



Civic Centre,
Arnot Hill Park,
Arnold,
Nottinghamshire,
NG5 6LU

Agenda

Licensing Act Panel

Date: **Tuesday 19 July 2016**

Time: **10.00 am**

Place: **Council Chamber**

For any further information please contact:

Lyndsey Parnell

Senior Elections and Members' Services Officer

0115 901 3910

Licensing Act Panel

Membership

Chair

Vice-Chair

Councillor Bob Collis
Councillor Marje Paling
Councillor Jane Walker

AGENDA

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- 1 Election of a Chair.**
- 2 Apologies for Absence.**
- 3 Declarations of Interest.**
- 4 Application for the Variation of an Existing Premises Licence-
McDonalds Restaurant, Sir John Robinson Way, Arnold. 5 - 36**

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ON THE APPLICATION OF MCDONALDS RESTAURANTS LIMITED FOR A
VARIATION OF THE EXISTING PREMISES LICENCE UNDER LICENSING ACT
2003 FOR THE PREMISES AT MCDONALDS RESTAURANT SIR JOHN
ROBINSON WAY ARNOLD NOTTINGHAM NG5 6BN

LICENSING PANEL HEARING

Tuesday, 19 July 2016
at 10.00 AM

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LICENSING PANEL & COMMITTEE HEARING PROCEDURE

1. Upon notification that a matter is to be put before a Licensing Panel or the Committee, the applicant, interested parties and the responsible authorities shall within the time period provided for in the relevant regulations give notice to the Licensing Office stating
 - i. Whether they intend to be represented at the hearing
 - ii. The names and addresses of any witnesses that they intend to call
 - iii. The time estimate for their presentation/representations to the Committee
 - iv. Whether they consider a hearing to be unnecessary
2. Where a large number of interested parties are involved they will be encouraged to appoint a spokesperson or spokespersons so as to avoid duplication of evidence in so far as is possible.
3. Anyone invited to attend before a Panel or the Committee may bring legal or other professional representatives with them if they so wish. Advocates are, however, reminded that these are civil proceedings and inquisitorial rather than adversarial in nature. Aggressive advocacy is not encouraged and will not be tolerated.
4. Copies of the application and representations made by the parties will have been circulated to members prior to the hearing. However in appropriate cases, where a matter is to proceed to a hearing the applicant will be expected to supply a further 6 copies of the plan accompanying the application for use at the hearing. The hearing will concentrate solely on those areas of the application which are in dispute. The Authority is under an obligation to disregard information which is not relevant to the application, representation, or notice or to the licensing objectives. Advocates are therefore asked to be as succinct as possible and should be aware that the Chair may impose a time limit within which parties are to present their case.
5. Whilst additional material in support of the application, representation or notice may be taken into account by the Authority, such material should be provided and circulated by the producer to all parties concerned (including the Authority) as soon as possible before the hearing. Material produced at the hearing can only be admitted with the consent of all the other parties. The late production of material may lead to a hearing having to be adjourned and is discouraged. Additional material which reveals a new ground of representation or which is not relevant to the application, representation or notice lodged will be disregarded
6. Any party who intends to put additional written material before the Panel or the

Committee should provide 18 copies of that material to the licensing Office if the application is to go to the full Committee and 6 copies if the matter is to go before the Panel. Applicants should note that changes to application plans during the application process should be notified to the licensing Office as soon as possible and are likely to result in a new application having to be submitted. All relevant documentation received by the Authority will be sent to Members of the Panel/Committee and interested parties before the hearing if at all possible. Any failure to adhere to the requirements listed above may result in a case having to be adjourned and therefore delay the decision.

