

# Agenda

## Licensing Sub-Committee

Date: **Thursday 17 August 2023**

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Time: **1.30 pm**

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Place: **Online Meeting/Herefordshire Council Offices**

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Notes: Please note the time, date and venue of the meeting. Please access the following link for the webcast of the meeting: [Licensing Sub-Committee - Thursday 17 August 2023 1.30 p.m.](#)

For any further information please contact:

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If you would like help to understand this document, or would like it in another format, please call Matthew Evans on 01432383690 or e-mail [matthew.evans@herefordshire.gov.uk](mailto:matthew.evans@herefordshire.gov.uk) in advance of the meeting.

# **Agenda for the meeting of the Licensing Sub-Committee**

## **Membership**

**Chairperson**            **Councillor Polly Andrews**  
**Councillor Clare Davies**  
**Councillor Stef Simmons**

## Agenda

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<b>PUBLIC INFORMATION</b>	
<b>THE NOLAN PRINCIPLES</b>	
<b>1. APOLOGIES FOR ABSENCE</b>	
To receive apologies for absence.	
<b>2. NAMED SUBSTITUTES (IF ANY)</b>	
To receive any details of Members nominated to attend the meeting in place of a Member of the committee.	
<b>3. DECLARATIONS OF INTEREST</b>	
To receive declarations of interests in respect of items on the agenda.	
<b>4. APPLICATION FOR A VARIATION OF A PREMISES LICENCE IN RESPECT OF RADFORD'S SPORTS BAR, HEREFORD FC, EDGAR STREET, HEREFORD. HR4 9JU - LICENSING ACT 2003</b>	11 - 52
To consider an application for a variation for a premises licence in respect of Radford's Sports Bar, Hereford FC, Edgar Street, Hereford. HR4 9JU under the Licensing Act 2003.	
<b>5. APPLICATION FOR A VARIATION OF A PREMISES LICENCE IN RESPECT OF THE VENUE, 1 GAOL STREET, HEREFORD, HR1 2HU - LICENSING ACT 2003</b>	53 - 92
To consider an application for a variation for a premises licence in respect of The Venue, 1 Gaol Street, Hereford. HR1 2HU under the Licensing Act 2003.	



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## **YOU HAVE A RIGHT TO: -**

- Attend all Council, Cabinet, Committee and Sub-Committee meetings unless the business to be transacted would disclose 'confidential' or 'exempt' information.
- Inspect agenda and public reports at least five clear days before the date of the meeting.
- Inspect minutes of the Council and all Committees and Sub-Committees and written statements of decisions taken by the Cabinet or individual Cabinet Members for up to six years following a meeting.
- Inspect background papers used in the preparation of public reports for a period of up to four years from the date of the meeting. (A list of the background papers to a report is given at the end of each report). A background paper is a document on which the officer has relied in writing the report and which otherwise is not available to the public.
- Access to a public Register stating the names, addresses and wards of all Councillors with details of the membership of Cabinet and of all Committees and Sub-Committees.
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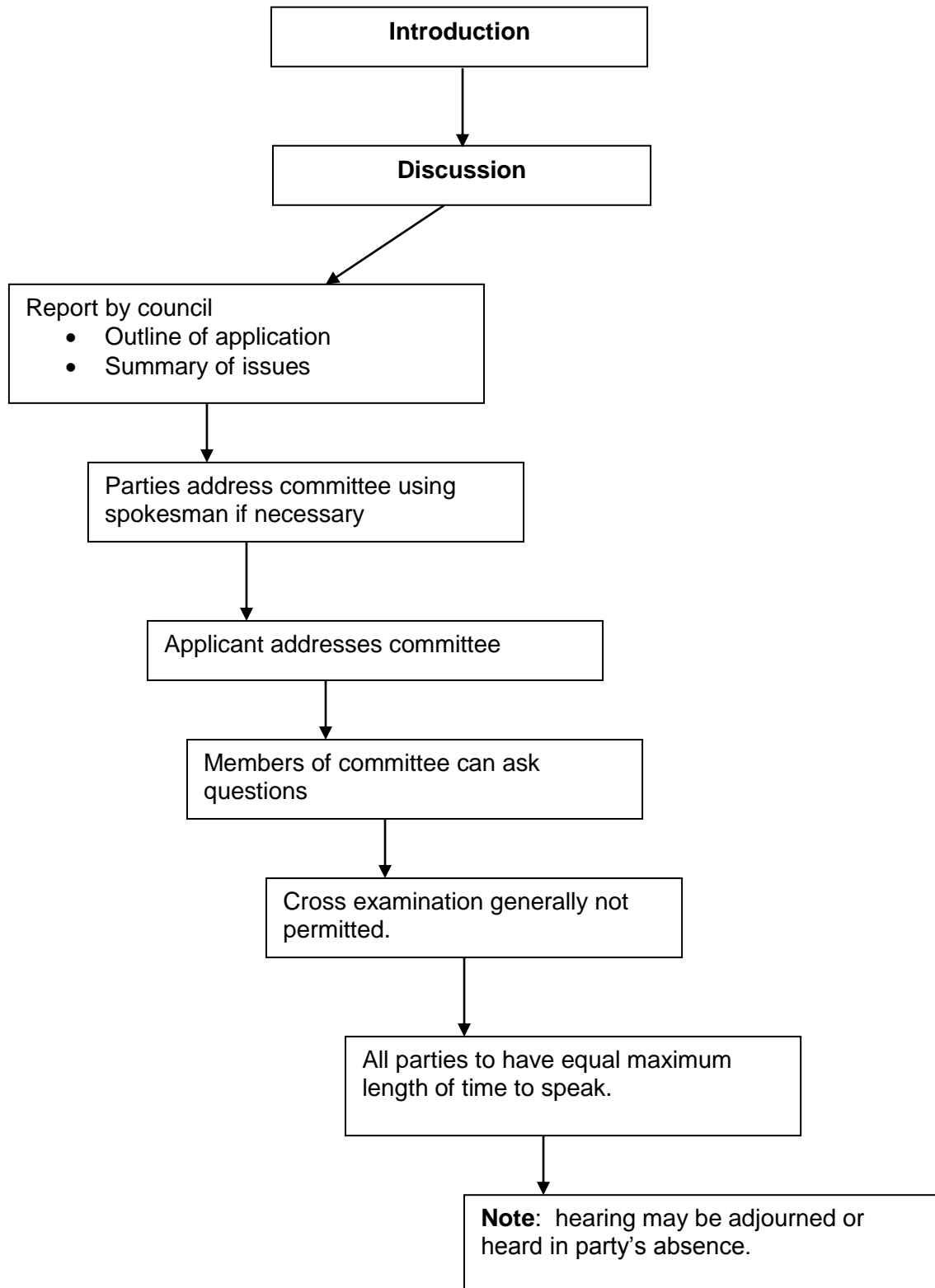
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## Licensing Hearing Flowchart







**The Seven Principles of Public Life  
(Nolan Principles)**

**1. Selflessness**

Holders of public office should act solely in terms of the public interest.

**2. Integrity**

Holders of public office must avoid placing themselves under any obligation to people or organisations that might try inappropriately to influence them in their work. They should not act or take decisions in order to gain financial or other material benefits for themselves, their family, or their friends. They must declare and resolve any interests and relationships.

**3. Objectivity**

Holders of public office must act and take decisions impartially, fairly and on merit, using the best evidence and without discrimination or bias.

**4. Accountability**

Holders of public office are accountable to the public for their decisions and actions and must submit themselves to the scrutiny necessary to ensure this.

**5. Openness**

Holders of public office should act and take decisions in an open and transparent manner. Information should not be withheld from the public unless there are clear and lawful reasons for so doing.

**6. Honesty**

Holders of public office should be truthful.

**7. Leadership**

Holders of public office should exhibit these principles in their own behaviour. They should actively promote and robustly support the principles and be willing to challenge poor behaviour wherever it occurs.





**Title of report:** Application for a variation of a premises licence in respect of Radfords Sports Bar, Hereford FC, Edgar Street, Hereford. HR4 9JU – Licensing Act 2003.

**Meeting:** Licensing sub-committee

**Meeting date:** Thursday 17 August 2023 at 13:30hrs

**Report by:** Senior Licensing Technical Officer

**Classification**

Open

**Decision type**

This is not an executive decision

## **Wards affected**

Hereford - Widemarsh

## **Purpose**

To consider an application for a variation for a premises licence in respect of Radfords Sports Bar, Hereford FC, Edgar Street, Hereford. HR4 9JU under the Licensing Act 2003

## **Recommendation(s)**

That:

The sub committee determine the application with a view to promoting the licensing objectives in the overall interests of the local community. They should give appropriate weight to:

- a) The steps that are appropriate to promote the licensing objectives,
- b) The representations (including supporting information) presented by all parties,
- c) The guidance issued to local authorities under Section 182 of the Licensing Act 2003, and
- d) The Herefordshire Council Statement of Licensing Policy 2020 – 2025.

## **Reasons for Recommendations**

Ensures compliance with the Licensing Act 2003

## **Alternative options**

1. There are a number of options open to the sub-committee:
  - a) Grant the licence subject to conditions that are consistent with the operating schedule accompanying the application and the mandatory conditions set out in the Licensing Act 2003,
  - b) Grant the licence subject to modified conditions to that of the operating schedule where the sub-committee considers it appropriate for the promotion of the licensing objectives and add mandatory conditions set out in the Licensing Act 2003,
  - c) To exclude from the scope of the licence any of the licensable activities to which the application relates
  - d) To refuse to specify a person in the licence as the premise supervisor, or
  - e) To refuse the application

## Key considerations

### Licence Application

2. The application for the variation of a premises licence has received relevant representation and is therefore brought before the sub-committee for determination.
3. Herefordshire Council's Statement of Licensing Policy 2020 to 2025 states "All representations must be 'relevant', for example they must be about the likely effect of the grant of the application". This followed paragraph 8.57 in the s182 Guidance which uses the same wording.
4. The details of the application are:

Applicant	Hereford FC Ltd	
Agent	Not applicable at time of publishing	
Type of application: Variation	Date received: 23 June 2023  28 day consultation started: 24 June 2023	28 Days consultation ended:  21 July 2023

### Summary of Application

5. The application (appendix 1) requests the variation of a premises licence to allow the following licensable activities, during the hours shown, as follows:

To add to the licence the outside area of Radfords (car park) therefore not requiring the need to submit Temporary Event Notices (TEN's) for the fanzone events (will cease to be in use after 23:00hrs daily for licensable activities).

