

Bolsover District Council

Meeting of the Licensing and Gambling Acts Sub-Committee

12th September 2023

To hear representations made under the Licensing Act 2003

Report of the Environmental Health Team Manager (Licensing)

| | |
|------------------------|---|
| Classification | This report is public |
| Contact Officer | Lindsey Delamore, Licensing and Enforcement Officer |

PURPOSE/SUMMARY OF REPORT

To hear representations made under the Licensing Act 2003 and determine whether to grant an application for a variation of a club premises certificate

REPORT DETAILS

1. Background

1.1 Bolsover District Council is responsible for the licensing and regulation of Club Premises Certificates under the Licensing Act 2003. As part of those responsibilities the Licensing and Gambling Acts Sub-Committee is required to consider any application for a club premises certificate where valid representations have been received and not withdrawn.

1.2 The Licensing Act 2003 is clear that four statutory objectives, each of equal importance, must be addressed by the Council when discharging its functions under the legislation.

Those licensing objectives are:

- The prevention of crime and disorder;
- Public safety;
- The prevention of public nuisance; and
- The protection of children from harm.

1.3 In addition to the legislation, the Council must have regard to the Revised Guidance issued under section 182 of the Licensing Act 2003 and to the Council's own licensing policy.

- 1.4 The legislation and statutory guidance are clear that each application must be considered on its own merits and in accordance with the licensing authority's statement of licensing policy. Conditions attached to licences and certificates must be tailored to the individual type, location and characteristics of the premises and events concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions.
- 1.5 A premises may only undertake licensable activities where it holds both planning permission and a Club Premises Certificate to enable it to do so. Planning and Licensing are separate systems of regulatory control; planning deals with the use of the land, and licensing with the detailed operation of a premises where licensable activities take place. Similar considerations are likely to arise in both and there is overlap between the two, but each regime involves consideration of different, albeit related matters and each operate independently. The guidance provides that licensing committees are not bound by decisions made by a planning committee and vice versa.
- 1.6 In September 2018 the Council adopted a revised Licensing Act 2003 Policy. A number of paragraphs within the policy are relevant in this case. These paragraphs are set out below:

2.2 In carrying out its licensing functions, the Licensing Authority must also have regard to the licensing objectives, its Policy Statement and any statutory guidance under the Act and is bound by The Human Rights Act 1998. The Council must also fulfil its obligations under section 17 of the Crime and Disorder Act 1998 to do all that it reasonably can to prevent crime and disorder in Bolsover.

2.4 Guidance on the Licensing Objectives is available on the Government's website at: <https://www.gov.uk/guidance/beer-licensing>

2.5 Licensing law is not the primary mechanism for the general control of antisocial behaviour by individuals once they are beyond the direct control of the individual club, or business holding the licence, certificate or permission concerned. Licensing is about the management of licensed premises and activities within the terms of the Act and conditions attached to various authorisations will be focused on matters which are within the control of the individual licence holder and others.

4.2 *The granting of a licence, certificate or provisional statement will not override any requirement of the planning system or vice-versa. The licensing system will provide for the detailed control of operational matters, which are unlikely to be addressed through planning processes. However there will be overlapping issues of interest e.g. disturbance, which will remain material considerations for planning purposes as well as being relevant in terms of the licensing objectives. Applicants should also ensure that they have due regard to any planning restrictions on the use of premises when applying for licence/certification to avoid any possible enforcement action. Equally any planning approval for a premises does not imply that approval will be giving under the Licensing regime.*

Further information can be found in the Council's Licensing Act 2003 Policy.

2. **Details of Proposal or Information**

2.1 On 18th July 2023, an application to vary a Club Premises Certificate for **Whitwell Social Club, 38 Butt Hill, Whitwell, Worksop, S80 4RP** was received by Bolsover District Council from **Poppleston Allen Solicitors** acting on behalf of **Whitwell Social Club and Institute Limited**. A copy of the current Club Premises Certificate is attached as **Appendix 1** and a copy of the application is attached as **Appendix 2**.