7. Where a party does not attend the hearing and is not represented the Authority may either adjourn the hearing if it is in the public interest to do so, or may continue with the hearing in the party's absence. If the latter option is followed the Committee/Panel will still consider any application, representation, or notice submitted by the absent party in so far as it is relevant.
8. The following procedure will ordinarily be followed at the Panel/Committee hearing:
 - i. The Chair will introduce themselves, other members and relevant officers. The Chair will also ask the applicant, interested parties and the responsible authorities to introduce themselves and any witnesses they wish to call. The Chair will then outline the procedure to be followed by the Panel/Committee and any time limits to be imposed on the presentation of cases.
 - ii. The applicant will be asked to present their case. Where a general presentation is made interested parties and the responsible authorities may ask questions at the end of that presentation. However, where witnesses are called, it is expected that each witness will give their evidence and then be open for questioning once their evidence has finished. The next witness will then give evidence. The order for asking questions will be:
 - Responsible Authorities
 - Interested parties
 - Panel/Committee Members
 - Legal advisor to the Panel/Committee (where appropriate)
 - iii. Responsible authorities, and interested parties will then be given an opportunity to present their representations. Once the representation has been presented and any evidence given, there will be an opportunity for questions to be asked firstly, by the applicant and then by other responsible authorities and interested parties, members and the legal advisor to the Panel/Committee. Where there is more than one body making representations to an application the order for the hearing of representations will normally be the responsible authorities followed by interested parties

- iv. Once all the evidence has been given responsible authorities, and interested parties will be given an opportunity to sum up their representations in the same order as they presented their case. The applicant will then be given an opportunity to sum up their case and have the final word.
 - v. Whilst Hearings will normally be conducted in Public the Panel/Committee does have powers of exclusion (which cover the public, the press, and even applicants, parties and their representatives) in appropriate circumstances. The Panel/Committee will however always discuss and make its decision on the application in private.
 - vi. The decision will normally be announced in public and transmitted in writing in accordance with the relevant rules and guidance. The decision may however be notified where applicable to the parties in writing at a subsequent date following the conclusion of the hearing.
9. If all parties agree and the Authority considers it appropriate, a hearing may be dispensed with. In some circumstances (where representations are not withdrawn), the Panel/Committee may still have to determine the application but will do so having considered the papers previously submitted. In such circumstances the Authority would also consider the terms of any "consent order" drawn up by the parties indicating terms upon which all of the relevant parties would be content that the application be granted.
10. Adjournments
- i. Due to the time constraints upon the Panels/Committee, applications for adjournments will only be granted where absolutely necessary
 - ii. Once a hearing date has been set it is for the parties to ensure that they attend or are represented. Hearings may proceed in the absence of a party and in such circumstances the party's original representations will be taken into account together with any further material in support of that representation which has been served on all parties before the day of the hearing.
 - iii. If it is not possible for a party or their witness to attend a hearing the Authority's preference would be for their representation to proceed by way of written evidence
 - iv. If it is necessary to make an application for an adjournment the party seeking the adjournment should seek the consent of all other parties to the application and notify the Licensing Office as soon as possible that an adjournment may be sought. If all parties agree the matter may be adjourned administratively.
 - v. If not agreed administratively the matter will remain listed before the Panel/ Committee to hear the application and determine whether to agree the adjournment or proceed.
 - vi. The Authority may adjourn proceedings of its own motion where it considers it necessary for its consideration of any application, representations or notice made or where it considers it to be in the interests of natural justice.
 - vii. Where an adjournment is granted all parties will be given notice of the adjournment and the new hearing date.

11. Applications to Extend Time Limits

- i. These may be dealt with administratively but will only be granted where it is necessary in the public interest.
- ii. Applications should be made to the Licensing Officer identifying:-
 - i. the licensing application and premises concerned,
 - ii. the person making the application for the time limit to be extended
 - iii. the time limit concerned,
 - iv. the reasons why that time limit cannot be complied with,
 - v. the extension sought,
 - vi. why it is believed that it would be in the interests of justice to grant the application, and
 - vii. whether all other parties have agreed to an extension of time.
- iii. Where an extension is granted all parties will be given notice of the extension.

THE PANEL'S CONSIDERATIONS

The Panel will disregard any information given or evidence produced, which is not relevant to the application or the promotion of the licensing objectives.

