

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL

LICENSING SUB-COMMITTEE – 4TH MAY 2011

Title of report	APPLICATION FOR A VARIATION OF A PREMISES LICENCE
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Purpose of report	<p>To determine an application for the variation of a premises licence in respect of premises trading as Turks Head, 1 Market Street, Castle Donington, Derbyshire, DE74 2JB. This report outlines the application and summarises the representation received. It also highlights the licensing objectives, the relevant parts of Government guidance and the pertinent sections of the Licensing Authority's Licensing Policy.</p>
Strategic aims	Strong and Safer Communities
<p>Implications:</p> <p>Financial/Staff</p> <p>Link to relevant Corporate Action Team</p> <p>Risk Management</p> <p>Equalities Impact Assessment</p> <p>Human Rights</p>	<p>Implications arising from an appeal made to the Magistrates Court by anyone aggrieved by the decision of the Sub-Committee.</p> <p>Safer CAT</p> <p>The risks of cost involved of an appeal against the decision of the Committee. In any event and in order to mitigate these risks, the Committee should give clear reasons for its decisions and any such reasons would need to be substantiated in Court.</p> <p>Not applicable</p> <p>See the body of the report.</p>
Transformational	N/A

Government	
Consultees	Leicestershire Constabulary, Leicestershire Fire and Rescue Service, Trading Standards, Health and Safety, Environmental Protection, Planning and members of the public/local businesses by way of notice at the premises and a newspaper circulating in the vicinity.
Background papers	Guidance issued under Section 182 of the Licensing Act 2003 - available for reference at www.culture.gov.uk and Statement of Licensing Policy -available for reference at www.nwleics.gov.uk/licensing
Recommendations	THAT THE SUB-COMMITTEE DETERMINE THE APPLICATION.

1. Background

- 1.1 The premises currently operate as a public house under the authorisation of a premises licence initially granted on 22nd November 2005. The premises licence permits the sale of alcohol, playing of recorded music (indoors) and late night refreshment (indoors). A copy of the premises licence is attached as Appendix 1.
- 1.2 The current premises licence holder is John Clowsley who has held the premises licence since 18th February 2011 but has been running the premises as a manager under Enterprise Inns Limited for two years.
- 1.3 An application to vary the premises licence was received on 22nd March 2011 from John Clowsley. A copy of the application is attached as Appendix 2.
- 1.4 The variation application requests that the following existing activities also be allowed to take place indoors and outdoors during the hours specified:

Supply of alcohol, late night refreshment, indoor sporting events, live music, recorded music, performances of dance, anything of a similar description to live music, recorded music and performance of dance, provision of facilities for making music, provision of facilities for dancing and provision of facilities for entertainment of a similar description to making music or dancing.

Monday to Sunday – 10am to 2am

- 1.5 The applicant has also requested to remove the following conditions from the premises licence:
- No entry or re-entry of the premises by patrons after 23:00hrs.
 - All fire fighting equipment shall be serviced annually by recognised fire engineers.
 - Kitchen extractor filters will be cleaned a minimum of once per week to minimise the impact of cooking smells.

1.7 The applicant has specified the following steps in the operating schedule that he will take in order to promote the licensing objectives:

- Maintain strict control of all premises with regular checks of the toilets.
- CCTV shall be installed and maintained at the premises.
- Display signs to prevent public nuisance.

2.0 Representations

2.1 In respect of a variation application, the applicant is responsible for advertising the application by way of a notice in the specified form at the premises for not less than 28 consecutive days and in a local newspaper. The applicant placed notice on 1st April 2011 in the Loughborough Echo and officers are satisfied that the correct notices have been displayed at the premises.

2.2 The applicant is also required to serve a copy of their application on each of the responsible authorities, namely, the Police and Fire authorities, Trading Standards Department and the District Councils Health and Safety, Environmental Protection and Planning Sections.

2.3 A representation has been received from Leicestershire Constabulary on the grounds of crime and disorder, public safety and public nuisance. A copy of the representation is attached as Appendix 3.