2.2 The application seeks to vary the operating schedule to the Club Premises Certificate as outlined below:

| Licensable activity | Details of Variation |
|----------------------------|--|
| Supply Of Alcohol | To increase the hours for the supply of alcohol for consumption on and off the premises to 11:00 to 01:00 hours the following day, seven days per week. |

2.3 The application has been processed in line with the legislation and all Responsible Authorities were notified of this application.

2.4 The Licensing Team did not receive any formal representations from Responsible Authorities.

2.5 The consultation deadline for this application was the 15th August 2023. By this time the Licensing Team had received two valid representations from members of the public, both of which relate to the prevention of public nuisance. Ms Jill Rafferty's representation is attached as **Appendix 3** and Mr Gareth McGregor and Mrs Lynn McGregor's (also known as Lynn Cottingham) representation is attached as **Appendix 4**.

- 2.6 On 1 August 2023, a further email was received from Mr and Mrs McGregor with additional information to support their representation. The additional information is attached with their original representation as **Appendix 4.**
- 2.7 These parties have a legal right to make a representation.
- 2.8 During the consultation the applicant engaged in mediation with the objectors and offered the following compromise;
- *The removal of the piano*
 - *Garden area will be restricted from 10pm*
 - *Entrance to the Garden Area will be restricted from 10pm*
 - *Members will leave via the main entrance at the front of the building to minimise disruption*
 - *Signage will be erected reminding members to respect their neighbours and minimise disruption*

Details of the proposal are attached as **Appendix 5.**

- 2.9 Following this proposal, the applicant's agent confirmed that Mrs Rafferty was happy with the proposals and was withdrawing her representation. However, at the time of this report, the Licensing Section have still not received confirmation of this from Mrs Rafferty.
- 2.10 Following receipt of the objection from Mr and Mrs McGregor, Mrs McGregor has contacted the Licensing Section to indicate they will be entering into mediation with the applicant. However, at the time of this report, the Licensing Section have not received notification that an agreement has been reached.
- 2.11 At the time of the report, both representations remain valid and unresolved.

3. Reasons for Recommendation

- 3.1 None

4 Alternative Options and Reasons for Rejection

- 4.1 None
-

RECOMMENDATION(S)

1. That the Licensing and Gambling Acts Sub-Committee considers the request for a variation to the current club premises certificate.
2. That the Licensing and Gambling Acts Sub-Committee:
 1. Grant the variation application as applied for;
 2. Grant the variation application, modified to such an extent as the Authority considers appropriate for the promotion of the licensing objectives and any mandatory conditions; or
 3. Refuse the application.

IMPLICATIONS:

Finance and Risk: Yes No

Details:

An appeal against this decision would incur costs in preparing a defence case and to attend Court. Costs may be recovered at the discretion of the Magistrates in the event that the application is dismissed. Costs could be awarded against the Authority in the event that the appeal is successful. In the event that a licence is granted other than in accordance with the Council's Licensing Policy, the reasons for departing from Policy could be subject to scrutiny and the Council's reputation harmed if the decision is not reasonable.

On behalf of the Section 151 Officer

Legal (including Data Protection): Yes No

Details:

The parties have the right to make an appeal to the Magistrates' Court if they are not satisfied with the outcome of the hearing.

On behalf of the Solicitor to the Council

Staffing: Yes No

Details:

On behalf of the Head of Paid Service

DECISION INFORMATION

| | |
|---|----|
| <p>Is the decision a Key Decision? A Key Decision is an executive decision which has a significant impact on two or more District wards or which results in income or expenditure to the Council above the following thresholds:</p> <p>BDC: Revenue - £75,000 <input type="checkbox"/> Capital - £150,000 <input type="checkbox"/></p> <p>NEDDC: Revenue - £100,000 <input type="checkbox"/> Capital - £250,000 <input type="checkbox"/></p> <p><input checked="" type="checkbox"/> <i>Please indicate which threshold applies</i></p> | No |
| <p>Is the decision subject to Call-In? <i>(Only Key Decisions are subject to Call-In)</i></p> | No |

| | |
|---|---------------------------|
| <p>District Wards Significantly Affected</p> | None |
| <p>Consultation: Leader / Deputy Leader <input type="checkbox"/> Cabinet / Executive <input type="checkbox"/> SAMT <input type="checkbox"/> Relevant Service Manager <input type="checkbox"/> Members <input type="checkbox"/> Public <input type="checkbox"/> Other <input type="checkbox"/></p> | <p>No</p> <p>Details:</p> |

| |
|--|
| <p>Links to Council Ambition (BDC)/Council Plan (NED) priorities or Policy Framework including Climate Change, Equalities, and Economics and Health implications.</p> |
| All |

| DOCUMENT INFORMATION | |
|----------------------|--------------------------------------|
| Appendix No | Title |
| 1 | Current Club Premises Certificate |
| 2 | Variation Application Form |
| 3 | Ms Rafferty's Representation |
| 4 | Mr and Mrs McGregor's Representation |
| 5 | Applicant's Proposal |

Background Papers

(These are unpublished works which have been relied on to a material extent when preparing the report. They must be listed in the section below. If the report is going to Cabinet (NEDDC) or Executive (BDC) you must provide copies of the background papers)

Application Form and Supporting documentation

General enquiries - 01246 242424
 Licensing Section - 01246 242417 (direct line)
 e-mail: licensing@bolsover.gov.uk
 fax - 01246 242423
 20 March, 2006



Sherwood Lodge
 Bolsover
 Derbyshire
 S44 6NF

Licensing Act 2003

Club Premises Certificate**CP0006**

Club Details

NAME OF CLUB IN WHOSE NAME THIS CERTIFICATE IS GRANTED AND RELEVANT POSTAL ADDRESS OF CLUB

Whitwell Social Club and Institute Limited

38 Butt Hill, Whitwell, Worksop, Nottinghamshire, S43 4RT.

Telephone 01909 720459

IF DIFFERENT FROM ABOVE THE POSTAL ADDRESS OF CLUB PREMISES TO WHICH THE CERTIFICATE RELATES, OR IF NONE, ORDINANCE SURVEY MAP REFERENCE OR DESCRIPTION

Not applicable

WHERE THE CLUB PREMISES CERTIFICATE IS TIME LIMITED THE DATES

Commences **24/11/2005**Expires **Not Applicable**

QUALIFYING CLUB ACTIVITIES AUTHORIZED BY THE CERTIFICATE

- an indoor sporting event
- a performance of live music
- the supply of alcohol
- the supply of alcohol

THE TIMES THE CERTIFICATE AUTHORIZES THE CARRYING OUT OF QUALIFYING CLUB ACTIVITIES

| Activity (and Area if applicable) | Description | Time From | Time To |
|--|---|---|--|
| D. Indoor sporting event | Monday to Sunday Fixed by the board of directors and posted in the club | | |
| E. Performance of live music (Indoors) | Monday to Sunday Fixed by the board of directors and posted in the club | | |
| L. The supply of alcohol by or on behalf of a club, or to the order of, a member of the club for consumption ON and OFF the premises | Monday to Saturday Sunday Christmas Day Christmas Day Good Friday New Years Eve From the end on supply of alcohol times on New Years Eve to the start of supply of alcohol times on New Years Day | 11:00am Noon Noon 7:00pm Noon | 11:00pm 10:30pm 3:00pm 10:30pm 10:30pm |
| L. The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption on the premises where the sale takes place | Monday to Saturday Sunday Christmas Day | 11:00am Noon Noon | 11:00pm 10:30pm 3:00pm |

General enquiries - 01246 242424
 Licensing Section - 01246 242417 (direct line)
 e-mail: licensing@bolsover.gov.uk
 fax: - 01246 242423
 20 March, 2005