The Objectives are: -

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

Each objective is of equal importance.

The Panel will have regard to the national Guidance issued under Section 182 of the Licensing Act 2003 and the Borough Council's own Statement of Licensing Policy.

The Panel has a duty to act in a manner which is compatible with the Human Rights Act 1998.

A Licence is regarded as property for the purposes of the Human Rights Act 1998. Article 1 of the First Protocol states that:

"Every natural or legal person is entitled to the peaceful enjoyment of his possessions. No one shall be deprived of his possessions except in the public interest and subject to the conditions provided for by law and by the general principles of international law.

The preceding provisions shall not, however, in any way impair the right of a State to enforce such laws as it deems necessary to control the use of property in accordance with the general interest or to secure the payment of taxes or other contributions or penalties."

The Panel must also take into account the effect on local residents. Article 8 states:

"1. Everyone has the right to respect for his private and family life, his home and his correspondence.

2. There shall be no interference by a public authority with the exercise of this right except such as is in accordance with the law and is necessary in a democratic society in the interests of national security, public safety or the economic well-being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedoms of others."

Three stage test to be applied: -

1. Is the interference in accordance with the law?
2. Is the interference necessary in a democratic society in pursuit of one of the legitimate aims set out above?
3. Is the decision proportionate i.e. striking a fair balance between the demands of the general interests of the community and the requirement to protect the individual's fundamental rights?

Fund 8/ £315.00 CLR to Cash Office 31.5.16

The Licensing Act 2003 (Forms) (Amendment) Regulations 2013 - Schedule 1, Regulation 3

Insert name and address
of relevant licensing
authority and its
reference number
(optional)

Gedling Borough Council
Licensing Section
Civic Centre
Arnot Hill Park
Arnold, Nottingham
NG5 6LU

LIC4
RECEIVED
31 MAY 2016

SCANNED

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.

XWe McDonald's Restaurants Limited

(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

Premises licence number
12/01224/PREMVE

Part 1 - Premises Details

Postal address of premises or, if none, ordnance survey map reference or description McDonald's Restaurants Limited Sir John Robinson Way Nottingham Road, Arnold	
Post town Nottingham	Post code NG5 6BN
Telephone number at premises (if any)	0115 967 0427
Non-domestic rateable value of premises	£ 74,500.00

Part 2 - Applicant Details

Daytime contact telephone number		
E-mail address (optional)		
Current postal address if different from premises address	11/59 High Road East Finchley	
Post town	London	Post code N2 8AW

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			
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

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

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

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

The premises currently have a premises licence which allows the provision of late night refreshment on Mondays to Sundays from 23:00 until 01:00, and the provision of recorded music on Mondays to Sundays from 05:00 until 01:00.

The proposed variation is to extend the opening hours and provision of late night refreshment on Mondays to Sundays from 01:00 until 05:00.

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 all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<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 7)			Will the performance of a play take place indoors or outdoors or both - please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue			State any seasonal variations for performing plays (please read guidance note 5)		
Wed			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 (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both - please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Wed			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 (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 5)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick (please read guidance note 3)	
Day	Start	Finish	Indoors	
Mon				<input type="checkbox"/>
Tue				<input type="checkbox"/>
Wed				<input type="checkbox"/>
Thur				<input type="checkbox"/>
Fri				<input type="checkbox"/>
Sat				<input type="checkbox"/>
Sun				<input type="checkbox"/>

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both - please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both - please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both - please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both - please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon					Outdoors
Tue			Both		<input type="checkbox"/>
Wed			Please give further details here (please read guidance note 4)		
Thur					
Fri			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Sat					
Sun			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 (please read guidance note 6)		