2.4 There have been no representations from any of the remaining responsible authorities.

2.5 Interested parties in the vicinity of the premises are able to make representations within 28 days of the application to the Licensing Authority.

2.6 A representation has been received from Castle Donington Parish Council, a body representing persons who live in the vicinity of the premises, on the grounds of public nuisance, public safety and prevention of crime and disorder. A copy of the representation is attached as Appendix 4.

3.0 Statutory Guidance

3.1 In making its decision, the Sub-Committee is obliged to have regard to Guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003. All Licensing Committee members have been provided with a full copy of the guidance document. Officers consider that paragraphs 2.1 to 2.16, 2.19 to 2.40 may have a bearing upon the application.

4.0 Statement of Licensing Policy

4.1 The Sub-Committee is also obliged to have regard to its own Statement of Licensing Policy. Officers consider that paragraphs 2.3 to 2.4, 7.1 to 7.2, 8.1 to 8.4 and 9.1 to 9.3 may have a bearing upon the application.

5.0 Observations

- 5.1 The Committee is obliged to determine this application with a view to promoting the licensing objectives, which are:
- the prevention of crime and disorder;
 - public safety;
 - the prevention of public nuisance;
 - the protection of children from harm.
- 5.2 The Committee must take any of the following steps it considers necessary for the promotion of the licensing objectives:
- a) Grant the application as requested.
 - b) Modify the conditions of the licence, by altering or omitting or adding to them.
 - c) Reject the whole or part of the application.
- 5.3 There is a right of appeal to the Magistrates Court against the decision of the Sub-Committee by the applicant and persons who made relevant representations.



NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL

Premises licence number

NWL20262

Part 1 – Premises details

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

The Turks Head, 1 Market Place, Castle Donington,

Post town Derbyshire

Post code DE74 2JB

Telephone number 01332 814528

Where the licence is time limited the dates

Licensable activities authorised by the licence

1. Sale by retail of alcohol for consumption on and off the premises
2. Live music (indoors)
3. Recorded Music (indoors)
4. Performance of Dance (indoors)
5. Anything of a similar description to that falling within 2, 3 and 4 (indoors)
6. Provision of facilities for making music (indoors)
7. Provision of facilities for dancing (indoors)
8. Provision of facilities for entertainment of a similar description to that falling within 6 or 7 (indoors).
9. Late night refreshment (indoors)

The time the licence authorises the carrying out of licensable activities

Sale by retail of alcohol for consumption on and off the premises:

Monday to Sunday 10:00hrs to 00:00hrs

Bank Holiday Saturday, Xmas Eve & Boxing Day 10:00hrs to 01:30hrs

Live music (indoors):

No time restrictions in relation to entertainment which is not public but promoted for private gain.

Recorded music (indoors):

Monday to Sunday 19:00hrs to 00:00hrs

From the start of permitted hours on New Years Eve until the end of permitted hours on New

Years Day

No time restrictions in relation to entertainment which is not public but promoted for private gain.

Performance of dance (indoors):

No time restrictions in relation to entertainment which is not public but promoted for private gain.

Anything of a similar description (indoors):

No time restrictions in relation to entertainment which is not public but promoted for private gain.

Provision of facilities for making music (indoors):

No time restrictions in relation to entertainment which is not public but promoted for private gain.

Provision of facilities for dancing (indoors):

No time restrictions in relation to entertainment which is not public but promoted for private gain.

Provision of facilities for similar (indoors):

No time restrictions in relation to entertainment which is not public but promoted for private gain.

Late night refreshment (indoors):

Monday to Saturday, other than Good Friday or Christmas Day, 23:00hrs to 23:30hrs.

On New Years Eve from the end of permitted hours to the start of the permitted hours on the following day (or, if there are no permitted hours on the following day, 00.30hrs on the 1st January).

