exist on a premises licence or club premises certificate.

## APPENDICES

- Appendix A - Temporary Event Notification  
Appendix B - Tendring District Council Environmental Health Objection  
Appendix C - Current Premises Licence and plan

## REPORT CONTACT OFFICER(S)

<b>Name</b>	<b>Michael Cook &amp; Emma King</b>
<b>Job Title</b>	<b>Licensing Manager &amp; Licensing Officer</b>
<b>Email/Telephone</b>	<a href="mailto:licensingsection@tendringdc.gov.uk">licensingsection@tendringdc.gov.uk</a> <b>01255 686565</b>

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Title - Mr

First Name - george

Surname - hickman

Previous Names - No

Previous Title -

Previous First Name -

Previous Surname -

Date of Birth - 09/01/1966

Place of Birth - COLCHESTER

National Insurance Number - NH 61 11 95 D

Applicant Address - The Robert Burre 183 Burrs Rd Clacton C015 4LN

Phone Number - 07702559022

Email - george.hickman2@btconnect.com

## **Agent Details - (If different from the above) – To be used by agency/solicitors.**

First Name -

Surname -

Address -

Email Address -

Telephone Number -

Premises Address - The Robert Burre 183 Burrs Rd Clacton CO15 4LN

Premises Name - THE ROBERT BURRE

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises) - Yes

Licence Number - 18/00217/PREMT

Club Certificate Number -

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below -

Nature of Premises - a licenced public house

Nature of Event - It is the landlady's birthday party and will either be held indoor or within the

grounds weather dependant. A DJ will be playing music.

Licensable Activities - The sale by retail of alcohol, The provision of regulated entertainment, The provision of late night refreshment

Regulated Entertainment - Yes

Late Refreshments - Yes

Are you giving a late application - No

Dates for the event(s) - September 14th 2024

Times for the event(s) - 8pm - 2am

Maximun number of people - 120

Where will alcohol be sold - On the Premises

Provision of relevant entertainment - 8pm - 1.30 am

Do you hold a personal licence - Yes

Issuing authority - colchester borough council

Licence number -

Date of issue -

Any relevant details -

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice - No

Number of Temporary Event Notices in last year -

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice - No

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice - No

please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year -

Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice - No

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? - No

# APPENDIX A

event notices, if any) your business colleague(s) have given for events in the same calendar year -

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice - No

Confirm Read - Yes

Full Name - george norman hickman

Date - 09/08/2024

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**From:** James Bates <[jbates@tendringdc.gov.uk](mailto:jbates@tendringdc.gov.uk)>  
**Sent:** Monday, August 12, 2024 8:59 AM  
**To:** Licensing Section <[licensingsection@tendringdc.gov.uk](mailto:licensingsection@tendringdc.gov.uk)>  
**Cc:** Katie Wesley-Smith <[kwesley-smith@tendringdc.gov.uk](mailto:kwesley-smith@tendringdc.gov.uk)>  
**Subject:** TEN - The Robert Burre, 183 Burrs Road, Clacton on Sea, Essex, CO15 4LN

Good Morning

I am emailing to confirm that Environmental Protection formally object to the following TEN:

**The Robert Burre, 183 Burrs Road, Clacton on Sea, Essex, CO15 4LN – Regulated Entertainment  
Licensing Objective – Prevention of Public Nuisance**

Environmental Protection still wish to object notably to the following timings:

**Licensable Activity: Provision of Regulated Entertainment**

**Start Date: 14.09.2024      Start Time: 20:00**  
**Finish Date: 15.09.2024      Finish Time: 02:00**

It is in the opinion of this service that a finishing time of 02:00 for regulated entertainment, potentially outdoor, has the likelihood to cause a public nuisance and affect residential properties close to the premises, especially into the early hours of the morning.

Environmental Protection have also received noise complaints over the last 2 years in relation to music/regulated entertainment at this premises (most recent relating to an event held in the pub garden on the 20<sup>th</sup> Jul 2024).

As this event is likely to undermine the licensing objective (Prevention of Public Nuisance) and the noise is likely to impact residents, Environmental Protection formally object to this Temporary Event Notice (TEN).