Change of plans (to include the outside area and layout change)

Re-word conditions to bring them up to date

Remove Plays off the licence

Change the licensable timings to;

#### Live Music

Sunday – Thursday 11:00 – 01:00, Friday – Saturday 11:00 – 02:00,

#### Recorded Music, Sale/Supply of Alcohol,

Sunday – Thursday 11:00 – 01:00,  
Friday – Saturday 11:00 – 02:00

#### **Current Licence**

A copy of the current licence is attached at Appendix 2. It authorises

### Plays,

Monday – Sunday 11:00 – 24:00

### Live Music

Monday – Thursday 12:00 – 01:00, Friday – Saturday 12:00 – 02:00,  
Sunday 11:00 – 01:00

### Recorded Music, Sale/Supply of Alcohol,

Sunday – Thursday 11:00 – 01:00,  
Friday – Saturday 11:00 – 02:00

### Late Night Refreshment

Sunday – Thursday 23:00 – 01:00, Friday – Saturday 23:00 – 02:00

*NB: Under the Live Music Act 2012 (as amended), an alcohol licenced premises can have live and/or recorded music from 08:00 – 23:00 for up to 500 people, without the need for these activities to be on a premises licence.*

## **Summary of Representations**

6. One (1) representation has been received from one of the responsible authorities – Environmental Health and can be found at Appendix 3. The set of conditions proposed has been accepted by the applicant.
7. One (1) relevant representation has been received from a member of the public that the licensing authority have accepted as being relevant and can be found at Appendix 4.

## **Premises History**

8. The premises was first licenced in August 2015
9. Since first being licenced, the licensing authority has received five (5) applications to vary the designated premises supervisor (DPS), which have all been granted, with the latest one being granted on 16 January 2023.
10. On 17 September 2018 a minor variation application was accepted by the licensing authority to amend the opening hours with no change to licensable activities. The application was granted as applied for on 2 October 2018
11. In 2023 (to date), there have been five (5) temporary event notices (TENs) submitted and accepted by the licensing authority for use of the outside area (car park) of Radfords Sports Bar (to which the application at appendix 1 is in relation to).

## **Community impact**

12. Any decision may have an impact on the local community.

## **Environmental Impact**

13. This report is in relation to a premises license under the Licensing Act 2003 and as such there are minimal environmental impacts for the council, as licensing authority.

## **Equality duty**

14. Under section 149 of the Equality Act 2010, the 'general duty' on public authorities is set out as follows:

A public authority must, in the exercise of its functions, have due regard to the need to –

- a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;
  - b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;
  - c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.
15. There are no equality issues in relation to the content of this report.
16. This report has human rights implications for both the premises licence holder and the residents from the local neighbourhood. Any of the steps outlined in section 1 of this report may have financial implications for a licensee's business and livelihood and/or may have impact upon the day to day lives of residents living in close proximity to the premises.
17. Article 8(i) of the European Convention of Human Rights provides that everyone has the right to respect for his/her private and family life and his/her home (which includes business premises). This right may be interfered with by the council on a number of grounds including the protection of rights and freedoms of others. The First Protocol – Article 1 – also provides that every person is entitled to the peaceful enjoyment of his possessions and shall not be deprived of his possessions except in the public interest and conditions provided for by law. Members must accordingly make a decision which is proportionate to the hearing and endeavour to find a balance between the rights of the applicant, residents and the community as a whole.

## **Resource implications**

18. This report is in relation to a premises license under the Licensing Act 2003 and as such there are minimal resource implications for the council, as Licensing Authority.

## **Financial implications**

19. There are unlikely to be any financial implications for the council, as Licensing Authority at this time.

## Legal implications

20. As relevant representations have been received, the sub committee must determine the application under Section 3.5.7 (c) of the Herefordshire Council constitution. The representations must relate to the licensing objectives and the sub committee must determine the likely effect of the grant of the premises licences on the promotion of the licensing objectives.
21. The Licensing Authority must have regard to the promotion of the four licensing objectives namely; the prevention of crime and disorder; public safety; the prevention of public nuisance; and the protection of children from harm in exercising its functions under the Licensing Act 2003. Further regard should be had to the statutory guidance under Section 182 of the Act and the Council's own statement of licensing policy. The options available to the Licensing Authority are set out in section 1 of this report.
22. The sub committee should be aware of a number of stated cases which have appeared before the Administrative Court and are binding on the Licensing Authority.
23. The case of Daniel Thwaites Plc v Wirral Borough Magistrates' Court (Case No: CO/5533/2006) at the High Court of Justice Queen's Bench Division Administrative Court on 6 May 2008, [2008] EWHC 838 (Admin), 2008 WL 1968943, Before the Honourable Mrs Justice Black. In this case it was summed up that: -
24. A Licensing Authority must have regard to guidance issued by the Secretary of State under section 182. Licensing authorities may depart from it if they have reason to do so but will need to give full reasons for their actions.
25. Furthermore the Thwaites case established that only conditions should be attached to a licence with a view to promoting the Licensing objectives and that 'real evidence' must be presented to support the reason for imposing these conditions.
26. This judgment is further supported in the case of The Queen on the Application of Bristol Council v Bristol Magistrates' Court, CO/6920/2008 High Court of Justice Queen's Bench Division The Administrative Court, 24 February 2009, [2009] EWHC 625 (Admin) 2009 WL 648859 in which it was said:  
  
*'Licensing authorities should only impose conditions which are necessary and proportionate for the promotion for licensing objectives'.*
27. In addition to this it was stated that any condition attached to the licence should be an enforceable condition.

## Right of Appeal

28. Schedule 5 Part 1 of the Licensing Act 2003 gives a right of appeal which states:  
Variation of licence under section 35.
  - (1) This paragraph applies where an application to vary a premises licence is (in whole or in part) under section 35.
  - (2) The applicant may appeal against any decision to modify the conditions of the licence under subsection (4)(a) of that section. —
  - (3) Where a person who made relevant representations in relation to the application desires to contend—
    - (a) that any variation made ought not to have been made, or



- (b) that, when varying the licence, the licensing authority ought not to have modified the conditions of the licence, or ought to have modified them in a different way, under subsection (4)(a) of that section he may appeal against the decision
- (4) In sub-paragraph (3) “relevant representations” has the meaning given in section 35(5).

29. Appeals should be made to the Magistrates Court and must be made within 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against

## **Risk management**

30. There is little risk associated with the decision at this time as the legislation allows a right of appeal to the Magistrates Court within a period of 21 days of being notified of the decision in writing.

## **Consultees**

31. All responsible authorities and members of the public living within Herefordshire.

## **Appendices**

Appendix 1 – Application Form  
Appendix 2 – Current Premises Licence  
Appendix 3 – Environmental Health Representation  
Appendix 4 – Public Representation

## **Background papers**

None Identified

**Please include a glossary of terms, abbreviations and acronyms used in this report.**

**DPS: Designated Premises Supervisor**  
**TENs: Temporary Event Notices**



**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 ..... Hereford FC

*(Insert name(s) of applicant)*

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

<b>Premises licence number</b> PR01684
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**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description			
Radfords Sports Bar Hereford FC Edgar Street			
Post town	Hereford	Postcode	HR4 9JU

Telephone number at premises (if any)	01432 268257
Non-domestic rateable value of premises	£28,700

**Part 2 – Applicant details**

Daytime contact telephone number	01432 268257		
E-mail address (optional)	adelahaye@herefordfc.co.uk		
Current postal address if different from premises address			
Post town		Postcode	

### Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?  Yes  No

If not, from what date do you want the variation to take effect? DD MM YYYY  

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

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)  Yes  No

**Please describe briefly the nature of the proposed variation** (Please see guidance note 2)

Following a meeting/site visit with Herefordshire Council and the police, we propose the following

To add to the licence the outside area of Radfords (car park) therefore not requiring the need to submit TEN for the fanzone

Change of plans (to include the outside area and layout change)

Re-word conditions to bring them up to date

Remove Plays off the licence

Change the licensable timings

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

--

## Part 4 Operating Schedule

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

- | <b>Provision of regulated entertainment (Please see guidance note 3)</b>                                    | <b>Please tick all that apply</b>   |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A)  | <input type="checkbox"/>            |
| b) films (if ticking yes, fill in box B)  | <input type="checkbox"/>            |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/>            |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)   | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)   | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G)  | <input type="checkbox"/>            |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/>            |

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

**Supply of alcohol** (if ticking yes, fill in box J)

**In all cases complete boxes K, L and M**

A

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)	
Day	Start	Finish		
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)	
Tue				
Wed				
Thur				<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Fri				
Sat				
Sun				



D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

## E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day				Outdoors	<input type="checkbox"/>
Start	Finish			Both	<input checked="" type="checkbox"/>
Mon	11:00	01:00	<u>Please give further details here</u> (please read guidance note 5)  Music outside will stop at 23:00		
Tue	11:00	01:00			
Wed	11:00	01:00	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Thur	11:00	01:00			
Fri	11:00	02:00	<u>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</u> (please read guidance note 7)		
Sat	11:00	02:00			
Sun	11:00	01:00			

F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	11:00	01:00	<u>Please give further details here</u> (please read guidance note 5)  Music outside will stop at 23:00		
Tue	11:00	01:00			
Wed	11:00	01:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur	11:00	01:00			
Fri	11:00	02:00	<u>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</u> (please read guidance note 7)		
Sat	11:00	02:00			
Sun	11:00	01:00			

G

Performances of dance Standard days and timings (please read guidance note 8)			Indoors <input type="checkbox"/>	Outdoors <input type="checkbox"/>	Both <input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)		
Tue			<b><u>Please give further details here</u></b> (please read guidance note 5)		
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 6)		
Thur			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Fri					
Sat					
Sun					

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 5)		
Wed			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 6)		
Thur			<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Fri					
Sat					
Sun					

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 8)			<b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Mon	23:00	01:00	<b><u>Please give further details here</u></b> (please read guidance note 5)		
Tue	23:00	01:00			
Wed	23:00	01:00	<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 6)		
Thur	23:00	01:00			
Fri	23:00	02:00	<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Sat	23:00	02:00			
Sun	23:00	01:00			

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 6)  Outside area not to be used after 23:00  <b><u>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</u></b> (please read guidance note 7)		
Mon	11:00	01:00			
Tue	11:00	01:00			
Wed	11:00	01:00			
Thur	11:00	01:00			
Fri	11:00	02:00			
Sat	11:00	02:00			
Sun	11:00	01:00			

K

<p><b>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</b> (please read guidance note 10).</p>
--

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<u>State any seasonal variations</u> (please read guidance note 6)
Day	Start	Finish	
Mon	08:00	01:00	
Tue	08:00	01:00	
Wed	08:00	01:00	
Thur	08:00	01:00	
Fri	08:00	02:00	
Sat	08:00	02:00	
Sun	08:00	01:00	
			<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 7)

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.