Sherwood Lodge
 Bolsover
 Derbyshire
 S44 6NF

Licensing Act 2003 Club Premises Certificate

CP0006

THE TIMES THE CERTIFICATE AUTHORISES THE CARRYING OUT OF QUALIFYING CLUB ACTIVITIES - continued ...

| Activity (and Area if applicable) | Description | Time From | Time To |
|--|---|-----------|---------|
| L. The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption on the premises where the sale takes place - continued ... | | | |
| | Christmas Day | 7:00pm | 10:30pm |
| | Good Friday | Ncon | 10:30pm |
| | New Years Eve | | |
| | From the end on supply of alcohol times on New Years Eve to the start of supply of alcohol times on New Years Day | | |

THE OPENING HOURS OF THE CLUB

| Description | Time From | Time To |
|--|-----------|---------|
| Monday to Sunday | | |
| Fixed by the board of directors and posted in the club | | |

WHERE THE CERTIFICATE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- L. The supply of alcohol by or on behalf of a club, or to the order of, a member of the club for consumption ON and OFF the premises
- L. The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption on the premises where the sale takes place

ANNEXES

ANNEX 1 - MANDATORY CONDITIONS

None

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

The club shall be operated in accordance with the club rule book, a copy of which is appended, submitted with the application to convert the club registration certificate.

ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

None



Bolsover
Application for a variation to a club premises
certificate
Licensing Act 2003

For help contact
licensing@bolsover.gov.uk
 Telephone: 01246 217884

* required information

Section 1 of 18

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

| | | |
|---|---|--|
| System reference | <input type="text" value="Not Currently In Use"/> | This is the unique reference for this application generated by the system. |
| Your reference | <input type="text" value="JHA/17583/1"/> | You can put what you want here to help you track applications if you make lots of them. It is passed to the authority. |
| Are you an agent acting on behalf of the applicant? | Put "no" if you are applying on your own behalf or on behalf of a business you own or work for. | |
| <input checked="" type="radio"/> Yes | <input type="radio"/> No | |

Applicant Details

| | | |
|--------------------------|--|-----------------------|
| * First name | <input type="text" value="Whitwell Social Club and Institute Limited"/> | |
| * Family name | <input type="text" value="Whitwell Social Club and Institute Limited"/> | |
| * E-mail | <input type="text" value="j.harvey@popall.co.uk"/> | |
| Main telephone number | <input type="text" value="0115 8538500"/> | Include country code. |
| Other telephone number | <input type="text"/> | |
| <input type="checkbox"/> | Indicate here if the applicant would prefer not to be contacted by telephone | |

Is the applicant:

| | |
|---|--|
| <input checked="" type="radio"/> Applying as a business or organisation, including as a sole trader | A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby. |
| <input type="radio"/> Applying as an individual | |

Applicant Business

| | | | |
|--|---|---|--|
| * Is the applicant's business registered in the UK with Companies House? | <input checked="" type="radio"/> Yes | <input type="radio"/> No | |
| * Registration number | <input type="text" value="00111487"/> | | |
| * Business name | <input type="text" value="Whitwell Social Club and Institute Limited"/> | If the applicant's business is registered, use its registered name. | |
| * VAT number | <input type="text" value="GB"/> <input type="text" value="Unknown"/> | Put "none" if the applicant is not registered for VAT. | |
| * Legal status | <input type="text" value="Private Limited Company"/> | | |

Appendix 2 (Page 2 of 11)

Continued from previous page...

* Applicant's position in the business

Home country The country where the applicant's headquarters are.

Registered Address Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

An agent that is a business or organisation, including a sole trader A sole trader is a business owned by one person without any special legal structure.

A private individual acting as an agent

Agent Business

* Is your business registered in the UK with Companies House? Yes No

* Is your business registered outside the UK? Yes No

* Business name If your business is registered, use its registered name.

* VAT number Put "none" if you are not registered for VAT.

