

County of Herefordshire District Council

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.

We Stonegate Pub Company Limited  
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> PR00453
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Part 1 – Premises Details

<b>Postal address of premises or, if none, ordnance survey map reference or description</b>			
Yates's 58 Commercial Road			
<b>Post town</b>	Hereford	<b>Post code</b>	HR1 2BP

Telephone number at premises (if any)	01432 273078
Non-domestic rateable value of premises	£100,000

Part 2 – Applicant details

<b>Daytime contact telephone number</b>	08451262944		
<b>E-mail address (optional)</b>			
<b>Current postal address if different from premises address</b>	Porter Tun House 500 Capability Green		
<b>Post Town</b>	Luton	<b>Postcode</b>	LU1 3LS

### Part 3 - Variation

Please tick yes

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

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

Day Month Year

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

1. To extend permitted hours for the sale of alcohol, regulated entertainment and Late Night Refreshment until 02.00 Monday – Sunday.
2. To extend the start time for opening hours, films and recorded music to begin at 07.00 Monday – Sunday to allow breakfast opening.
3. To extend terminal hour for opening hours until 02.30 Monday – Sunday.
4. To remove all conditions contained within annex 2 of the premises licence and replace with the operating schedule detailed below.
5. To add in non standard timings as detailed in the application.

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

N/A

### Part 4 Operating Schedule

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

#### Provision of regulated entertainment

Please tick yes

- |   |                                     |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A)  | <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)

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

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

**A**

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

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	07.00	02.00	<b>Please give further details here</b> (please read guidance note 3) Amplified music video, sport, entertainment programs and any entertainment of a like kind (nothing of an adult nature)		
Tue	07.00	02.00			
Wed	07.00	02.00	<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Thur	07.00	02.00			
Fri	07.00	02.00	<b>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</b> (please read guidance note 5)		
Sat	07.00	02.00			
Sun	07.00	02.00			
			An additional hour to the terminal hour on the following notable		

			<p>days: St George's Day; St David's Day, St Patrick's Day, St Andrew's Day, Burns Night, Valentines Night, Halloween, On all Bank Holidays and the Friday, Saturday and Sunday preceding all Bank Holidays, Maundy Thursday, Christmas Eve, Christmas Day &amp; Boxing Day, 27, 28, 29 &amp; 30 December, Bonfire Night and New Year's Day.</p> <p>An additional hour to the standard and non-standard times on the day when British Summertime commences.</p> <p>New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.</p>
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**C**

<p><b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)</p>			<p><b>Please give further details</b> (please read guidance note 3) The playing of indoor pub games, eg skittles, pool, snooker and darts</p>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	
Mon	10.00	02.00	
Tue	10.00	02.00	<p><b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)</p>
Wed	10.00	02.00	
Thur	10.00	02.00	<p><b>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</b> (please read guidance note 5) An additional hour to the terminal hour on the following notable days: St George's Day; St David's Day, St Patrick's Day, St Andrew's Day, Burns Night, Valentines Night, Halloween, On all Bank Holidays and the Friday, Saturday and Sunday preceding all Bank Holidays, Maundy Thursday, Christmas Eve, Christmas Day &amp; Boxing Day, 27, 28, 29 &amp; 30 December, Bonfire Night and New Year's Day.</p> <p>An additional hour to the standard and non-standard times on the day when British Summertime commences.</p> <p>New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.</p>
Fri	10.00	02.00	
Sat	10.00	02.00	
Sun	10.00	02.00	

**D**

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

**E**

Live music Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10.00	02.00	<b>Please give further details here</b> (please read guidance note 3) Music may be via artists singing, karaoke, DJ and other of a similar nature		
Tue	10.00	02.00			
Wed	10.00	02.00	<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Thur	10.00	02.00			
Fri	10.00	02.00	<b>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</b> (please read guidance note 5) An additional hour to the terminal hour on the following notable days: St George's Day; St David's Day, St Patrick's Day, St Andrew's Day, Burns Night, Valentines Night, Halloween, On all Bank Holidays and the Friday, Saturday and Sunday preceding all Bank Holidays, Maundy Thursday, Christmas Eve, Christmas Day & Boxing Day, 27, 28, 29 & 30 December, Bonfire Night and New Year's Day.  An additional hour to the standard and non-standard times on the day when British Summertime commences.  New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Sat	10.00	02.00			
Sun	10.00	02.00			