**CCTV will be provided in the form of a recordable system, capable of providing pictures of EVIDENTIAL QUALITY in all lighting conditions particularly facial recognition. Cameras shall encompass all ingress and egress to the premises, fire exits, outside areas, and all areas where the sale/ supply of alcohol occurs. Equipment MUST be maintained in good working order, be correctly time and date stamped , recordings MUST be kept in date order, numbered sequentially and kept for a period of 31 days.**

**The Premises Licence Holder must ensure at all times a DPS or appointed member of staff is capable and competent at downloading CCTV footage in a recordable format EITHER DISC or VHS to the Police, an authorised Herefordshire Trading Standards Officer or the Local Authority on demand if the request is made due to a serious incident (as defined by a senior police officer of the rank of Police Inspector or above); on all other occasions it will be provided within a period of no more than 48hrs., from the time the request is made.**

**The Recording equipment and tapes/discs shall be kept in a secure environment under the control of the DPS or other responsible named individual. In the event of technical failure of the CCTV equipment the Premises Licence holder/DPS MUST report the failure to the Police on contact number '101' immediately. (will be re-worded)**



**The DPS and all other staff shall ensure that no open vessels are taken off the premises by customers.** *(will be reworded)*

**No glass vessels shall leave the licensable area of the premises. Any alcohol leaving this area shall be decanted into plastic or shatterproof containers/glass** *(will be re-worded)*

**No Waste bottles shall be placed outside the premises between the hours of 22:00 hrs and 08:00 hrs the next morning.**

**Any courtyard/garden area shall not be used after 23:00 hours** *(removal as we haven't got a garden/courtyard on this licence)*

*ALL OTHER CONDITIONS ON THE LICENCE WILL REMAIN IN PLACE*

Please tick as appropriate

- 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 not enclosed the premises licence or relevant part of premises licence.

**M** 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 and e) (please read guidance note 11)**

**b) The prevention of crime and disorder**

The Premises Licence Holder shall install and maintain a CCTV system at the premises giving coverage at all entry points and areas to which customers have access.  
The CCTV system shall provide clear images in all lighting conditions.  
The CCTV system shall continuously record whilst the premises are open for licensable activities and shall be capable of providing frontal identification of customers.  
All CCTV recordings shall be retained for a minimum of 31 days and shall be date and time stamped.  
CCTV recordings should be made available for inspection upon receipt of a request by the Police and Authorised Officer of the Licensing Authority.  
A member of staff shall always be present on the premises whilst they are open who is capable of operating the CCTV system and able to facilitate immediate viewing of CCTV footage upon the request of the Police and Authorised Officer of the Licensing Authority.

Toughened/Polycarbonate/plastic containers shall be used at all times when the premises operate for licensable activities for football matches. In the event that toughened/polycarbonate/plastic bottles cannot be provided by the suppliers, then all drinks will be dispensed and served in toughened/polycarbonate/plastic containers.  
All other events shall be on a risk assessed basis.

All staff (inc door staff, stewards) shall ensure that no open vessels are taken outside the licenced area.

No glass vessels shall leave the licensable area of the premises

**c) Public safety**

**d) The prevention of public nuisance**

No external area at the premises shall be used for licensable activities after 23:00 hours

**e) The protection of children from harm**

Checklist:




**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- 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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**Part 5 – Signatures** (please read guidance note 12)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
	 06/23
Capacity	General Manager – Jamie Griffiths

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent** (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 15)			
Adam Delahaye			
<b>Post town</b>		<b>Post code</b>	
<b>Telephone number (if any)</b>			
<b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b> adelahaye@herefordfc.co.uk			

#### 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 2003.**

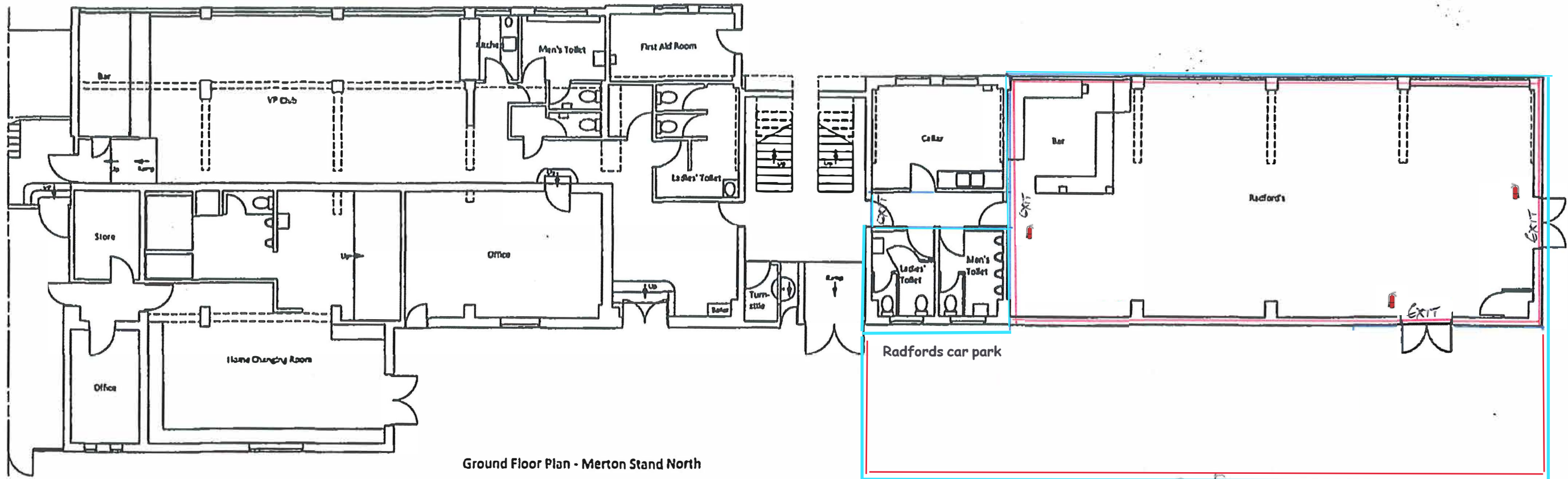
1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.

- Live music: no licence permission is required for:
  - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
5. 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.
6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
10. 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 or the presence of gaming machines.
11. Please list here steps you will take to promote all four licensing objectives together.
12. The application form must be signed.
13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
15. This is the address which we shall use to correspond with you about this application.

# Radfords Bar

39



Ground Floor Plan - Merton Stand North

## PEDESTRAIN WALKWAY

## ROAD TOWARDS MERTON MEADOW CAR PARK

red lined area = licensable activity  
 blue lined area = consumption of alcohol  
 area



fire extinguishers by  
 the three exits  
 Foam  
 & Co2 =



Client: Hereford FC  
 Job: Edgar Street, Hereford  
 Title: Main Stand Floor Plans  
 Scale: 1:100 @ A1  
 Date: May 2015  
 Drawing No: 974/01

Bryan Thomas  
 Architectural Design Limited  
 The Malt House  
 Shobdon, Leominster  
 Tel/Fax 01568 708238





**LICENSING ACT 2003  
Part A - Premises Licence**

**Premises licence number PR01684 (App Vary DPS)**

**Part 1 - Premises details**

Postal address of premises, or if none, Ordnance Survey map reference or description <b>RADFORDS BAR HEREFORD FC EDGAR STREET</b>	
Post town <b>HEREFORD</b>	Postcode <b>HR4 9JU</b>
Telephone number	

Where the licence is time limited the dates  
**Not applicable**

Licensable activities authorised by the licence  
**Plays (indoors/outdoors)  
Live Music (indoors/outdoors)  
Recorded Music (indoors/outdoors)  
Late Night Refreshment (indoors/outdoors)  
Sale/Supply of Alcohol (for consumption on and off the premises)**

The times the licence authorises the carrying out of licensable activities

**Plays**  
**Monday – Sunday 11:00 – 24:00**

**Live Music**  
**Monday – Thursday 12:00 – 01:00  
Friday – Saturday 12:00 – 02:00  
Sunday 11:00 – 01:00**

**Recorded Music, Sale/Supply of Alcohol**  
**Sunday – Thursday 11:00 – 01:00  
Friday – Saturday 11:00 – 02:00**

**Late Night Refreshment**  
**Sunday – Thursday 23:00 – 01:00  
Friday – Saturday 23:00 – 02:00**

The opening hours of the premises  
**Sunday – Thursday 08:00 – 01:00  
Friday – Saturday 08:00 – 02:00**

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

**Part 2**

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

**Hereford FC Ltd  
Edgar Street Athletic Ground  
Edgar Street  
Hereford  
Herefordshire  
HR4 9JU**

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

**08970067**

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

**Adam Delahaye**

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

**Licence Number – PL3616  
Issuing Authority – Herefordshire Council**

**Annex 1 - Mandatory conditions****Irresponsible Drinks Promotions**

1. (1) The responsible person must 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—
  - (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 in a manner which carries a significant risk of undermining a licensing objective;
  - (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 in a manner which carries a significant risk of undermining a licensing objective;
  - (d) 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;

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8 St Owen Street, Hereford. HR1 2PJ**

- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

**Free Drinking Water**

- 2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

**Age verification**

- 3. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) 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 either—
  - (a) a holographic mark, or
  - (b) an ultraviolet feature.

**Small Measures**

- 4. The responsible person must 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;
  - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
  - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

**Below Cost Price**

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.

**Mandatory conditions where licence authorises supply of alcohol**

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.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

**Door supervision**

Each individual required to carry out a security activity must be licensed by the Security Industry Authority

## **Annex 2 - Conditions consistent with the operating Schedule**

### **Licensing conditions**

#### **General**

#### **The Prevention of Crime and Disorder**

CCTV will be provided in the form of a recordable system, capable of providing pictures of EVIDENTIAL QUALITY in all lighting conditions particularly facial recognition. Cameras shall encompass all ingress and egress to the premises, fire exits, outside areas, and all areas where the sale/ supply of alcohol occurs. Equipment MUST be maintained in good working order, be correctly time and date stamped , recordings MUST be kept in date order, numbered sequentially and kept for a period of 31 days.

The Premises Licence Holder must ensure at all times a DPS or appointed member of staff is capable and competent at downloading CCTV footage in a recordable format EITHER DISC or VHS to the Police, an authorised Herefordshire Trading Standards Officer or the Local Authority on demand if the request is made due to a serious incident (as defined by a senior police officer of the rank of Police Inspector or above); on all other occasions it will be provided within a period of no more than 48hrs., from the time the request is made.