* Legal status

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| | |
|---|----------------------|
| Continued from previous page... | |
| * Your position in the business | Solicitor |
| Home country | United Kingdom |
| The country where the headquarters of your business is located. | |
| Agent Business Address | |
| If you have one, this should be your official address - that is an address required of you by law for receiving communications. | |
| * Building number or name | 37 |
| * Street | Stoney Street |
| District | |
| * City or town | Nottingham |
| County or administrative area | |
| * Postcode | NG1 1LS |
| * Country | United Kingdom |
| Section 2 of 18 | |
| APPLICATION DETAILS | |
| Club premises certificate number | CP0006 |
| Name of club | Whitwell Social Club |
| The above named club applies for a club premises certificate under section 84 of the Licensing Act 2003 for the premises named in this section 2 below. | |
| Club Premises Address | |
| <input checked="" type="radio"/> Address <input type="radio"/> OS map reference <input type="radio"/> Description | |
| Building number or name | 38 |
| Street | Butt Hill |
| District | |
| City or town | Whitwell |
| County or administrative area | Nottinghamshire |
| Postcode | S80 4RP |
| Country | United Kingdom |

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Continued from previous page...

Club Premises Contact Details

Are the contact details the same as (or similar to) those given in section one? If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

E-mail

Telephone number

Other telephone number

Name Of Person Performing Duties Of A Secretary To The Club

First name

Family name

Address Of Person Performing Duties Of A Secretary To The Club

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Secretary Contact Details

E-mail

Telephone number

Other telephone number

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VARIATION

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

Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

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 to the late night levy.

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Continued from previous page...

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

Describe Briefly The Nature Of The Proposed Variation

Describe the premises, for example the type of premises it is, its general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for people to consume these off-supplies, please include a description of where this will be and its proximity to the premises.

To vary the hours for the supply of alcohol for consumption on and off the premises to 11:00 to 01:00 the following day 7 days per week.

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will there be a change to the provision of plays?

Yes No

Section 5 of 18

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will there be a change to the provision of films?

Yes No

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PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will there be a change to the provision of indoor sporting events?

Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will there be a change to the provision of boxing or wrestling entertainments?

Yes No

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PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

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| | |
|---|--|
| Continued from previous page... | |
| Will there be a change to the provision of live music? | |
| <input type="radio"/> Yes <input checked="" type="radio"/> No | |
| Section 9 of 18 | |
| PROVISION OF RECORDED MUSIC | |
| See guidance on regulated entertainment | |
| Will there be a change to the provision of recorded music? | |
| <input type="radio"/> Yes <input checked="" type="radio"/> No | |
| Section 10 of 18 | |
| PROVISION OF PERFORMANCES OF DANCE | |
| See guidance on regulated entertainment | |
| Will there be a change to the provision of performances of dance? | |
| <input type="radio"/> Yes <input checked="" type="radio"/> No | |
| Section 11 of 18 | |
| PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE | |
| See guidance on regulated entertainment | |
| Will there be a change to the provision of anything similar to live music, recorded music or performances of dance? | |
| <input type="radio"/> Yes <input checked="" type="radio"/> No | |
| Section 12 of 18 | |
| SUPPLY OF ALCOHOL | |
| Will there be changes to the supply of alcohol by or on behalf of a club to, or to the order of a member of the club? | |
| <input checked="" type="radio"/> Yes <input type="radio"/> No | |
| Standard Days And Timings | |
| MONDAY | 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. |
| Start <input type="text" value="11:00"/> | End <input type="text" value="01:00"/> |
| Start <input type="text"/> | End <input type="text"/> |
| TUESDAY | |
| Start <input type="text" value="11:00"/> | End <input type="text" value="01:00"/> |
| Start <input type="text"/> | End <input type="text"/> |
| WEDNESDAY | |
| Start <input type="text" value="11:00"/> | End <input type="text" value="01:00"/> |
| Start <input type="text"/> | End <input type="text"/> |
| THURSDAY | |
| Start <input type="text" value="11:00"/> | End <input type="text" value="01:00"/> |
| Start <input type="text"/> | End <input type="text"/> |