**F**

Recorded music Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	07.00	02.00	<b>Please give further details here</b> (please read guidance note 3) Amplified music played through an in house sound system		
Tue	07.00	02.00			
Wed	07.00	02.00	<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Thur	07.00	02.00			
Fri	07.00	02.00	<b>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</b> (please read		
Sat	07.00	02.00			

			guidance note 5)
Sun	07.00	02.00	<p>An additional hour to the terminal hour on the following notable days: St George's Day; St David's Day, St Patrick's Day, St Andrew's Day, Burns Night, Valentines Night, Halloween, On all Bank Holidays and the Friday, Saturday and Sunday preceding all Bank Holidays, Maundy Thursday, Christmas Eve, Christmas Day &amp; Boxing Day, 27, 28, 29 &amp; 30 December, Bonfire Night and New Year's Day.</p> <p>An additional hour to the standard and non-standard times on the day when British Summertime commences.</p> <p>New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.</p>

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10.00	02.00	<b><u>Please give further details here</u></b> (please read guidance note 3) Dancing by staff throughout the premises		
Tue	10.00	02.00			
Wed	10.00	02.00	<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Thur	10.00	02.00			
Fri	10.00	02.00	<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 5) An additional hour to the terminal hour on the following notable days: St George's Day; St David's Day, St Patrick's Day, St Andrew's Day, Burns Night, Valentines Night, Halloween, On all Bank Holidays and the Friday, Saturday and Sunday preceding all Bank Holidays, Maundy Thursday, Christmas Eve, Christmas Day & Boxing Day, 27, 28, 29 & 30 December, Bonfire Night and New Year's Day.  An additional hour to the standard and non-standard times on the day when British Summertime commences.  New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Sat	10.00	02.00			
Sun	10.00	02.00			

**H**

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment you will be providing</u></b>		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	10.00	02.00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	10.00	02.00	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed	10.00	02.00			
Thur	10.00	02.00	<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		



Fri	10.00	02.00	note 4)
Sat	10.00	02.00	<p><b>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</b> (please read guidance note 5)</p> <p>An additional hour to the terminal hour on the following notable days: St George's Day; St David's Day, St Patrick's Day, St Andrew's Day, Burns Night, Valentines Night, Halloween, On all Bank Holidays and the Friday, Saturday and Sunday preceding all Bank Holidays, Maundy Thursday, Christmas Eve, Christmas Day &amp; Boxing Day, 27, 28, 29 &amp; 30 December, Bonfire Night and New Year's Day.</p> <p>An additional hour to the standard and non-standard times on the day when British Summertime commences.</p> <p>New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.</p>
Sun	10.00	02.00	

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<p><b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)</p> <p>Indoors <input type="checkbox"/></p> <p>Outdoors <input type="checkbox"/></p> <p>Both <input checked="" type="checkbox"/></p>
Day	Start	Finish	
Mon	23.00	02.00	
Tue	23.00	02.00	<p><b>Please give further details here</b> (please read guidance note 3) Hot food and drink provided as and when required including functions or events</p>
Wed	23.00	02.00	
Thur	23.00	02.00	<p><b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)</p>
Fri	23.00	02.00	
Sat	23.00	02.00	<p><b>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</b> (please read guidance note 5)</p> <p>An additional hour to the terminal hour on the following notable days: St George's Day; St David's Day, St Patrick's Day, St Andrew's Day, Burns Night, Valentines Night, Halloween, On all Bank Holidays and the Friday, Saturday and Sunday preceding all Bank Holidays, Maundy Thursday, Christmas Eve, Christmas Day &amp; Boxing Day, 27, 28, 29 &amp; 30 December, Bonfire Night and New Year's Day.</p> <p>An additional hour to the standard and non-standard times on the day when British Summertime commences.</p> <p>New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.</p>
Sun	23.00	02.00	

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption</b> (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	08.00	02.00			
Tue	08.00	02.00			
Wed	08.00	02.00			
Thur	08.00	02.00	<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 5) An additional hour to the terminal hour on the following notable days: St George's Day; St David's Day, St Patrick's Day, St Andrew's Day, Burns Night, Valentines Night, Halloween, On all Bank Holidays and the Friday, Saturday and Sunday preceding all Bank Holidays, Maundy Thursday, Christmas Eve, Christmas Day & Boxing Day, 27, 28, 29 & 30 December, Bonfire Night and New Year's Day.  An additional hour to the standard and non-standard times on the day when British Summertime commences.  New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Fri	08.00	02.00			
Sat	08.00	02.00			
Sun	08.00	02.00			

**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 8)</p> <p><b>NONE</b></p>
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**L**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	07.00	02.30	
Tue	07.00	02.30	
Wed	07.00	02.30	
Thur	07.00	02.30	
Fri	07.00	02.30	
Sat	07.00	02.30	
Sun	07.00	02.30	<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 5) An additional hour to the terminal hour on the following notable days: St George's Day; St David's Day, St Patrick's Day, St Andrew's Day, Burns Night, Valentines Night, Halloween, On all Bank Holidays and the Friday, Saturday and Sunday preceding all Bank Holidays, Maundy Thursday, Christmas Eve, Christmas Day & Boxing Day, 27, 28, 29 & 30 December, Bonfire Night and New Year's Day.  An additional hour to the standard and non-standard times on the day when British Summertime commences.  New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

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

To remove all conditions contained within Annex 2 of the premises licence and replace them with the Conditions below.