The Recording equipment and tapes/discs shall be kept in a secure environment under the control of the DPS or other responsible named individual. In the event of technical failure of the CCTV equipment the Premises Licence holder/DPS MUST report the failure to the Police on contact number '101' immediately.

The Premises Licence Holder or DPS or a person nominated by them in writing for the purpose will employ SIA doorstaff on a risk assessed basis. The risk assessment shall be in writing and shall be made immediately available on request to an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or the Police.

The Premises Licence Holder or DPS or a person nominated by them in writing for the purpose, shall maintain a register of door supervisors which shall be kept on the premises showing the names and addresses of the door supervisors, their badge numbers and shall be signed by the door supervisors as they commence and conclude duty. The register shall be made available on demand for inspection by an 'authorised person' (as defined by Section 13 of the Licensing Act 2003), or the Police or an authorised officer of the SIA.

An incident log must be kept at the premises, and made immediately available on request to an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or the Police, which must record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) seizures of drugs or offensive weapons
- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service

All staff engaged in the sale of alcohol to be trained in Responsible alcohol retailing to the minimum standard of BIIAB level 1 or any other training recognised and agreed with Herefordshire Council Trading Standards within one month of the date that this condition appears on this licence. (Where there are existing staff this training shall be completed within 3 months

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of the date that this condition first appears on the licence). Training records shall be kept on the premises and shall be produced to the police or an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or an authorised Trading Standards Officer of Herefordshire Council on demand.

The DPS and all other staff shall ensure that no open vessels are taken off the premises by customers.

No glass vessels shall leave the licensable area of the premises. Any alcohol leaving this area shall be decanted into plastic or shatterproof containers/glass.

### **Public Safety**

#### First aid

A HSE Compliant Industrial High Response First Aid Kit for 21-50 people shall be kept fully stocked at the premises and kept behind the bar. Such kit shall contain:

- 1 x Guidance Leaflet
- 60 x Washproof Plasters
- 6 x Eye Pads with Bandage
- 8 x Triangular Bandages
- 12 x Safety Pins
- 16 x Assorted Sterile Dressings
- 20 Moist Wipes
- 3 Pairs Disposable Gloves

#### Electrical & Gas Installations

All electrical wiring and distribution systems shall be tested at least once a year and signed off by a competent person whose name is shown within the Local Authority Building Control Part P Competent Persons Register (<http://www.competentperson.co.uk/search.asp>). The sign off certificate shall be produced to an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or Police on demand.

#### Capacity limits

The maximum permitted numbers of persons in the premises including staff shall not exceed the numbers set within the fire risk assessment for the premises.

### **The Prevention of Public Nuisance**

Noise and vibration shall not emanate from the premise so as to cause a nuisance.

'Noise' from the premises must not be 'audible or discernible' within any occupied permanent structure where people normally reside or sleep, when assessed with windows and doors closed. 'In this conditions; 'Noise' -is defined as sound which is created by entertainment consisting of either vocal (recorded or live) or instrumental music (recorded or live) or a combination of both. Audible or discernible' -is defined as 'noise' which is distinct above the general hubbub of activity on the site which can be identified by the human ear as originating from discrete sources from the licensed premises'.

All windows will be kept shut after 2300 hours.

The Premises Licence Holder or DPS must immediately comply with any request to adjust noise levels/ frequency spectra made by an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or the Police.

All external doors at the premises shall be kept closed after 2300 except during immediate access and egress.

Any speaker within the premises shall be directed away from any residential property.

Prominent, clear and legible signage (in not less than 32 font bold) shall be displayed at all exits to the premises requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

Prominent, clear and legible signage (in not less than 32 font bold) shall be displayed at all exits to any outside space , for example beer garden, patio area, smoking area or similar, requesting the public to respect the needs of local residents and to be quiet. .

No Waste bottles shall be placed outside the premises between the hours of 22:00 hrs and 08:00 hrs the next morning.

Recorded music volume shall not exceed LAeq 90 (5 min) 40 dba during the wind down period.

Any courtyard/garden area shall not be used after 23:00 hours.

No external area at the premises shall be used after 23:00 hours.

### **The Protection of Children from Harm**

The premises shall operate a Challenge 25 Policy. Such policy shall be written down and kept at the premises. The policy shall be produced on demand of the Police or an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or an authorised Trading Standards Officer of Herefordshire Council. Prominent, clear and legible signage (in not less than 32 font bold) shall also be displayed at all entrances to the premises as well as at, at least one location behind any bar advertising the scheme operated..

A written register of refusals will be kept including a description of the people who have been unable to provide required identification to prove their age. Such records shall be kept for a period of 12 months and will be collected after each event by the Designated Premises Supervisor and produced to the police or an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or an authorised Trading Standards Officer of Herefordshire Council on demand.

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

Not applicable

### **Annex 4 - Plans**

As attached – dated 03.07.2015

**LICENSING ACT 2003  
Part B - Premises licence summary**

**Premises licence number PR01684 (App Vary DPS)  
Premises details**

Postal address of premises, or if none, ordnance survey map reference or description <b>RADFORDS BAR HEREFORD FC EDGAR STREET</b>	
Post town <b>HEREFORD</b>	Postcode <b>HR4 9JU</b>
Telephone number	

Where the licence is time limited the dates <b>Not applicable</b>
--

Licensable activities authorised by the licence <b>Plays (indoors/outdoors) Live Music (indoors/outdoors) Recorded Music (indoors/outdoors) Late Night Refreshment (indoors/outdoors) Sale/Supply of Alcohol (for consumption on and off the premises)</b>
---

The times the licence authorises the carrying out of licensable activities <b><u>Plays</u> Monday – Sunday 11:00 – 24:00</b>  <b><u>Live Music</u> Monday – Thursday 12:00 – 01:00 Friday – Saturday 12:00 – 02:00 Sunday 11:00 – 01:00</b>  <b><u>Recorded Music, Sale/Supply of Alcohol</u> Sunday – Thursday 11:00 – 01:00 Friday – Saturday 11:00 – 02:00</b>  <b><u>Late Night Refreshment</u> Sunday – Thursday 23:00 – 01:00 Friday – Saturday 23:00 – 02:00</b>
--

The opening hours of the premises <b>Sunday – Thursday 08:00 – 01:00 Friday – Saturday 08:00 – 02:00</b>
---

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

**Part 2**

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

**Hereford FC Ltd  
Edgar Street Athletic Ground  
Edgar Street  
Hereford  
Herefordshire  
HR4 9JU**

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

**08970067**

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

**Adam Delahaye**

State whether access to the premises by children is restricted or prohibited

**The premises shall operate a Challenge 25 Policy**



## MEMORANDUM

To : LICENSING OFFICER

From : Environmental Protection

Tel : 01432 261761 My Ref : JWM/383118/

Date : 07/07/23 Your Ref :

**LICENSING ACT 2003  
APPLICATION FOR NEW OR VARIATION OF PREMISES LICENCE  
Radfords Bar Hereford FC, Edgar Street, Hereford. Herefordshire, HR4 9JU**

Having assessed the above application, I would like to make the following representation:

Representation	Industry Guidance
<del>PREVENTION OF CRIME &amp; DISORDER</del>	
<del>PUBLIC SAFETY</del>	
<p><b>PREVENTION OF PUBLIC NUISANCE</b> No objection to removal of: <i>Any courtyard/garden area shall not be used after 23:00 hours</i> This is covered by the offered condition of:- No external areas are to be used after 23.00hrs</p> <p>The following condition is amended:</p> <ul style="list-style-type: none"> <li>• No waste such as bottles or refuse shall be placed outside the premises between 2300hrs and 0730hrs the next day</li> </ul> <p>The following condition is added</p> <ul style="list-style-type: none"> <li>• No live or recorded music in the Radfords Sports Bar carpark after 2300hrs.</li> </ul>	
<del>PROTECTION OF CHILDREN FROM HARM</del>	

### REFERENCES

Please Reference the industry guidance from which your representation has been sourced.

**SPECIALIST TECHNICAL OFFICER (ENVIRONMENTAL HEALTH)  
HEREFORDSHIRE COUNCIL**



**From:** [REDACTED]

**Sent:** 21 July 2023 22:31

**To:** Licensing <licensing@herefordshire.gov.uk>

**Subject:** Appeal of Radford extension

Good evening,

I would like to appeal the application for the extension of licensable area of Radford's bar. I live in close proximity to the intended area of extension and feel this would undoubtedly be a disturbance for the following reasons.

Firstly, as fan zones are well known to be a noise disturbance, I am concerned that this would negatively impact on the quality of sleep of myself and my neighbours.

Additionally, I have lived with severe and enduring ill mental health throughout my life. The increased levels of noise that these fans will bring will increase distress and agitation that I already live with. Furthermore, after living next to the football ground for some years I am aware that some fans can consume too much alcohol and throw drinks and glasses. I am worried that these issues would result in further deterioration to my mental health.

Thank you for receiving my concerns and I look forward to hearing from you.

Kind regards,





**Title of report:** Application for a variation of a premises licence in respect of The Venue, 1 Gaol Street, Hereford, HR1 2HU – Licensing Act 2003.

**Meeting:** Licensing sub-committee

**Meeting date:** Thursday 17 August 2023 at 13:30hrs

**Report by:** Senior Licensing Technical Officer

### **Classification**

Open

### **Decision type**

This is not an executive decision

### **Wards affected**

Hereford - Central

### **Purpose**

To consider an application for a variation for a premises licence in respect of The Venue, 1 Gaol Street, Hereford. HR1 2HU under the Licensing Act 2003

### **Recommendation(s)**

That:

The sub committee determine the application with a view to promoting the licensing objectives in the overall interests of the local community. They should give appropriate weight to:

- a) The steps that are appropriate to promote the licensing objectives,
- b) The representations (including supporting information) presented by all parties,
- c) The guidance issued to local authorities under Section 182 of the Licensing Act 2003, and
- d) The Herefordshire Council Statement of Licensing Policy 2020 – 2025.