Kind Regards

James

James Bates  
Environmental Protection Officer  
Environmental Protection  
Tendring District Council

01255 686595  
[jbates@tendringdc.gov.uk](mailto:jbates@tendringdc.gov.uk)

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**Schedule 12  
Part A**

Regulation 33,34

**Tendring District Council  
Premises Licence**

Premises Licence Number

18/00217/PREMTR

**Part 1 – Premises Details**

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

Robert Burre  
183 Burrs Road  
Clacton-on-Sea  
Essex  
CO15 4LN

**Telephone number**

01255 688460

**Where the licence is time limited the dates**

Not Applicable

**Licensable activities authorised by the licence**

Sale of Alcohol on and off the premises  
Performance of Live Music  
Performance of Recorded Music

**Times the licence authorises the carrying out of licensable activities**

**Sale of Alcohol on and off the premises**

Monday to Thursday	11:00 - 00:00
Fridays and Saturdays	11:00 - 01:00
Sunday	11:00 - 23:00

**Performance of Live Music**

Monday to Thursday	11:00 - 00:00
Fridays and Saturdays	11:00 - 01:00
Sunday	11:00 - 23:00

**Performance of Recorded Music**

Monday to Thursday	11:00 - 00:00
Fridays and Saturdays	11:00 - 01:00
Sunday	11:00 - 23:00

## **Non Standard Timings**

### **Sale of Alcohol on and off the premises, Performance of Live Music, Performance of Recorded Music**

On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, Midnight on 31 December)

A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.

A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.

A further additional hour every Christmas Eve and Boxing day.

## **The opening hours of the premises**

Monday	11:00 - 00:30
Tuesday	11:00 - 00:30
Wednesday	11:00 - 00:30
Thursday	11:00 - 00:30
Friday	11:00 - 01:30
Saturday	11:00 - 01:30
Sunday	12:00 - 23:30

A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.

A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.

A further additional hour every Christmas Eve and Boxing day.

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

Supplies of alcohol on and off the premises

## **Part 2**

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

Punch Partnerships (PTL) Limited  
Elsley Court  
20-22 Great Titchfield Street  
London  
W1W 8BE

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

03512363

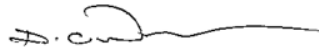
**Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Mr George Norman Hickman  
35 Moy Road  
Colchester  
Essex  
CO2 8NZ

**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** LN/000006237  
**Licensing Authority** Colchester Borough Council

for and on behalf of the Licensing Authority



**Damian Williams**

ACTING CORPORATE DIRECTOR FOR OPERATIONS AND DELIVERY

**Dated: 18 May 2021**

## 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 Door Staff  
Where people are used as door/security staff, they must be currently licensed by the Security Industry Authority or exempt under Section 4 of the Private Security Industry Act 2001.
- 4 The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
- 5 The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
- 6 (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.  
  
(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
- 7 The responsible person shall ensure that:
  - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
    - (i) beer or cider: ½ pint;
    - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - (iii) still wine in a glass: 125 ml; and
  - (b) customers are made aware of the availability of these measures.
- 8 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
  2. For the purposes of the condition set out in paragraph 1 -
    - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(a);
    - (b) "permitted price" is the price found by applying the formula -
$$P = D + (D.V)$$
where -
      - (i) P is the permitted price,
      - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
      - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
  - (ii) the designated premises supervisor (if any) in respect of such a licence, or
  - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "valued added tax" means value added tax charged in accordance with the Value Added Tax Act 1994(a).

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **Annex 2 – Conditions consistent with the Operating Schedule**

- 1 The permitted hours of sale or supply of alcohol do not prohibit
  - (a) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, Midnight on 31 December)
  - (b) Consumption of the alcohol on the premises or the taking of or sale or supply of alcohol to any person residing in the licensed premises
  - (c) The ordering of alcohol to be consumed off the premises or the despatch by the vendor of the alcohol so ordered.
  - (d) The sale of alcohol to a trader or Club for the purposes of the trade or Club.
  - (e) The sale or supply to any Canteen or Mess, being a Canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised Mess of members of her Majesty's Naval, Military or Air Forces.
  - (f) The taking of alcohol from the premises by a person residing there.
  - (g) The supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense or the consumption of alcohol by persons so supplied, or
  - (h) The supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the Licence or for the consumption of liquor so supplied if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.
- 2 Clear, legible notices shall be displayed at all exits and to the car park area requesting the public to respect the needs of local residents and to leave the premises quietly.
- 3 The outside seating areas and the play area will not be used by patrons after 23.00 hours on all days.
- 4 All external doors and windows will be kept closed [other than for access] after 23.30 hours on Mondays to Saturdays and 23.00 hours on Sundays during the performance of live and/or recorded music.
- 5 No persons arriving after 23.00 hours shall be admitted.
- 6 No unaccompanied children shall be allowed in the premises.