Please tick yes

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

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

Reasons why I have failed to enclose the premises licence or relevant part of premises licence  
 Licence to follow under separate cover as application submitted online

**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,e) (please read guidance note 9)**

The premises licence holder has considered the impact of the proposed variation and notes that the premises fall within the cumulative impact policy area.

Pre-consultation has taken place with Fred Spriggs at the Licensing Authority and Jim Mooney, Police Licensing Officer. The premises had operated with a number of temporary event notices to the hours that had been requested which have not had a negative impact on the licensing objectives. Further the premises believe that the extension of hours at the premises will have a positive effect on the licensing objectives. This is because at present the premises currently have to cease licensable activities at 1am at which time many customers have not finished their evening and they therefore go onto other later licensed premises in Hereford, many of which are open until 3am. By Yates extending their hours until 2am, as has been experienced under temporary event notices and from customer feedback, it is believed that the customers will remain in Yates until the new closing hour and will then leave the premises and go home. Thus, preventing double migration and also preventing further potential flashpoints around the later premises in the early hours of the morning.

The premises have also made enquires in relation to crime and disorder associated with their premises which has shown a significant decrease year on year of alcohol related incidents.

The operating schedule has also been redrafted taking into account conditions requested by the Police Licensing Officer. In particular, it is also submitted that the inclusion of the last admission time of 1am will help reduce the movement of customers around the cumulative impact area. This condition is not currently on the premises licence.

The premises have also considered the Herefordshire Licensing Policy. The licensing policy references zoning of hours as being avoided and rather references a general principle of later opening so that customers can leave for natural reasons, slower over longer periods will be promoted to prevent unnatural concentrations of people.

The cumulative impact policy in Hereford has been in existence for a number of years. The purpose of the policy as stated in annex a, looks at the undesirable consequences where there is a cumulative effect of licensed premises, for example an increase in crime both against property and persons, an increase in noise and disturbance to residents, traffic congestion and/or parking difficulties, littering and fouling. There is no evidence that the premises have caused an increase in crime and indeed the Freedom of Information Act request shows that the premises have significantly reduced their crime incidents associated with their premises. There is no evidence of noise and disturbance to residents, traffic congestion, parking difficulties or littering and fouling. Therefore, using principles of case law established in Brewdog and the recent Sainsburys case, copies of which are attached, the submission is made in this case that the premises can demonstrate comprehensively that they will not add to the existing problems in the area and further the granting of the application will further reduce the potential for any additional crime and disorder.

## b) The prevention of crime and disorder

1. 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 on entrance of exits cameras. Cameras shall encompass all ingress and egress to the premises, fire exits, outside areas and all areas where the sale/supply of alcohol occurs.
2. CCTV will cover external areas at the front of the premises (Commercial Road) to cover any areas used for customer queuing.

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.

Copies of the CCTV will be made available to the Police as soon as reasonable practicable and in any event within 48 hours of the request. In the event of a serious incident (as defined at the time by the duty senior police commander for the area) copies of the CCTV will be made available to the 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 or an authorized person ( as defined by Section 13 of the Licensing Act 2003.

The recording equipment and tapes/discs shall be kept in a secure environment under the control of the DPS or other responsible named individual. An operational daily log report must be maintained endorsed by signature, indicating the system has been checked and is compliant, in the event of any failings actions taken are to be recorded.

In the event of technical failure of the CCTV equipment the Premises Licence holder/DPS/Duty Manager MUST report the failure to the Police on contact number 0300 333 3000 immediately.

3. SIA Licensed Door Staff will be employed at the premises as shown below, until the termination of licensable activities. When employed externally door staff shall wear hi-viz reflective jackets or vests. When employed internally they shall be readily identifiable as door staff.
  - a) On a Friday and Saturday and on a Sunday proceeding Bank Holidays:  
Two (2) SIA door staff shall be employed from 2100hrs  
One (1) Additional (total 3) SIA door staff shall be employed from 2200hrs  
Two (2) Additional (total 5) SIA door staff shall be employed from 2230hrs
  - b) On Thursday from 2130hrs Two (2) SIA Door staff shall be employed where the number of customers on the licensed premises is between 0 and 200 .One(1) Additional SIA door staff shall be employed for each additional 100 customers (or part of) on the licensed premises. (e.g 420 customer would require 4 SIA door staff)
  - c)On Sunday from 9.30 pm - two (2) SIA Door staff shall be employed where the number of customers on the licensed premises is between 0 and 200 .One(1) Additional SIA door staff shall be employed for each additional 100 customers (or part of) on the licensed premises. (e.g 420 customer would require 4 SIA door staff)
  - d) When the bar in the external area is operational, one (1) additional SIA door supervisor shall be employed within the external area on a Friday and Saturday night and on a Sunday preceding a Bank Holiday from 2130hrs to the end of licensed hours.