### **Reasons for Recommendations**

Ensures compliance with the Licensing Act 2003

## Alternative options

1. There are a number of options open to the sub-committee:
  - a) Grant the licence subject to conditions that are consistent with the operating schedule accompanying the application and the mandatory conditions set out in the Licensing Act 2003,
  - b) Grant the licence subject to modified conditions to that of the operating schedule where the sub-committee considers it appropriate for the promotion of the licensing objectives and add mandatory conditions set out in the Licensing Act 2003,
  - c) To exclude from the scope of the licence any of the licensable activities to which the application relates
  - d) To refuse to specify a person in the licence as the premise supervisor, or
  - e) To refuse the application

## Key considerations

### Licence Application

2. The application for the variation of a premises licence has received relevant representation and is therefore brought before the sub-committee for determination.
3. Herefordshire Council’s Statement of Licensing Policy 2020 to 2025 states “All representations must be ‘relevant’, for example they must be about the likely effect of the grant of the application”. This followed paragraph 8.57 in the s182 Guidance which uses the same wording.
4. The details of the application are:

Applicant	Steven Harrison	
Agent	Not applicable at time of publishing	
Type of application: Variation	Date received: 22 June 2023  28 day consultation started: 23 June 2023	28 Days consultation ended:  20 July 2023

## Summary of Application

5. The application (appendix 1) requests the variation of a premises licence to allow the following licensable activities, during the hours shown, as follows:

To add an outside bar as shown on the plans

All licensable activities and timings will not change bar the exception of non-standard timings

To be added:

Bank Holiday Sunday's, Christmas Eve, New Year's Eve until 04:00

The outside bar will close 30mins before end of licensable activities

## Current Licence

A copy of the current licence is attached at Appendix 2. It authorises

### Films

Monday – Sunday 20:00 – 04:00

### Indoor Sporting Events

Monday – Sunday 17:00 – 02:00

### Live Music, Recorded Music, Performance of Dance, Sale/Supply of Alcohol

Monday – Saturday 12:00 – 04:00

Sunday 12:00 – 03:00

### Anything Similar to Regulated Entertainment,

Monday – Sunday 10:00 – 03:00

### Provision of late night refreshment

Monday – Saturday 23:00 – 04:30

Sunday 23:00 – 03:30

*NB: Under the Live Music Act 2012 (as amended), an alcohol licenced premises can have live and/or recorded music from 08:00 – 23:00 for up to 500 people, without the need for these activities to be on a premises licence.*

## Summary of Representations

6. One (1) objection has been received from one of the responsible authorities – Environmental Health and can be found at Appendix 3.

## Premises History

7. The premises was first licenced as The Venue in August 2015

8. Since first being licenced, the licensing authority has received two (2) applications to vary the designated premises supervisor (DPS), which have all been granted, with the latest one being granted on 17 June 2022.
9. On 22 December 2016 a variation application was accepted by the licensing authority to extend the licensable activity timings. The application was granted on 1 February 2017.

### **Community impact**

10. Any decision may have an impact on the local community.

### **Environmental Impact**

11. This report is in relation to a premises license under the Licensing Act 2003 and as such there are minimal environmental impacts for the council, as licensing authority.

### **Equality duty**

12. Under section 149 of the Equality Act 2010, the 'general duty' on public authorities is set out as follows:

A public authority must, in the exercise of its functions, have due regard to the need to –

- a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;
  - b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;
  - c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.
13. There are no equality issues in relation to the content of this report.
  14. This report has human rights implications for both the premises licence holder and the residents from the local neighbourhood. Any of the steps outlined in section 1 of this report may have financial implications for a licensee's business and livelihood and/or may have impact upon the day to day lives of residents living in close proximity to the premises.
  15. Article 8(i) of the European Convention of Human Rights provides that everyone has the right to respect for his/her private and family life and his/her home (which includes business premises). This right may be interfered with by the council on a number of grounds including the protection of rights and freedoms of others. The First Protocol – Article 1 – also provides that every person is entitled to the peaceful enjoyment of his possessions and shall not be deprived of his possessions except in the public interest and conditions provided for by law. Members must accordingly make a decision which is proportionate to the hearing and endeavour to find a balance between the rights of the applicant, residents and the community as a whole.



## Resource implications

16. This report is in relation to a premises license under the Licensing Act 2003 and as such there are minimal resource implications for the council, as Licensing Authority.

## Financial implications

17. There are unlikely to be any financial implications for the council, as Licensing Authority at this time.

## Legal implications

18. As relevant representations have been received, the sub committee must determine the application under Section 3.5.7 (c) of the Herefordshire Council constitution. The representations must relate to the licensing objectives and the sub committee must determine the likely effect of the grant of the premises licences on the promotion of the licensing objectives.
19. The Licensing Authority must have regard to the promotion of the four licensing objectives namely; the prevention of crime and disorder; public safety; the prevention of public nuisance; and the protection of children from harm in exercising its functions under the Licensing Act 2003. Further regard should be had to the statutory guidance under Section 182 of the Act and the Council's own statement of licensing policy. The options available to the Licensing Authority are set out in section 1 of this report.
20. The sub committee should be aware of a number of stated cases which have appeared before the Administrative Court and are binding on the Licensing Authority.
21. The case of Daniel Thwaites Plc v Wirral Borough Magistrates' Court (Case No: CO/5533/2006) at the High Court of Justice Queen's Bench Division Administrative Court on 6 May 2008, [2008] EWHC 838 (Admin), 2008 WL 1968943, Before the Honourable Mrs Justice Black. In this case it was summed up that: -
22. A Licensing Authority must have regard to guidance issued by the Secretary of State under section 182. Licensing authorities may depart from it if they have reason to do so but will need to give full reasons for their actions.
23. Furthermore the Thwaites case established that only conditions should be attached to a licence with a view to promoting the Licensing objectives and that 'real evidence' must be presented to support the reason for imposing these conditions.
24. This judgment is further supported in the case of The Queen on the Application of Bristol Council v Bristol Magistrates' Court, CO/6920/2008 High Court of Justice Queen's Bench Division The Administrative Court, 24 February 2009, [2009] EWHC 625 (Admin) 2009 WL 648859 in which it was said:  
  
*'Licensing authorities should only impose conditions which are necessary and proportionate for the promotion for licensing objectives'*.
25. In addition to this it was stated that any condition attached to the licence should be an enforceable condition.

## Right of Appeal

26. Schedule 5 Part 1 of the Licensing Act 2003 gives a right of appeal which states:  
Variation of licence under section 35.
- (1) This paragraph applies where an application to vary a premises licence is (in whole or in part) under section 35.
  - (2) The applicant may appeal against any decision to modify the conditions of the licence under subsection (4)(a) of that section. —
  - (3) Where a person who made relevant representations in relation to the application desires to contend—
    - (a) that any variation made ought not to have been made, or
    - (b) that, when varying the licence, the licensing authority ought not to have modified the conditions of the licence, or ought to have modified them in a different way, under subsection (4)(a) of that section he may appeal against the decision
  - (4) In sub-paragraph (3) “relevant representations” has the meaning given in section 35(5).
27. Appeals should be made to the Magistrates Court and must be made within 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against

## Risk management

28. There is little risk associated with the decision at this time as the legislation allows a right of appeal to the Magistrates Court within a period of 21 days of being notified of the decision in writing.

## Consultees

29. All responsible authorities and members of the public living within Herefordshire.

## Appendices

Appendix 1 - Application Form  
Appendix 2 – Current Premises Licence  
Appendix 3 – Environmental Health Objection

## Background papers

None Identified

**Please include a glossary of terms, abbreviations and acronyms used in this report.**

**DPS: Designated Premises Supervisor**

**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 Steven Lloyd Harrison

*(Insert name(s) of applicant)*

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

<b>Premises licence number</b> PR01666
---

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description			
The Venue 1 Gaol Street			
Post town	Hereford	Postcode	HR1 2HU

Telephone number at premises (if any)	07976 729333
Non-domestic rateable value of premises	£15,250

**Part 2 – Applicant details**

Daytime contact telephone number	
E-mail address (optional)	██████████
Current postal address if different from premises address	
Post town	
Postcode	

**Part 3 - Variation**

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?  Yes  No

If not, from what date do you want the variation to take effect? DD MM YYYY  

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

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)  Yes  No

**Please describe briefly the nature of the proposed variation** (Please see guidance note 2)

To add an outside bar as shown on the plans

All licensable activities and timings will not change bar the exception of non-standard timings  
To be added:  
Bank Holiday Sunday's until 04:00  
Christmas Eve, New Year's Eve until 04:00

the outside bar will close 30mins before end of licensable activities

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

#### Part 4 Operating Schedule

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

- | <b>Provision of regulated entertainment (Please see guidance note 3)</b>                                    | <b>Please tick all that apply</b>   |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A)  | <input type="checkbox"/>            |
| b) films (if ticking yes, fill in box B)  | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input checked="" type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)   | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)   | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G)  | <input checked="" type="checkbox"/> |
| 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"/> |

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

**Supply of alcohol** (if ticking yes, fill in box J)

**In all cases complete boxes K, L and M**

A

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	20:00	04:00	<u>Please give further details here</u> (please read guidance note 5)  No change from current licence		
Tue	20:00	04:00			
Wed	20:00	04:00	<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Thur	20:00	04:00			
Fri	20:00	04:00	<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat	20:00	04:00			
Sun	20:00	04:00			

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon	17:00	02:00	<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Tue	17:00	02:00	
Wed	17:00	02:00	
Thur	17:00	02:00	<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Fri	17:00	02:00	
Sat	17:00	02:00	Bank Holiday Sunday's until 04:00 Christmas Eve, New Year's Eve until 04:00
Sun	17:00	02:00	



D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>																							
				Outdoors	<input type="checkbox"/>																							
<table border="1"> <thead> <tr> <th>Day</th> <th>Start</th> <th>Finish</th> </tr> </thead> <tbody> <tr> <td>Mon</td> <td></td> <td></td> </tr> <tr> <td>Tue</td> <td></td> <td></td> </tr> <tr> <td>Wed</td> <td></td> <td></td> </tr> <tr> <td>Thur</td> <td></td> <td></td> </tr> <tr> <td>Fri</td> <td></td> <td></td> </tr> <tr> <td>Sat</td> <td></td> <td></td> </tr> <tr> <td>Sun</td> <td></td> <td></td> </tr> </tbody> </table>				Day	Start	Finish	Mon			Tue			Wed			Thur			Fri			Sat			Sun			Both
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			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)																									
			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)																									

E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon	12:00	04:00			
Tue	12:00	04:00			
Wed	12:00	04:00			
			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Thur	12:00	04:00	<u>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</u> (please read guidance note 7)		
Fri	12:00	04:00			
Sat	12:00	04:00			
Sun	12:00	03:00			
			Bank Holiday Sunday's until 04:00 Christmas Eve, New Year's Eve until 04:00		

F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon	12:00	04:00			
Tue	12:00	04:00			
			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Wed	12:00	04:00			
Thur	12:00	04:00			
			<u>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</u> (please read guidance note 7)		
Fri	12:00	04:00			
			Bank Holiday Sunday's until 04:00 Christmas Eve, New Year's Eve until 04:00		
Sat	12:00	04:00			
Sun	12:00	03:00			