The opening hours of the premises:

Monday to Sunday 10:00hrs to 00:45hrs

Bank Holiday Saturday, Xmas Eve & Boxing Day 10:00hrs to 02:00hrs

From the start of permitted hours on New Years Eve until the end of permitted hours on New Years Day

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

Sale by retail of alcohol for consumption on and off the premises

Part 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

John Clowsley
Turks Head
1 Market Street
Castle Donington
Derbys
DE74 2JB

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

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

John Clowsley
Turks Head
1 Market Street
Castle Donington
Derbys
DE74 2JB

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 of Designated Premises Supervisor: NWL10788

Issuing Authority: North West Leicestershire District Council

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 must be made or authorised by a person who holds a personal licence.
3. The permitted hours stated above for the sale of alcohol do not prohibit:
 - a) Consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
 - b) The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
 - c) The sale of alcohol to a trader or club for the purposes of the trade or club;
 - d) The sale or supply of alcohol 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;
 - e) The taking of alcohol from the premises by a person residing there; or
 - f) 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
 - g) 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 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.
4. Dancing music or any other entertainment of the like kind which is not a public entertainment but is promoted for private gain (Section 2 of the Private Places of Entertainment (Licensing) Act 1967) may be provided without time restrictions.

Mandatory conditions coming into force from 6th April 2010:

1. (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the

- period in which the responsible person is authorised to sell or supply alcohol), or
- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
- (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—
- (i) the outcome of a race, competition or other event or process, or
- (ii) the likelihood of anything occurring or not occurring;
- (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
2. 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).
3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

Mandatory conditions coming into force from 1st October 2010:

1. (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.
2. 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.

Annex 2 – Conditions consistent with the operating schedule

1. Every member of staff shall receive instruction and training in respect of the Licensing Act 2003, drug awareness and fire evacuation procedures.
2. No entry or re-entry of the premises by patrons after 23:00hrs.
3. The licensee or designated premises supervisor shall be a member of the local "Pubwatch" scheme so long as such scheme exists.
4. All fire fighting equipment shall be serviced annually by recognised fire engineers.
5. Recorded music volume shall be reduced to background levels during the wind down period.
6. Prominent, clear notices shall be displayed requesting customers to respect the needs of local residents and leave the premises and area quietly.
7. Kitchen extractor filters will be cleaned a minimum of once per week to minimise the impact of cooking smells.
8. The licensee shall introduce and operate a policy requiring the production of photographic proof of age for any sale that takes place where there is a suspicion that the customer is under 18 years of age.

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

1. Recorded music shall end at midnight except on New Years Eve and New Years Day when the converted hours will apply.
2. All windows and doors shall be kept closed after 23:00hrs except for access and egress or in emergencies.

Annex 4 - Plans



SCHEDULE 4

Regulation 12

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... JOHN CLOWSLEY 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
(insert name of club)

Premises licence number

NWL20262

Part 1 – Premises details

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

1 Market street Castle Donington

Post town

Castle Donington

Post code (in known)

DE74 2JB

Telephone number at premises (if any)

07834515 387

Non-domestic rateable value of premises

£

Part 2 – Applicant details

Daytime contact telephone number

As Above

E-mail address (optional)

TheWorkshed@Virginmedia.com

Current postal address if different from premises address

1 Market

Post town

Post code

Part 3 – Variation

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

Please tick ✓ YES

If not when do you want the variation to take effect from

Day	Month	Year

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

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

TO ADD ENTERTAINMENT AND EXTENDING ALCOHOL SELLING TIMES.

Part 4 – Club Operating Schedule

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

Please tick ✓ YES

Provision of regulated entertainment:

- (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 entertainments (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)

<input checked="" type="checkbox"/>	<i>Don't know</i>
<input checked="" type="checkbox"/>	<i>Don't know</i>
<input checked="" type="checkbox"/>	
<input type="checkbox"/>	
<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/>	

Provision of entertainment facilities for:

- (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 (j) or (k) (if ticking yes, fill in box K)