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place <u>indoors or outdoors or both - please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	23:00	05:00	Please give further details here (please read guidance note 4) The premises will operate as a restaurant selling food and non-alcoholic drinks for consumption on and off the premises.	Both	<input type="checkbox"/>
Tue	23:00	05:00			
Wed	23:00	05:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur	23:00	05:00			
Fri	23:00	05:00	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 (please read guidance note 6)		
Sat	23:00	05:00			
Sun	23:00	05:00			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption <u>- please tick</u> (please read guidance note 8)	On the premises	<input type="checkbox"/>
Day	Start	Finish		Off the premises	<input type="checkbox"/>
Mon			State any seasonal variations for the supply of alcohol (please read guidance note 5)	Both	<input type="checkbox"/>
Tue					
Wed			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

The premises will operate as an outlet of food and non-alcoholic drink and does not provide any adult entertainment or service that gives rise to a concern in respect of children.

L

Hours premises are open to the public

Standard days and timings
(please read guidance note 7)

Day	Start	Finish
Mon	05:00	05:00
Tue	05:00	05:00
Wed	05:00	05:00
Thur	05:00	05:00
Fri	05:00	05:00
Sat	05:00	05:00
Sun	05:00	05:00

State any seasonal variations (please read guidance note 5)

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
(please read guidance note 6)

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.

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 10)

Please see attached Operating Schedule.

b) The prevention of crime and disorder

Please see attached Operating Schedule.

c) Public safety

Please see attached Operating Schedule.

d) The prevention of public nuisance

Please see attached Operating Schedule.

e) The protection of children from harm

Please see attached Operating Schedule.

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, 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.**

Operating Schedule

General

This restaurant understands that in extending our opening hours we have a duty to the local community and that we continue to protect our staff and customers from danger and harm. We believe that the systems we have in place are robust, thorough and will, as far as reasonably practicable, secure the promotion of the four licensing objectives. It should be noted that no McDonald's restaurant within the United Kingdom serves alcohol and further none of our drinks or food are served to customers in glass receptacles.

We are eager to work in partnership with all responsible authorities to ensure the promotion of the four licensing objectives. We also seek to work with the local communities, whom we serve, in achieving a successful cohesion between our business operations and our neighbours.

Prevention of Crime and Disorder

This restaurant is keen to work in partnership with the local police service to prevent crime and disorder.

CCTV

McDonald's operates a robust CCTV Policy to ensure compliance with Data Protection Legislation and to assist the Police with the prevention and detection of crime. At all stores where CCTV is in operation appropriate signage reflecting this information is displayed.

McDonald's operate digital motion activated CCTV systems where images are retained on a hard drive system. All CCTV equipment is of a standard suitable to record images of a proper quality, it meets the industry standard and has LGC Forensics or Kalagate Certification. As part of the digital system an alarm will sound if the equipment is faulty or not recording, thereby alerting management for the need to intervene. The CCTV system is regularly serviced by qualified maintenance technicians.

Access to the CCTV system will be provided to Police Officers at their request.

Staffsafe

A Staffsafe™ system with both audio and visual monitoring capability will be installed in the restaurant, this system, can be activated by either fixed or mobile panic buttons. Once activated the system links the restaurant to an external monitoring centre capable of intervening to resolve crime and disorder issues and/or provide the appropriate advice or instruction to support and protect the restaurant's staff and customers.

At this restaurant all shift managers have safety and security training; including Maybo SIA accredited Conflict Management Training.

Public Safety

This restaurant is keen to work in partnership with the local Fire Service and Environmental Health Officer to ensure public safety.

This restaurant has safety systems in place to protect the safety of customers and staff at all times (such as Staffsafe). We work with the local Environmental Health Office and local Fire Service to ensure we are complying, as far as reasonably practicable, with relevant Health and Safety and Fire Safety Legislation. This restaurant is also subject to inspections from our own safety and security teams to ensure our systems are being maintained.

All of our restaurant staff receive comprehensive safety training to ensure that safe working methods are adopted and all staff are trained on the restaurant's evacuation procedure in the event of a fire or other dangerous occurrence.

This store operates a "No Open Alcohol Containers" policy to prevent persons carrying open alcohol into the in-store area.