## G

<b>Performances of dance</b> Standard days and timings (please read guidance note 8)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	12:00	04:00	<b><u>Please give further details here</u></b> (please read guidance note 5)	Both	<input type="checkbox"/>
Tue	12:00	04:00			
Wed	12:00	04:00	<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 6)		
Thur	12:00	04:00			
Fri	12:00	04:00	<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Sat	12:00	04:00	Bank Holiday Sunday's until 04:00 Christmas Eve, New Year's Eve until 04:00		
Sun	12:00	03:00			

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Mon	12:00	03:00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	12:00	03:00	<b><u>Please give further details here</u></b> (please read guidance note 5)  No change from current licence		
Wed	12:00	03:00			
Thur	12:00	03:00	<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 6)		
Fri	12:00	03:00			
Sat	12:00	03:00	<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Sun	12:00	03:00			

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 8)			<b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Mon	23:00	04:30	<b><u>Please give further details here</u></b> (please read guidance note 5)		
Tue	23:00	04:30			
Wed	23:00	04:30	<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 6)		
Thur	23:00	04:30			
Fri	23:00	04:30	<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Sat	23:00	04:30	Bank Holiday Sunday's until 04:30 Christmas Eve, New Year's Eve until 04:30		
Sun	23:00	03:30			

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 6)					
Mon	12:00	04:00						
Tue	12:00	04:00						
Wed	12:00	04:00						
Thur	12:00	04:00				<b>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</b> (please read guidance note 7)  Bank Holiday Sunday's until 04:00 Christmas Eve, New Year's Eve until 04:00		
Fri	12:00	04:00						
Sat	12:00	04:00						
Sun	12:00	03:00						

K

<p><b>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</b> (please read guidance note 10).</p>
--

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b>State any seasonal variations</b> (please read guidance note 6)
Day	Start	Finish	
Mon	12:00	04:30	
Tue	12:00	04:30	
Wed	12:00	04:30	
Thur	12:00	04:30	
Fri	12:00	04:30	<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 7)  Bank Holiday Sunday's until 04:30 Christmas Eve, New Year's Eve until 04:30
Sat	12:00	04:30	
Sun	12:00	03:30	

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.

N/A



Please tick as appropriate

- 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 not enclosed the premises licence or relevant part of premises licence.

**M** 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 and e) (please read guidance note 11)**

All current conditions to be carried forward onto the variation

**b) The prevention of crime and disorder**

The outside area shall only be used for sale of alcohol and will cease for licensable activities no later than 30mins before end of licensable activity timings for that day to help with the dispersal policy

**c) Public safety**

**d) The prevention of public nuisance**

The outside area shall only be used for sale/supply of alcohol and will cease for licensable activities no later than 30mins before end of licensable activity timings for that day to help with the dispersal policy

**e) The protection of children from harm**

Checklist:


**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- 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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**Part 5 – Signatures** (please read guidance note 12)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	20 <sup>th</sup> June 23
Capacity	Licence holder

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent** (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 15)			
<b>Post town</b>		<b>Post code</b>	
<b>Telephone number (if any)</b>			

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

## Notes for Guidance

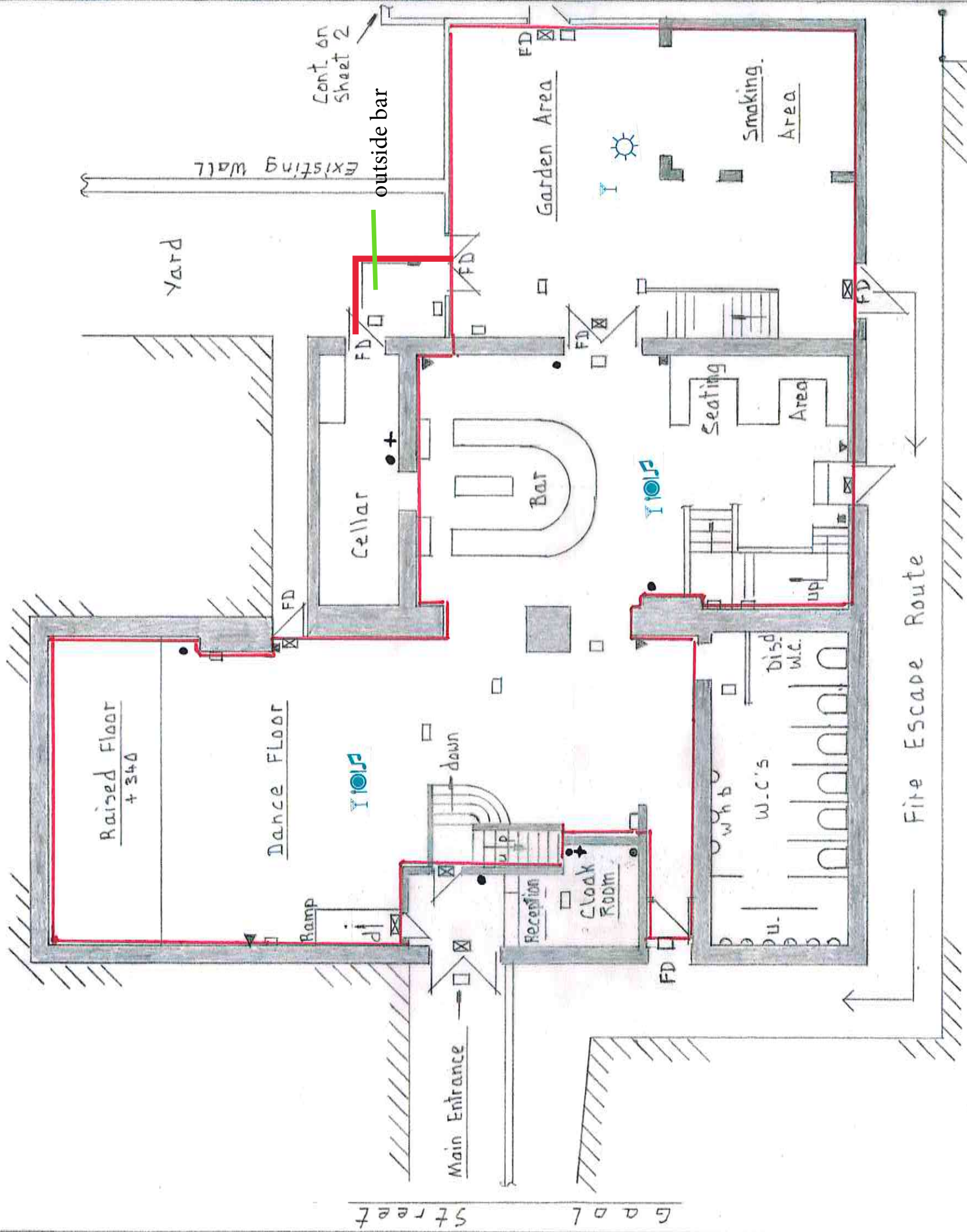
**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
  - Live music: no licence permission is required for:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.

- Recorded Music: no licence permission is required for:
    - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
  - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
  - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
    - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
    - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
    - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
  5. 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.
  6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
  7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
  8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
  9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
  10. 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 or the presence of gaming machines.
  11. Please list here steps you will take to promote all four licensing objectives together.

12. The application form must be signed.
13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
15. This is the address which we shall use to correspond with you about this application.

- FD - Fire Door
- ☒ - Escape Route Sign
- - Break Glass
- - Fire Extinguisher Powder
- ▼ - Alarm Bell
- - Emergency Light
- + - Fire Extinguisher CO<sub>2</sub>



Ground Floor Layout

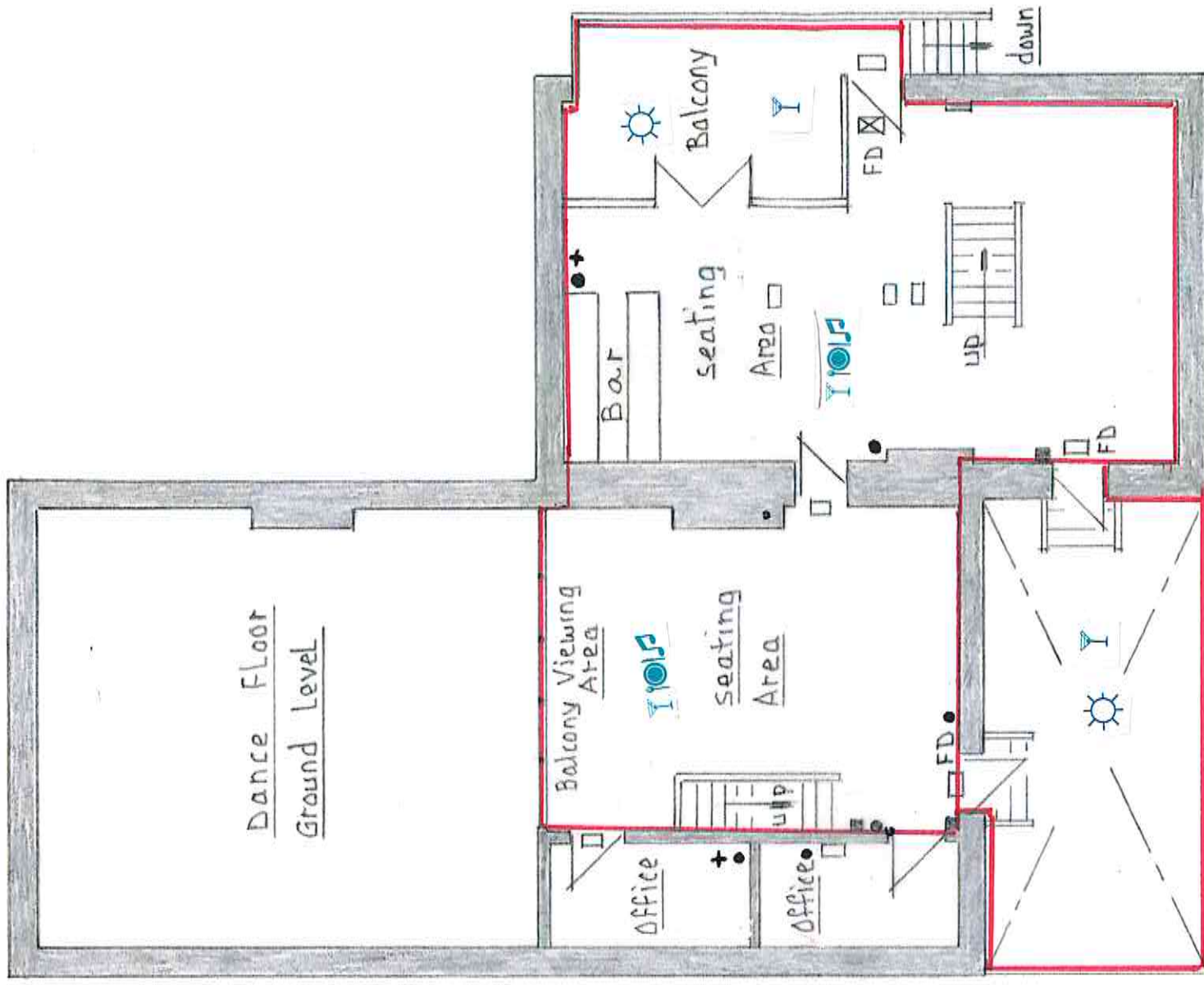
- KEY TO LICENSED AREAS**
- Sale & Supply of Alcohol
  - Late Night Refreshment
  - Regulated entertainment
  - Outside consumption