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>

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

<input checked="" type="checkbox"/>

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

<input type="checkbox"/>

In all cases complete boxes N, O and P

A

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

B

Films Standard days and timings (please read guidance note 1)			Will the exhibition of films take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	1000	0200			
Tue	1000	0200			
Wed	1000	0200	State any seasonal variations for exhibition of film (please read guidance note 4)		
Thur	1000	0200			
Fri	1000	0200	Non standard timings. Where you intend to use the premises for the exhibition of film at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	1000	0200			
Sun	1000	0200			

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details here (please read guidance note 3) <i>live football, Boxing, Cricket etc on tv.</i>		
Day	Start	Finish			
Mon	1000	0200			
Tue	1000	0200	State any seasonal variations for indoor sporting events (please read guidance note 4) <i>CHRISTMAS</i>		
Wed	1000	0200			
Thur	1000	0200	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 (please read guidance note 5)		
Fri	1000	0200			
Sat	1000	0200			
Sun	1000	0200			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 1)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)		Indoors	
					Outdoors	
				Both		
Please give further details here (please read guidance note 3)						
Day	Start	Finish				
Mon						
Tue						
Wed			State any seasonal variations for boxing and wrestling entertainment (please read guidance note 4)			
Thur						
Fri			Non standard timings. Where you intend to use the premises for the boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)			
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	
					Outdoors	
				Both		<input checked="" type="checkbox"/>
Please give further details here (please read guidance note 3)						
Day	Start	Finish				
Mon	1000	0200				
Tue	1000	0200				
Wed	1000	0200	State any seasonal variations for the performance of live music (please read guidance note 4)			
Thur	1000	0200				
Fri	1000	0200	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)			
Sat	1000	0200				
Sun	1000	0200				

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	
				Outdoors	
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	1000	0200	Party in Car park		
Tue	1000	0200			
Wed	1000	0200			
			State any seasonal variations for playing recorded music (please read guidance note 4)		
Thur	1000	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	1000	0200			
Sat	1000	0200			
Sun	1000	0200			

G

Performance of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	1000	0200			
Tue	1000	0200			
Wed	1000	0200			
			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur	1000	0200	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	1000	0200			
Sat	1000	0200			
Sun	1000	0200			

H

Anything of a similar description to that falling within (e), (f), or (g)			Please give a description of the type of entertainment that you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	<input checked="" type="checkbox"/>
Please give further details here (please read guidance note 3)					
Mon	1000	0200			
Tue	1000	0200			
Wed	1000	0200	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Thur	1000	0200			
Fri	1000	0200	Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times from those listed in the column on the left, please list (please read guidance note 5)		
Sat	1000	0200			
Sun	1000	0200			

I

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the type of facilities for making music that you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	<input checked="" type="checkbox"/>
Please give further details here (please read guidance note 3)					
Mon	1000	0200			
Tue	1000	0200			
Wed	1000	0200	State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Thur	1000	0200			
Fri	1000	0200	Non standard timings. Where you intend to use the premises for the provision of facilities for making music at different times from those listed in the column on the left, please list (please read guidance note 5)		
Sat	1000	0200			
Sun	1000	0200			

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Please give a description of the type of facilities for dancing that you will be providing		
Day	Start	Finish	Will the facilities for dancing be place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	<input checked="" type="checkbox"/>
Please give further details here (please read guidance note 3)					
Mon	1000	0200			
Tue	1000	0200			
Wed	1000	0200	State any seasonal variations for the provision of dancing facilities (please read guidance note 4)		
Thur	1000	0200			
Fri	1000	0200	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times from those listed in the column on the left, please list (please read guidance note 5)		
Sat	1000	0200			
Sun	1000	0200			

K

Provision of facilities for entertainment of a similar description to that falling within J or K Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	<input checked="" type="checkbox"/>
Please give further details here (please read guidance note 3)					
Mon	1000	0200			
Tue	1000	0200			
Wed	1000	0200	State any seasonal variations for the provision of facilities for Entertainment of a similar description to that falling within J or K (please read guidance note 4)		
Thur	1000	0200			
Fri	1000	0200	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 J or K at different times from those listed in the column on the left. please list (please read guidance note 5)		
Sat	1000	0200			
Sun	1000	0200			