Public Nuisance

Litter

McDonald's were the first company in our sector to introduce litter patrols in the early 1980's. McDonald's is committed to carry out litter patrols collecting both McDonald's packaging and any other litter that has been carelessly discarded. We are happy to act on recommendations from the Environmental Health Officer should they feel that we should extend our patrol to a nearby area, as far as this is reasonably practicable.

All of McDonald's packaging displays the "Bin It" symbol to encourage our customers to deal with their waste responsibly. Further details regarding McDonald's commitment to reducing waste and litter nuisance can be found at the "Our World" section of the McDonald's website:
<http://www.mcdonalds.co.uk/ourworld/environment/policy.shtml>

Noise

Where it is practical to do so we are content to put measures in place to limit noise. All McDonald's restaurant doors are self-closing and we try to encourage our customers to be considerate to our neighbours and to limit noise both when ordering their food and on leaving the local area.

The Protection of Children from Harm

McDonald's do not anticipate that unaccompanied children will use the restaurant in the extended hour's period covered by this licensing application. We do however take their safety extremely seriously and will continue to employ the same practices to ensure that they are protected from harm at all times when visiting the restaurant.

Conditions agreed with the Police Licensing Enforcement Officer (Mansfield Police Station):

1. McDonald's Restaurants Limited will ensure that the footpath immediately outside the front of the restaurant is kept clear of litter emanating from the premises.
2. Children's parties will not be held during the licensed period.
3. The store will operate a "No Open Alcohol Containers" policy to prevent persons carrying open alcohol into the in-store area.
4. All access/egress doors shall be self-closing to limit noise nuisance.
5. McDonald's Restaurants Limited will install and maintain an internal & external digital CCTV system with recording equipment shall be installed and maintained at the premises.

All recordings used in conjunction with CCTV shall:

- Be of evidential quality in all lighting conditions; and
- Indicate the correct time and date; and
- Be retained for a period of 31 consecutive days

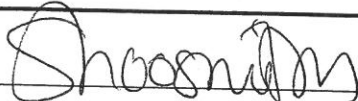
A member of staff who has been trained to use the CCTV system must be on the premises at all times licensable activities are authorised, as the recorded images must be made available for inspection and downloading immediately upon request to officers of Responsible Authorities.

All downloaded images must be provided in a format that is viewable without the need for specialist equipment and/or software

6. McDonald's Restaurants Limited will erect signage which will request persons be respectful to the premises' neighbours and request them to leave the premises promptly when the restaurant is open after 11pm.
7. An incident/accident book shall be kept to record all instances of disorder, damage to property and personal injury at the premises. This book shall be made available for inspection and copying by the Police and other officers of Responsible Authorities immediately upon request, and all such books shall be retained at the premises for at least 12 months.

Part 5 - Signatures (please read guidance note 11)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	27th May 2016
Capacity	Solicitor / Authorised Agent for 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 13). If signing on behalf of the applicant, please state in what capacity.

Signature			
Date			
Capacity			
Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 14) Shoosmiths LLP Licensing Assistant Amanda Claridge The Lakes			
Post town Northampton		Post code NN4 7SH	
Telephone number (if any)		03700 863627	
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) Amanda.Claridge@shoosmiths.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 to 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 for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. 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.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.
8. 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'.
9. 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.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
14. This is the address which we shall use to correspond with you about this application.

Premises Licence Summary

LICENSING ACT 2003

Schedule 12 Part A Regulation 33,34

Premises Licence Number	12/01224/PREMVE (previously 05/00393/PREMCO)
Date of Grant	22 September 2005
Date of Variation	11 October 2012
Address	McDonalds Restaurant Sir John Robinson Way Nottingham Road Arnold Nottingham
Postcode	NG5 6BN
Telephone number	0115 9670427
Licensable activities authorised by the licence	Provision of late night refreshment Provision of recorded music
Times the licence authorises the carrying out of the licensable activities	Provision of late night refreshment Monday – Sunday 23:00hrs - 01:00hrs Provision of recorded music Monday – Sunday 05:00 hrs – 01:00hrs
Opening hours of the premises	Monday – Sunday 05:00hrs - 01:00hrs
Name (registered) address of the holder of the premises licence	McDonald's Restaurants Limited 11/59 High Road East Finchley London N2 8AW
Registered number of company	N/A
Name of designated premises supervisor where the licence authorises the supply of alcohol	N/A
Access to premises by children - restricted or prohibited	N/A