Sheet 1 of 2

Proposed Modified Layout Of  
'The Venue', Gault St., Hereford

Scale 1:100  
29-01-2015

- FD - Fire Door
- ☒ - Escape Route Sign
- - Break Glass
- - Fire Extinguisher Powder
- ▼ - Alarm Bell
- - Emergency Light
- + - Fire Extinguisher CO2



First Floor Layout

KEY TO LICENSED AREAS

- ☒ Sale & Supply of Alcohol
- Late Night Refreshment
- ☒ Regulated entertainment
- ☒ Outside consumption

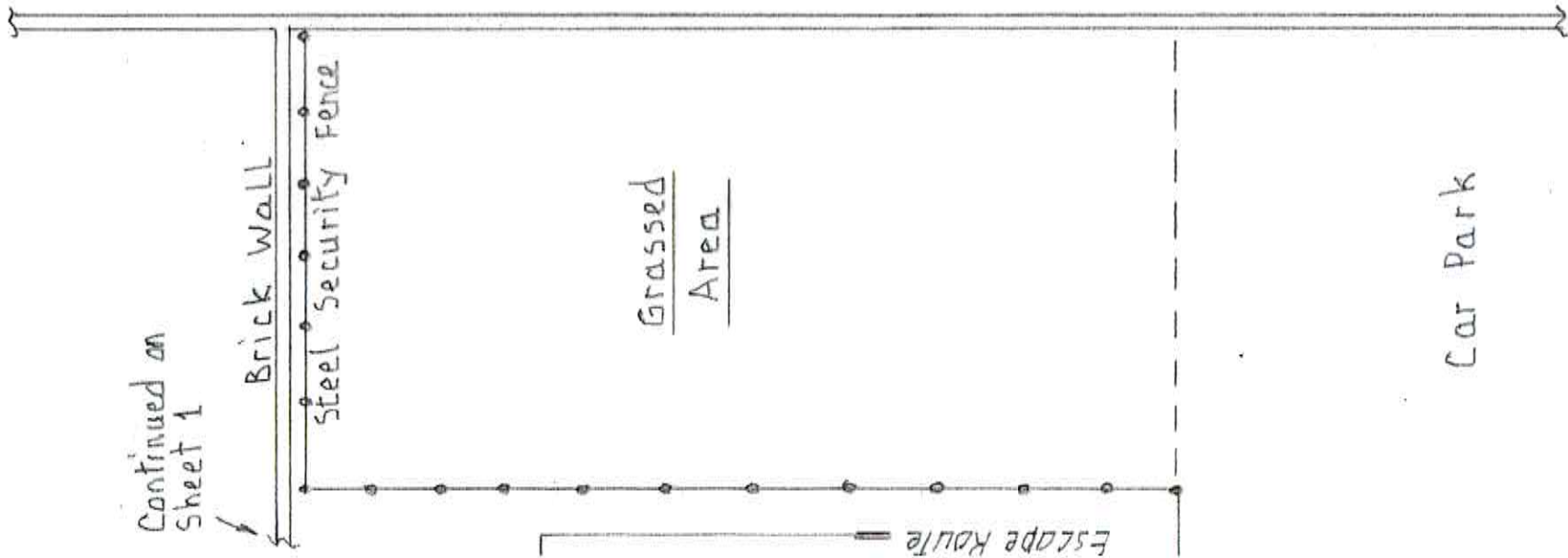
- Area for all licensable activity

Sheet 2 of 2

Proposed Modified Layout of 'The Venue'  
Gaul Street, Hereford

Scale 1:100

29-01-2015





LICENSING ACT 2003  
Part A - Premises Licence

**Premises licence number - PR01666 (App to Vary Premise Licence)**

**Part 1 - Premises details**

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

**The Venue  
1 Gaol Street  
Hereford  
HR1 2HU**

Telephone number: **07976 729333**

Where the licence is time limited the dates:

**Not applicable**

Licensable activities authorised by the licence

**FILMS (INDOORS)  
INDOOR SPORTING EVENTS  
LIVE MUSIC (INDOORS)  
RECORDED MUSIC (INDOORS)  
PERFORMANCE OF DANCE (INDOORS)  
ANYTHING SIMILAR TO REGULATED ENTERTAINMENT (INDOORS)  
LATE NIGHT REFRESHMENT (INDOORS)  
SALE/SUPPLY OF ALCOHOL (CONSUMPTION ON AND OFF THE PREMISES)**

The times the licence authorises the carrying out of licensable activities

**Films**

**Monday – Sunday 20:00 – 04:00**

**Indoor Sporting Events**

**Monday – Sunday 17:00 – 02:00**

**Live Music, Recorded Music, Performance of Dance, Sale/Supply of Alcohol**

**Monday – Saturday 12:00 – 04:00**

**Sunday 12:00 – 03:00**

**Anything Similar to Regulated Entertainment,**

**Monday – Sunday 10:00 – 03:00**

**Provision of late night refreshment**

**Monday – Saturday 23:00 – 04:30**

**Sunday 23:00 – 03:30**

The opening hours of the premises

**Monday – Saturday 12:00 – 04:30  
Sunday 12:00 – 03:30**

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

**For consumption both on and off the premises**

**Part 2**

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

**Steven Lloyd Harrison**

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

**Not applicable**

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

**Judd Vivash**

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

**Licence Number – PL2949  
Issuing Authority - Herefordshire Council**

**Annex 1 - Mandatory conditions**

**Irresponsible Drinks Promotions**

1. (1) The responsible person must 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—
  - (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 in a manner which carries a significant risk of undermining a licensing objective;
- (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 in a manner which carries a significant risk of undermining a licensing objective;
- (d) 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;
- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

#### **Free Drinking Water**

2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

#### **Age verification**

3. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) 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 either—
- (a) a holographic mark, or
  - (b) an ultraviolet feature.

#### **Small Measures**

4. The responsible person must 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;
  - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
  - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

#### **Below Cost Price**

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.

#### **Mandatory conditions where licence authorises supply of alcohol**

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.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

#### **Door supervision**

Each individual required to carry out a security activity must be licensed by the Security Industry Authority

### **Annex 2 - Conditions consistent with the operating Schedule**

#### **Licensing conditions**

##### **General**

##### **Prevention of Crime and Disorder**

CCTV will be provided in the form of a recordable system, capable of providing pictures of EVIDENTIAL QUALITY in all lighting conditions particularly facial recognition.

Cameras shall encompass all ingress and egress to the premises, fire exits, outside areas, and all areas where the sale/ supply of alcohol occur. Equipment MUST be maintained in good working order, be correctly time and date stamped , recordings MUST be kept in date order, numbered sequentially and kept for a period of 31 days and handed to Police on demand. The Premises Licence Holder must ensure at all times a DPS or appointed member of staff is capable and competent at downloading CCTV footage in a recordable format EITHER DISC or VHS to the Police, an authorised Herefordshire Trading Standards Officer or the Local Authority on demand. The Recording equipment and tapes/discs shall be kept in a secure environment under the control of the DPS or other responsible named individual. In the event of technical failure of the CCTV equipment the Premises Licence holder/DPS MUST report the failure to the Police on contact number '101' immediately.

The Premises Licence Holder or DPS will employ SIA door supervisors as follows:

Children events (defined as age 12–17yr events): a minimum of 3 SIA door supervisors to be engaged at the premises, at least one of whom shall be female, for the first 200 persons. Additional SIA door supervisors at a ratio of 1:100 persons thereafter.

Youth events/16yrs+ events: a minimum of 2 SIA door supervisors to be engaged at the premises, for the first 200 persons. Additional SIA door supervisors at a ratio of 1:100 persons thereafter.

Club nights (where regulated entertainment and dancing take place): a minimum of 2 SIA door supervisors to be engaged at the premises, for the first 200 persons. Additional SIA door supervisors at a ratio of 1:100 persons thereafter.

Comedy nights/seated events (no audience dancing): 1 SIA door supervisor to be engaged at the premises, for the first 100 persons. Additional SIA door supervisors at a ratio of 1:100 persons thereafter.

Adult entertainment (sexual entertainment) events: a minimum of 2 SIA door supervisors to be engaged at the premises, for the first 200 persons. Additional SIA door supervisors at a ratio of 1:100 persons thereafter.

Private events & functions: SIA door supervisors to be engaged at the premises subject to written risk assessment, such risk assessment to be produced to West Mercia Constabulary or the Licensing Authority upon request

On all other occasions SIA door supervisors will be engage on a risk assessed basis. This risk assessment will be made available on demand to both the police and the Licensing Authority.

The Premises Licence Holder or DPS or a person nominated by them in writing for the purpose, shall maintain a register of door supervisors which shall be kept on the premises showing the names and addresses of the door supervisors, their badge numbers and shall be signed by the door supervisors as they commence and conclude duty. The register shall be made available on demand for inspection by an 'authorised person' (as defined by Section 13 of the Licensing Act 2003), or the Police or an authorised officer of the SIA.

An incident log must be kept at the premises. Incident log records will be retained for a period of 12 months from the date it occurred. It will be made immediately available on request to an 'authorised person' (as defined by Section 13 of the Licensing Act 2003), an authorised Herefordshire Trading Standards Officer or the Police, which must record the following:

- All crimes reported to the venue
- All ejections of patrons
- Any incidents of disorder
- Seizures of drugs or offensive weapons
- Any faults in the CCTV system or searching equipment or scanning equipment
- Any refusal of the sale of alcohol

All staff (including SIA registered door staff) dealing with customers/guests will be trained in 'drug awareness' (drug awareness skills will involve the recognition of suspected illegal substances, their seizure and security until handed to the police and procedure to follow with regards to dealing with a member of the public who is suspected of being under the influence of an illegal drug, or in possession of a suspected illegal drug). This training will be provided within 4 weeks of employment and will be refreshed every 12 months. All existing staff will be trained within 4 weeks of this condition being applied to the premises licence. Training records will be made available on demand to the Licensing Authority, the police or other authorised person defined by s13 Licensing Act 2003. All training records will be retained for 12 months.