The Premises licence holder/DPS will employ SIA doorstaff at other times when risk assessment dictates door supervision to be necessary.

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.

4. 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 2002) or the Police, which must record the following:
  - (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (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 persons refused entry to the premises
  - (h) any visit by a relevant authority or emergency service
5. A system shall be in place which is capable of recording electronically and at the time, any refusal of sale of alcohol. The recording shall show the date and time and operators identity. Such information will be made available to an authorised person (as defined by Section 13 of the Licensing Act 2002) or the police on demand at any time after the 24 hour period following the sale
6. No customers carrying open bottles upon entry shall be admitted to the premises at any times when they are open for licensable activities.
7. No open containers shall be removed from the premises.
8. The premises shall be an active member of the locally operated pub watch scheme while such a scheme or similar exists.
9. A Hereford City centre 'Pub Watch Radio' shall be held at the premises. A responsible person shall log on at the control centre at the commencement of licensable activities. A responsible person shall monitor the radio throughout the period which the premises are open for licensable activities. Any information likely to have an impact on any of the licensing objectives shall be transmitted on the radio immediately.
10. A Personal Licence holder will be on the premises from 9 pm until the end of licensable activities on a Friday, Saturday and on any bank holiday or day proceeding a bank holiday and on any day from 9 pm when the premises is open after 12.15 am for licensable activities.
11. 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 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 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.

12. The premises will operate with a minimum of two floor walkers who will be on duty as a minimum on Friday and Saturday nights and Sundays preceding a Bank Holiday from 8pm until close. The floor walkers responsibilities are set out in the floor walkers policy attached to this operating schedule.

#### **c) Public safety**

1. 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.
2. A system shall be place which is capable of showing the number of persons on the premises at any time after 8.30 pm until the end of licensable activities on a Thursday, Friday, Saturday and Sunday. This number shall be given immediately on demand to an authorised person (as defined by Section 13 of the Licensing Act 2002) or police.
3. The reasonable requirements of the Building Control officer will be complied with.
4. 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 2002) or Police on demand.

#### **d) The prevention of public nuisance**

1. 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.
2. 'Noise' from the premises should not be 'audible or discernable' within any occupied permanent structure where people normally reside or sleep, when assessed with windows and doors closed. 'In this condition; '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 discernable' -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 site'.
3. On Friday, Saturday, Sundays before bank holidays, all bank holidays (except Christmas Day) and all other times when the premises is licensed to remain open the licensable activity of the sale/supply of alcohol after 0200hrs, the last time of entry for all customers will be 0100hrs.
4. The rear external area/beer garden shall not be used for Licensable activities after 01.00 hrs. It can be used as a 'smoking area' but the premises licence holder or DPS shall ensure that no drinking vessels are taken in to the area at this time. They shall also ensure that customers do not remain in the area after this time for excessive times.
5. NO regulated entertainment will take place in any external Areas of the premises AFTER 2200hrs.
6. All external doors to the beer garden must be kept closed except for entrance and

exit at all times from 2200hrs. Windows shall be closed at 23:00 hours and adequate ventilation provided.

7. The indoor sporting events shall be restricted to darts, pool, snooker, skittles or other minor sporting games of a similar kind.
8. The exhibition of films shall be restricted to video/DVD entertainment and shall be controlled by the licensee.
9. The premises will operate a dispersal area at the premises a copy of which is attached to the operating schedule and further copies will be provided to the Licensing Authority and Responsible Authorities upon request.

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

1. Persons under the age of 18 will not be allowed on the premises at any time unless accompanied by a person over the age of 18 years.
2. Persons under the age of 18 years will not be permitted on the premises in any event after 2100 hours when regulated entertainment is offered (unless they are attending a private function held on the premises and are accompanied by a person over the age of 18 years).
3. 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) or the police 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.
4. A written or electronic 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 on a daily basis 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.
5. No adult entertainment or services or activities must take place at the premises (Adult Entertainment includes, but is not restricted to, such entertainment or services which would generally include topless bar staff, striptease, lap-table, or pole-dancing, performances involving feigned violence or horrific incidents, feigned or actual sexual acts or fetishism, or entertainment involving strong and offensive language).

**Please tick yes**

- 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, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 5 – Signatures** (please read guidance note 10)

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

Signature	[REDACTED]
Date	04/02/2015
Capacity	Poppleston Allen – Solicitors for & on behalf of the applicant

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

Signature	N/A
Date	N/A
Capacity	N/A

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

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