PREMISES LICENCE

LICENSING ACT 2003

Schedule 12 Part A

Regulation 33,34

Premises Licence Number	12/01224/PREMVE (previously 05/00393/PREMCO)
Date of Grant	22 September 2005
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Address	McDonald's Restaurant Sir John Robinson Way Nottingham Road Arnold Nottingham
Postcode	NG5 6BN
Telephone number	0115 9670427
Licensable activities authorised by the licence	Provision of late night refreshment Provision of recorded music
Times the licence authorises the carrying out of the licensable activities	Provision of Late Night Refreshment Monday – Sunday 23:00 hrs – 01:00hrs Provision of Recorded Music Monday – Sunday 05:00 hrs – 01:00hrs
Opening hours of the premises	Monday – Sunday 05:00hrs – 01:00hrs
Whether the supplies of alcohol are on and/ off the premises	N/A
Name (registered) address, telephone number and e mail of the holder of the premises licence	McDonald's Restaurants Limited 11/59 High Road East Finchley London N2 8AW
Registered number of company if Applicable	01002769
Name, address and telephone number of the designated premises supervisor	N/A

Personal licence number and issuing authority of the personal licence held by the designated premises supervisor	N/A
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Annex 1 – Mandatory conditions

Licensing Act 2003

None

Annex 2 – Conditions consistent with the Operating Schedule

1. An internal and external digital CCTV system with recording equipment shall be installed and maintained at the premises.

All recordings used in conjunction with CCTV shall:

- Be of evidential quality in all lighting conditions; and
- Indicate the correct time and date; and
- Be retained for a period of 31 consecutive days

A member of staff who has been trained to use the CCTV system must be on the premises at all times licensable activities are authorised, as the recorded images must be made available for inspection and downloading immediately upon request to officers of Responsible Authorities.

All downloaded images must be provided in a format that is viewable without the need for specialist equipment and/or software.

2. The store will operate a "No Open Alcohol Containers" policy to prevent persons carrying open alcohol into the in-Store area.

3. McDonald's Restaurants Limited will erect signage which will request persons be respectful to the premises' neighbours and request them to leave the premises promptly when the restaurant is open after 11pm.

Annex 3 – Conditions attached after a hearing by the Licensing Authority

None

Annex 4 – Plans - See attached

24TH JUNE 2016
RESIDENTS OF NOTTINGHAM ROAD, DAYBROOK

Objection to McDonalds restaurant extending their licensing hours.

The Prevention of Public Nuisance.

We the residents of 16, 18 and 20 Nottingham Road, Daybrook Nottingham object to the application of McDonalds restaurant opening between the hours of 1am – 5am everyday of the week.

We live in a residential setting and we all feel that this would be a breach of peace and cause major distress for our families and us

Our properties all face the restaurant and we would experience constant nuisance noise issues if this were to go ahead

Please find listed below some of the concerns we have and had to deal with;

Vibrations of car engines in the drive thru and waiting in the bay areas
Full beam lights which all point into our properties
Nuisance of taxi's sounding horns
Litter in our properties
Raised voices
Banging of car doors
Car Alarms going off
Loud music coming from vehicles

This all contributes to sleepless nights or disturbed sleep for all our families.