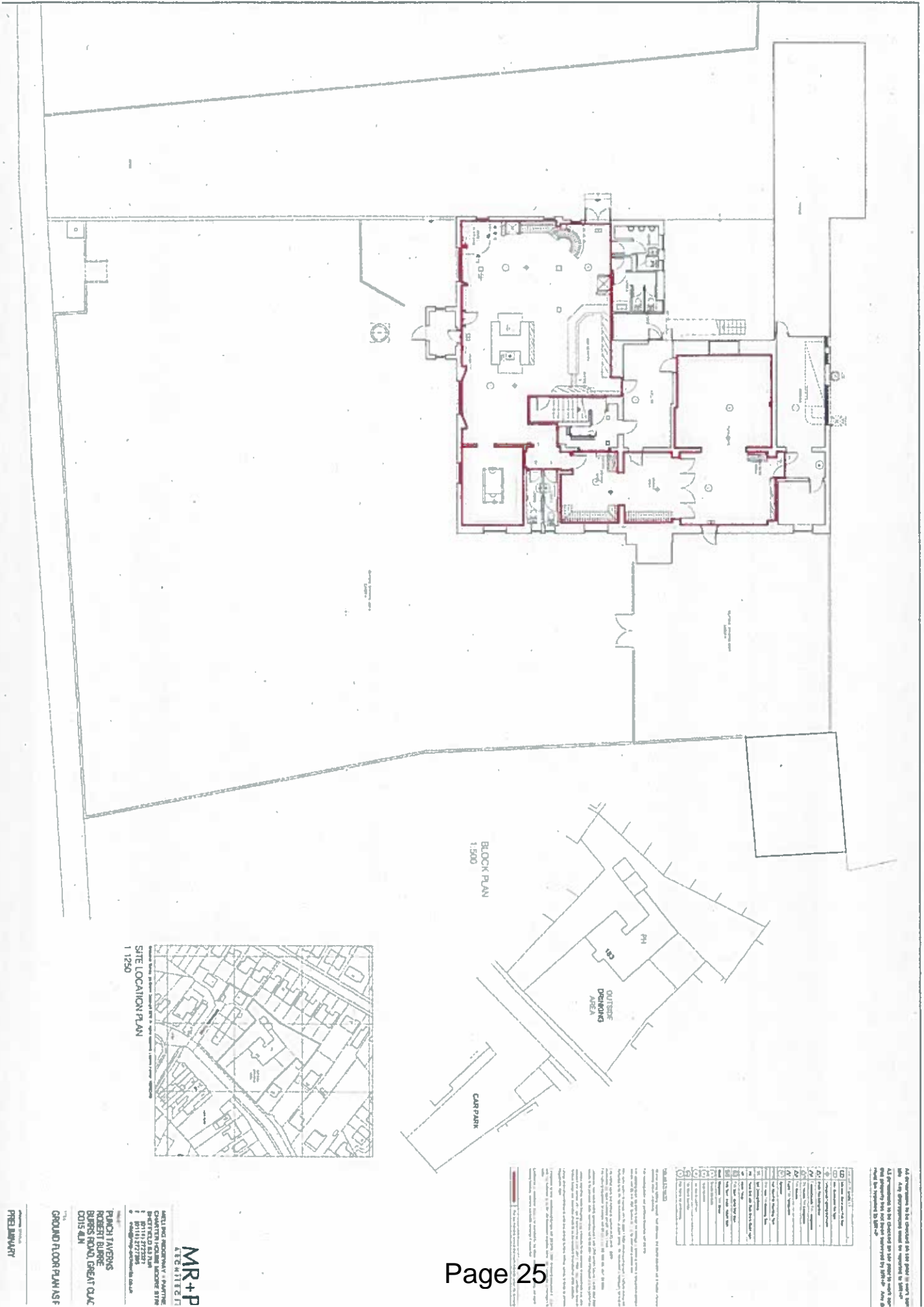
**Annex 3 – Conditions attached after a hearing by the licensing authority**

None

**Annex 4 – Plans**

Plans are attached to this Licence





All dimensions to be checked in the field. The contractor shall be responsible for ensuring that all dimensions are correct. All dimensions to be checked in the field. The contractor shall be responsible for ensuring that all dimensions are correct. All dimensions to be checked in the field. The contractor shall be responsible for ensuring that all dimensions are correct.

NO.	DESCRIPTION	DATE
1	Issue for Information	11/11/2023
2	Issue for Approval	11/11/2023
3	Issue for Construction	11/11/2023
4	Issue for Completion	11/11/2023

The drawings are to be used for the construction of the building. The contractor shall be responsible for ensuring that all dimensions are correct. All dimensions to be checked in the field. The contractor shall be responsible for ensuring that all dimensions are correct.



BLOCK PLAN  
1:500

CARPARK

OUTDOOR  
DINING  
AREA

**MR+P**  
ARCHITECTS  
PAUNCH TAVENERS  
ROBERT BURGE  
BURNS ROAD GREAT OAK  
CO15 4LN

GROUND FLOOR PLAN/5F

PRELIMINARY

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

Document is Restricted

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