The venue shall operate a last entry time for all customers. There will be no re-entry to premises allowed after these time.

When licensed for licensable activities to 0300hrs, last entry will by 0230hrs.  
When licensed for licensable activities to 0400hrs or later, last entry time will be 0300hrs.

A minimum of 1 (one) SIA registered door supervisor will be deployed at the front (main) door to the venue 30 minutes prior to the commencement of the last entry time, until the end of all licensable activities.

The premises licence holder or designated premises supervisor will give a minimum of 14 days notice to the police and the Licensing Authority of any children event and teen/16+ event (as defined as at 2 above)

The DPS and all other staff shall ensure that no open containers are taken off the premises by customers.

The premises shall be an active member of the HAND Scheme (Pubwatch) for as long as it continues to exist.

The DPS will ensure that a minimum of 1 (one) 'Pubwatch' radio will be turned on and monitored at all times when licensable activities are undertaken

### **Public Safety**

#### **First aid**

A HSE Compliant Industrial High Response First Aid Kit for 21-50 people shall be kept fully stocked at the premises and kept behind the bar. Such kit shall contain:

- 1 x Guidance Leaflet
- 60 x Washproof Plasters
- 6 x Eye Pads with Bandage
- 8 x Triangular Bandages
- 12 x Safety Pins
- 16 x Assorted Sterile Dressings
- 20 Moist Wipes
- 3 Pairs Disposable Gloves

A documented search policy shall be in place, and will be available for inspection by West Mercia Police and the Licensing Authority upon request. Details of the search policy to be adopted for any event/function is to be contained in the written risk assessment.

A documented dispersal policy shall be in place, and will be available for inspection by West Mercia Police and the Licensing Authority upon request.

The maximum permitted numbers of persons in the premises including staff shall be in accordance with the premises Fire Risk Assessment.

A system shall be in place which is capable of showing the number of persons on the premises at any one time. This number shall be given immediately on demand to an officer from the Licensing Authority or police.

The Licensed premises shall not be used for any exhibition, demonstration or performance of hypnotism unless the hypnotist has been licensed by the relevant Local Authority in England or Wales. Any performance must comply in accordance with any conditions attached to that licence.

The installation and use of laser beams, pyrotechnics or real flames, explosive or highly flammable or smoke producing agent, for any purpose shall not be permitted without written notification to the Licensing Authority. Notification, together with a detailed description of the method of use, should be made to the Licensing Authority not less than 14 days prior to the day on which the equipment is to be used. The use of foam shall not be permitted unless the Licensing Authority has been notified prior to its use.

### **Prevention of Public Nuisance**

Noise or vibration shall not emanate from the premises so as to cause a nuisance.

**Licensing Section, Herefordshire Council  
8 St Owen Street, Hereford. HR1 2PJ**

The Premises Licence Holder or DPS or the responsible person must immediately comply with any request to adjust noise levels/ frequency spectra made by an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or the Police

After 2400hrs, any external areas of the premises used for licensable activities shall be monitored by the designated premises supervisor or appointed member of staff, to prevent public nuisance.

No regulated entertainment will take place in external areas on any day after 2400hrs (midnight)

Prominent, clear and legible signage shall be displayed at all exits to the premises requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

No waste such as bottles or refuse shall be placed outside the premises between 23:00 and 07:00.

### **Protection of Children**

**Children events** - (defined as age 12 – 17yr events)

No alcohol shall be visible and alcohol dispensers rendered unusable for the duration of the event. Non-alcoholic beverages only shall be made available and the premises shall offer a free supply of drinking water;

A search policy will be implemented, any drink containers found will be removed from individuals seeking to gain entry;

At each and every event and for the full duration of the event there shall be present within the entertainment area a person who has received training as approved by Herefordshire Council in respect of the Safeguarding of Children to a minimum of Level 2.

Additional persons who have received safeguarding awareness skills shall be present at a ratio of 1:100 for the first 100 children and 1:50 thereafter. Such safeguarding awareness skills to be documented and records retained for a period of 12 months.

With the exception of staff and performers, an upper age of 17 years will be in place for customers and guests attending the premises.

### **Youth events/16+ nights:**

Any bar at the premises shall be separate from the area used for regulated entertainment (as defined by the Licensing Act 2003);

No person under 18 shall be permitted access to the bar area unless accompanied by a parent, guardian or responsible person aged over 21;

Each and every person entering the bar shall on every occasion on entry be subject to the Challenge 25 policy;

A valid driver's licence, a valid passport or an identity card carrying the PASS hologram shall be the only acceptable documentation in respect of proof age;

No alcohol shall be removed from any bar area;

A bar area, which will contain non-alcoholic beverages shall be made available at the premises and shall offer a free supply of drinking water;

At each and every event and for the full duration of the event there shall be present within the entertainment area a person who has received training as approved by Herefordshire Council in respect of the Safeguarding of Children to a minimum of Level 2;

Additional persons who have received safeguarding awareness skills shall be present at a ratio of 1:100 for the first 100 customers and 1:50 thereafter. Such safeguarding awareness skills to be documented and records retained for a period of 12 months.

The premises shall operate a Challenge 25 Policy. Such policy shall be written down and kept at the premises. The policy shall be produced on demand of an authorised person' (as defined by Section 13 of the Licensing Act 2003), an authorised Herefordshire Trading Standards Officer or the police. Prominent, clear and legible signage (in not less than 32 font bold) shall also be displayed at all entrances to the premises as well as at, at least one location behind any bar advertising the scheme operated.

All staff engaged in the sale of alcohol to be trained in responsible alcohol retailing to the minimum standard of BIIAB level 1 or any equivalent training course approved by Herefordshire Council Trading Standards within 1 month of commencing employment at the premises. Where there are existing staff this training shall be completed within 3 months of the date that this condition first appears on the licence. Training records shall be kept at the premises and produced to West Mercia Police, an 'authorised person' (as defined by s13 of the Licensing Act 2003) or an authorised trading standards officer of Herefordshire Council.

Save for events where there is no sale or supply of alcohol, no person under the age of 16 shall be permitted on the premises after 2300hours unless accompanied by a person over the age of 18 years

The terms and conditions that are shown on this licence shall have no effect during the period that the premises are used for adult entertainment. In these circumstances reference should be made to premises licence PRO1136.

**Annex 3 - Conditions attached after a hearing by the licensing authority  
Not applicable**

**Annex 4 - Plans  
As attached - dated 09.02.15**



LICENSING ACT 2003  
Part B - Premises licence summary

**Premises licence number - PR01666 (App to Vary Premise Licence)**

**Premises details**

Postal address of premises, or if none, ordnance survey map reference or description
<b>The Venue 1 Gaol Street Hereford HR1 2HU</b>
Telephone number: <b>07976 729333</b>

Where the licence is time limited the dates:
<b>Not applicable</b>

Licensable activities authorised by the licence
<b>FILMS (INDOORS) INDOOR SPORTING EVENTS LIVE MUSIC (INDOORS) RECORDED MUSIC (INDOORS) PERFORMANCE OF DANCE (INDOORS) ANYTHING SIMILAR TO REGULATED ENTERTAINMENT (INDOORS) LATE NIGHT REFRESHMENT (INDOORS) SALE/SUPPLY OF ALCOHOL (CONSUMPTION ON AND OFF THE PREMISES)</b>

The times the licence authorises the carrying out of licensable activities
<b><u>Films</u> Monday – Sunday 20:00 – 04:00</b>
<b><u>Indoor Sporting Events</u> Monday – Sunday 17:00 – 02:00</b>
<b><u>Live Music, Recorded Music, Performance of Dance, Sale/Supply of Alcohol</u> Monday – Saturday 12:00 – 04:00 Sunday 12:00 – 03:00</b>
<b><u>Anything Similar to Regulated Entertainment,</u> Monday – Sunday 10:00 – 03:00</b>
<b><u>Provision of late night refreshment</u> Monday – Saturday 23:00 – 04:30 Sunday 23:00 – 03:30</b>

The opening hours of the premises

**Monday – Saturday 12:00 – 04:30  
Sunday 12:00 – 03:30**

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

**For consumption both on and off the premises**

**Part 2**

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

**Steven Lloyd Harrison**

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

**Not applicable**

Name of designated premises supervisor where the premises licence authorises the supply of alcohol

**Judd Vivash**

State whether access to the premises by children is restricted or prohibited

**Children events - (defined as age 12 – 17yr events)**

**With the exception of staff and performers, an upper age of 17 years will be in place for customers and guests attending the premises**

**The premises shall operate a Challenge 25 Policy**

**Save for events where there is no sale or supply of alcohol, no person under the age of 16 shall be permitted on the premises after 2300hours unless accompanied by a person over the age of 18 years**

## MEMORANDUM

To : LICENSING OFFICER

From : [REDACTED]

Tel : [REDACTED] My Ref : **JWM/383058/**

Date : **07/07/2023** Your Ref :

**LICENSING ACT 2003  
APPLICATION FOR NEW OR VARIATION OF PREMISES LICENCE  
The Venue The Jailhouse, Gaol Street, Hereford, Herefordshire, HR1 2HU**

Having assessed the above application, I would like to make the following representation:

Representation	Industry Guidance
<del>PREVENTION OF CRIME &amp; DISORDER</del>	
<del>PUBLIC SAFETY</del>	
<b>PREVENTION OF PUBLIC NUISANCE</b> Environmental health object to this variation for an outside bar at the premise. This is a noise sensitive area with residential properties on the near vicinity of the outside courtyard area. The premises is a night club establishment, where officers in the past have noted, when stood outside the premises, that loud music with heavy bass is emanating from the enclosed premises and is audible in the immediate area. The use of an outside bar area, which is surrounded by hard standing structures; walls and floor, in a noise sensitive area, where the background levels are very quiet later into the evening, raises significant noise management concerns.	
<del>PROTECTION OF CHILDREN FROM HARM</del>	

### REFERENCES

Please Reference the industry guidance from which your representation has been sourced.

[REDACTED]  
**SPECIALIST TECHNICAL OFFICER (ENVIRONMENTAL HEALTH)  
 HEREFORDSHIRE COUNCIL**