Please find below signatures from

Colette L Thomas
20 Nottingham Road



24.6.16

Denise Opie
18 Nottingham Road



24.6.16

Barbara Wilding
16 Nottingham Road



24.6.16

Rachel Pentlow

From: Horton, Paul <paul.horton@nottinghamshire.pnn.police.uk>
Sent: 03 June 2016 12:25
To: licensing
Cc: Rachel Pentlow; Rhodes-Best, Susan
Subject: McDonalds Sir John Robinson Way Nottingham Road Arnold
Attachments: McDonalds Arnold Nottingham.doc

Hi Rachel

Hope you are well,

After consultation with the Sgt at Arnold in relation to the application to vary Premise Licence for the above we have no comment or objection

Please note that conditions are attached to the application as per a meeting with the Area Manager before the application was submitted

Conditions also attached for your information

Regards

Paul

Paul Horton (7271)
Police Licensing Enforcement Officer
County Division

Operational Support Unit
Nottinghamshire Police
Mansfield Police Station
Great Central Road
Mansfield
Nottinghamshire NG18 2HQ

Tel: 101

Internal: Ext: (805) 3204

Direct Dial 0115 8445966

Mobile: 0791 726 6425

Fax: 01623 483968

Police Non Emergency Dial 101 (or 0115 967 0999 if outside of Notts.) Ext: (805) 3204

E Mail: Paul.Horton@nottinghamshire.pnn.police.uk

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Unless otherwise stated please treat as restricted

McDonalds Sir John Robinson Way Arnold Nottingham

(Proposed Conditions)

1. McDonald's Restaurants Limited will ensure that the footpath immediately outside the front of the restaurant is kept clear of litter emanating from the premises.
2. Children's parties will not be held during the licensed period.
3. The store will operate a "No Open Alcohol Containers" policy to prevent persons carrying open alcohol into the in-store area.
4. All access/egress doors shall be self closing to limit noise nuisance.
5. McDonald's Restaurants Limited will install and maintain An internal & external digital CCTV system with recording equipment shall be installed and maintained at the premises.

All recordings used in conjunction with CCTV shall:

- Be of evidential quality in all lighting conditions; and
- Indicate the correct time and date; and
- Be retained for a period of 31 consecutive days

A member of staff who has been trained to use the CCTV system must be on the premises at all times licensable activities are authorised, as the recorded images must be made available for inspection and downloading immediately upon request to officers of Responsible Authorities.

All downloaded images must be provided in a format that is viewable without the need for specialist equipment and/or software

6. McDonald's Restaurants Limited will erect signage which will request persons be respectful to the premises' neighbours and request them to leave the premises promptly when the restaurant is open after 11pm.
7. An incident/accident book shall be kept to record all instances of disorder, damage to property and personal injury at the premises. This book shall be made available for inspection and copying by the Police and other officers of Responsible Authorities immediately upon request, and all such books shall be retained at the premises for at least 12 months.

Rachel Pentlow

From: Terry Buttle
Sent: 28 June 2016 13:45
To: Rachel Pentlow
Subject: Macdonalds

Hello Rachel

I am not sure whether or not Kevin forwarded these suggested conditions to you about the proposed change of license for Macdonalds. If not I would like these to be added to the objection or passed on to the applicants.

Having looked at the application and made a visit to the site I have the following concerns.

1. Customers in vehicles who have been instructed by McDonalds employees to wait in the bays marked "1" and "2" outside the main door, waiting for food, are likely to impact on the dwellings on the opposite side of Nottingham Road with engine noise and possibly amplified music as well as voices. I am proposing to place a condition that requires " the two bays to the front entrance used for customers collecting foods cannot be used between the hours of 23.00 and 05.00.
2. Please provide the noise levels generated by the speakers at the ordering point used by McDonalds employees to communicate with customers in Vehicles