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	
				Outdoors	
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	18:00	02:00			
Tue	18:00	02:00			
Wed	18:00	02:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	18:00	02:00			
Fri	18:00 18:00	02:00 02:00	Non standard timings. Where you intend to use the premises for the provision of late night entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	18:00	02:00			
Sun	18:00	02:00			

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption please tick box ✓ (please read guidance note 7)	On	
				Off	
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	18:00	02:00			
Tue	18:00	02:00			
Wed	18:00	02:00	State any seasonal variations for the supply of alcohol (please read guidance note 4) <i>NEW YEARS EVE 36 HRS</i>		
Thur	18:00	02:00			
Fri	18:00	02:00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	18:00	02:00			
Sun	18:00	02:00			

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)

Possible Adult themed nights

O

Hours club premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variation (please read guidance note 4) Non standard timings. Where you intend to use 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)
Day	Start	Finish	
Mon	1000	0800	
Tue	1000	0300	
Wed	1000	0300	
Thur	1000	0300	
Fri	1000	0300	
Sat	1000	0300	
Sun	1000	0300	

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.

ANNEX 2
CONDITION 2
CONDITION 4
CONDITION 7

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

Awaiting new licence to arrive.

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

*Maintain strict control of all parts of premises
Regular checks on tickets etc
CCTV*

(c) Public safety

(d) The prevention of public nuisance

Display signs where necessary to prevent

(e) The protection of children from harm

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 OF 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 authorising agent. (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature *[Handwritten Signature]*

Date

Capacity *Landlord/Tenant*

Where the premises licence is jointly held signature of second applicant (the current premises licence holder) or second 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)	

Notes for guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act.

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off supplies you must include a description of where the place and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day ie Christmas Eve.
6. Please give timings in 24 hour clock (eg 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



Leicestershire
Constabulary

Leicestershire Constabulary

Licensing Act 2003 - Representation in respect of Premises Licence

Details of person or body making representation	
Your Name:	Ps567 Sean Moore
Your Address:	Licensing Department, Mansfield House, 74 Belgrave Gate, Leicester LE1 3GG

Details of premises representation is about	
Name of Premises:	Turks Head
Address of premises:	1 Market Street Castle Donington Derby DE74 2JB
Application No. (if known)	

Please tick one or more of the licensing objectives that your representation relates to:	
Prevention of crime and disorder	<input checked="" type="checkbox"/>
Public Safety	<input checked="" type="checkbox"/>
Prevention of public nuisance	<input checked="" type="checkbox"/>
Protection of children from harm	<input type="checkbox"/>

Please summarise your concerns about this application:
<p>The police would not support any alteration to the existing licensing hours.</p> <p>The police have received a number of calls and intelligence stating illegal drugs are being used and sold on the premise during hours of business.</p> <p>The police have received calls from local residents regarding the excessive noise emanating from the premise during hours of business.</p>

EMMA MCHUGH

From: Clerk [clerk@cdpc.org.uk]
Sent: 18 March 2011 14:37
To: EMMA MCHUGH
Subject: Chnage of premises licence for Turks Head

Importance: High

The Parish Council would object to the extension to 3am:

Drinking should not extend past midnight and 11.30pm due to the increase in noise, nuisance, antisocial behaviour and the close proximity of residential properties.

The Parish Council would object on the grounds of an extension in a residential and rural area is likely to increase the issues with crime and disorder, particularly as after midnight the street lights within the village go on to part night lights. This is also a safety issue when people are walking home after midnight due to the lack of street lighting in various parts of the village.

The close proximity of residential properties and local hotels and guesthouses who will have residents wishing not to be disturbed at such late hours. If an extension to 3am were allowed it could potentially cause a nuisance to these members of the public.

Regards

Fiona Palmer
Clerk to Castle Donington Parish Council
The Parish rooms
Hillside
Castle Donington
DE74 2NH

Tel: 01332-810432

PS Please can you acknowlegde receipt of this email.