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| | |
|--|---|
| Continued from previous page... | |
| FRIDAY | Start <input type="text" value="11:00"/> End <input type="text" value="01:00"/> Start <input type="text"/> End <input type="text"/> |
| SATURDAY | Start <input type="text" value="11:00"/> End <input type="text" value="01:00"/> Start <input type="text"/> End <input type="text"/> |
| SUNDAY | Start <input type="text" value="11:00"/> End <input type="text" value="01:00"/> Start <input type="text"/> End <input type="text"/> |
| Will the supply of alcohol be for consumption? | |
| <input type="radio"/> On the premises <input type="radio"/> Off the premises <input checked="" type="radio"/> Both | If the club wishes members and their guests to be able to consume alcohol on the premises tick on, if the club wishes people to be able to purchase alcohol to consume away from the premises tick off. If the club wishes people to be able to do both tick both |
| State any seasonal variations | |
| For example (but not exclusively) where the activity will occur on additional days during the summer months. | |
| | |
| Non-standard timings. Where the club intends to use the premises for the supply of alcohol at different times from those listed in the column on the left, list below | |
| For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve. | |
| | |
| Section 13 of 18 | |
| HOURS CLUB PREMISES ARE OPEN TO THE MEMBERS AND GUESTS | |
| Will there be changes to the sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption on the premises where the sale takes place? | |
| <input type="radio"/> Yes <input checked="" type="radio"/> No | |
| Section 14 of 18 | |
| ADULT ENTERTAINMENT | |
| Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the club premises that may give rise to concern in respect of children. | |

Appendix 2 (Page 8 of 11)

Continued from previous page...

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 etc gambling machines etc.

n/a

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CURRENT CONDITIONS

Identify those conditions currently imposed on the certificate which you believe could be removed as a consequence of the proposed variation you are seeking

Give details here.

n/a

I will be submitting the club premises certificate

I will be submitting the relevant part of the club premises certificate

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LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

see b) to e) below

b) The prevention of crime and disorder

The applicant believes that no further measures are necessary to promoted the licensing objectives

c) Public safety

The applicant believes that no further measures are necessary to promoted the licensing objectives

d) The prevention of public nuisance

The applicant believes that no further measures are necessary to promoted the licensing objectives

| |
|--|
| Continued from previous page... |
| e) The protection of children from harm |
| The applicant believes that no further measures are necessary to promoted the licensing objectives |
| Section 17 of 18 |
| NOTES ON REGULATED ENTERTAINMENT |
| In terms of specific regulated entertainments please note that: |
| <ul style="list-style-type: none"> • 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: <ul style="list-style-type: none"> o a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises. o 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. o 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. o 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. o 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: <ul style="list-style-type: none"> o 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. o 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. o 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. |

Continued from previous page...

- 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:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o 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;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o 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.

Section 17 of 18**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. Variation Fees are determined by the non-domestic rateable value of the premises. To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00*

Band E - £125001 and over £635.00*

Note: Credit Cards are NOT acceptable for payment. Debit Cards only.

* Fee amount (£)

100.00

DECLARATION

I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

Poppleston Allen Solicitors

* Capacity

Agent Solicitor

* Date

18 / 07 / 2023

dd mm yyyy

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/club-licensing/bolsover/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

Continued from previous page...

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.

OFFICE USE ONLY

| | |
|----------------------------|--|
| Applicant reference number | <input type="text" value="JHA/17583/1"/> |
| Fee paid | <input type="text"/> |
| Payment provider reference | <input type="text"/> |
| ELMS Payment Reference | <input type="text"/> |
| Payment status | <input type="text"/> |
| Payment authorisation code | <input type="text"/> |
| Payment authorisation date | <input type="text"/> |
| Date and time submitted | <input type="text"/> |
| Approval deadline | <input type="text"/> |
| Error message | <input type="text"/> |
| Is Digitally signed | <input type="checkbox"/> |