Thanks a lot

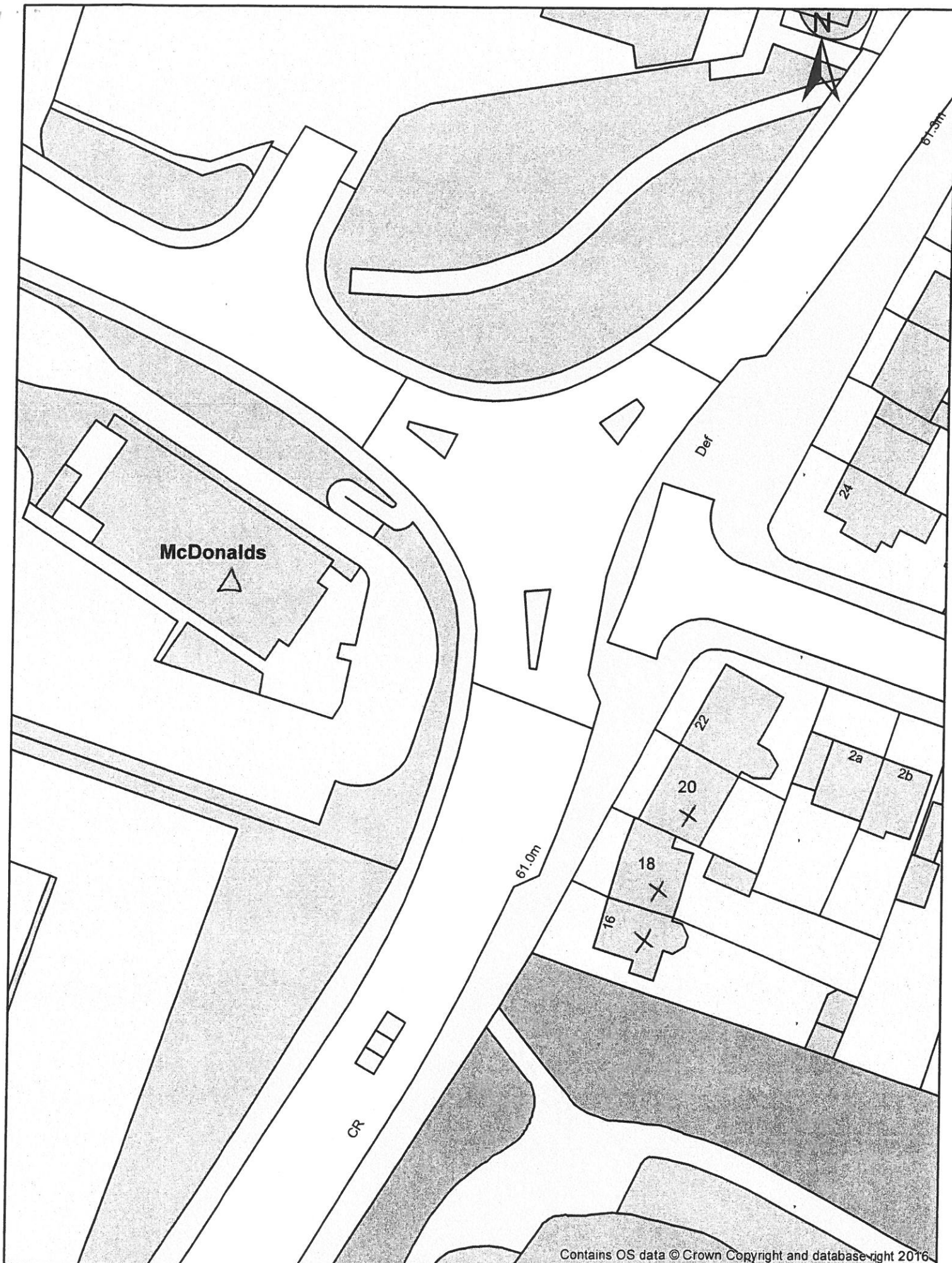
Terry Buttle

Technical Officer - *Public Protection Section*

Gedling Borough Council

Civic Centre, Arnot Hill Park, Arnold, Nottinghamshire, NG5 6LU

Tel 0115 9013836



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Gedling
Borough Council

Civic Centre, Arnot Hill Park, Arnold,
Nottinghamshire, NG5 6LU

△ McDonalds Restaurant
Sir John Robinson Way

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X INTERESTED
PARTIES

Date July 2016
Scale 1:500

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