

Agenda

Licensing Act Panel

Date: **Monday 18 March 2024**

Time: **10.30 am**

Place: **Council Chamber**

For any further information please contact:

Democratic Services

committees@gedling.gov.uk

0115 901 3844

Licensing Act Panel

Membership

Chair

Vice-Chair

Councillor Alison Hunt
Councillor Marje Paling
Councillor Martin Smith

WEBCASTING NOTICE

Please note that this meeting will be live streamed on the Council's YouTube channel and via the website (www.gedling.gov.uk). At the start of the meeting the Chair will confirm if all or part of the meeting is being broadcast.

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AGENDA

Page

- 1 Election of Chair
- 2 Apologies for absence
- 3 To approve, as a correct record, the minutes of the meeting held on 26 October 2023. 5 - 6
- 4 Declarations of Interest
- 5 Consideration of an application to vary a premises licence - Land at rear of Griffins Head 7 - 54

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MINUTES LICENSING ACT PANEL

Thursday 26 October 2023

Councillor Alison Hunt (Chair)

Councillor Martin Smith

Councillor
Hinton

Clive

Towsey-

Officers in Attendance: C Allcock and B Hopewell

6 ELECTION OF CHAIR

Councillor Hunt was elected as Chair for the meeting.

7 APOLOGIES FOR ABSENCE

None.

8 TO APPROVE, AS A CORRECT RECORD, THE MINUTES OF THE MEETING HELD ON 4 OCTOBER 2023.

RESOLVED:

That the minutes of the above meeting, having been circulated, be approved as a correct record.

9 DECLARATIONS OF INTEREST

None.

10 APPLICATION FOR A REVIEW OF THE PREMISES LICENSE AT B2B EVENTS LTD, LIME LANE WOODS, ARNOLD - LICENSING ACT 2003.

The Panel considered an application to review Premise Licence 21/00583/PREM held by B2B Events Ltd, Lime Lane Woods, Arnold.

In addition to the written representations in the bundle, the panel considered additional information provided by both parties prior to the hearing and heard live evidence from:

1. Sunil Vidhani (the Applicant)
2. Aaron Cowley and Carolyn Cowley of B2B Events Ltd (Licence Holders)
3. Jenny Higgins (Witness for the Licence Holder)
4. Lorraine Brown (Witness for the Licence Holder)

In making its decision, the Panel had regard to the Gedling Borough Council Licensing Policy, the guidance issued under section 182 of the Licensing Act 2003 and the Human Rights Act 1998 and carefully considered all the evidence presented to it, including the additional information provided by both parties prior to the meeting.

The Panel made the decision to promote the 4 Licensing Objectives:

1. Prevention of crime and disorder
2. Public Safety
3. Prevention of Public Nuisance
4. Protection of Children from harm

RESOLVED:

To take no action against the Premise Licence.

The meeting finished at 3.55 pm

Signed by Chair:
Date:

Agenda Item 5

ON THE APPLICATION OF PUNCH TAVERNS LIMITED TO VARY A PREMISES LICENCE
UNDER LICENSING ACT 2003 FOR THE PREMISES AT LAND AT REAR OF GRIFFINS HEAD

LICENSING ACT PANEL
HEARING: MONDAY 18th MARCH 2024
AT 10.30 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 is 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 it's 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?

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Punch Taverns 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 18/01816/PREMTR

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Land at rear of Griffins Head Moor Road Papplewick			
Post town	Nottingham	Postcode	NG15 8EN

Telephone number at premises (if any)	
Non-domestic rateable value of premises	Band A

Part 2 – Applicant details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address	Jubilee House Second Avenue		
Post town	Burton-Upon-Trent	Postcode	DE14 2WF

Part 3 - Variation

Please tick as appropriate

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

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

DD	MM	YYYY

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

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

This is an application to add record and live music as follows –

Monday- Sunday 12:00pm - 22:00pm

To extend to sale of alcohol to-

Monday- Sunday 12:00pm - 22:00pm (currently 12:00- 21:00)

To add the following conditions –

- The dps shall give notice of the event dates no later than 2 months before the first day of the event to the Licensing Authority and the Safety Advisory Group.
- There will be a maximum of 3 events per calendar year with a capacity of over 300.
- No events with the capacity of over 300 will take place within 14 clear days of each other
- The number of persons accommodated on the event site at any one time shall not exceed 1500
- The dps will submit the final agreed version of the Event Management Plan to the Licensing Authority no later than 1 months before the day of the event and will liaise with relevant Responsible Authorities in the development of prior drafts.
- The Event Management Plan shall (as a minimum) contain:
 - A detailed site plan, showing (as a minimum) bar, stage & toilets.
 - Details of security and stewarding arrangements for the event;
 - A Traffic Management Plan.
 - A Noise Management Plan.
 - An Alcohol Management Plan.
- The DPS will maintain overall responsibility for the event and will be accountable for ensuring that all licensing objectives are met and premises licence conditions are adhered to.
- The DPS shall facilitate site inspections for relevant Responsible Authorities prior to, during and after event days if requested.

- A music management plan will be drawn up and implemented at the premises. The Plan will set out the following
 - Checks to be completed prior to musicians playing (including musician having agreed to reduce volumes if required by DPS/ manager)
 - Positions for monitoring music levels during sound check or if no sound check during first 20 minutes of performance
 - Method for checking likelihood of levels being considered a public nuisance
 - Method for recording check
 - Requirements for dealing with complaints

The Plan will be updated periodically and in line with changes in best practice. The Plan will be made available to officers from the Council responsible authorities to inspect

- a. At the start of any external music event, sound checks will be carried out at locations in the vicinity of the premises as set out in the External music management plan. The person undertaking the checks will ensure that the levels are such that in their opinion they are unlikely to be considered a public nuisance. If required, the levels shall be reduced and re-checked to ensure that they comply with this condition. Such plan to be agreed with the Environmental Protection Service.
- b. A complaints log will be maintained at the premises and any complaints received will be recorded therein. As a minimum the log will record: date and time of complaint, name of complainant (if known), description of complaint and any remedial action taken. The complaints log will be made available to officers from the Council Environmental Health team to inspect.

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

Part 4 Operating Schedule

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

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

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

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
			State any seasonal variations for performing plays (please read guidance note 6)		
Tue					
			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 7)		
Wed					
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 5)					
Mon								
Tue								
Wed						State any seasonal variations for the exhibition of films (please read guidance note 6)		
Thur								
Fri						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 7)		
Sat								
Sun								

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)	
Day	Start	Finish		
Mon			State any seasonal variations for indoor sporting events (please read guidance note 6)	
Tue				
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 7)
Fri				
Sat				
Sun				

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 5)					
Mon								
Tue								
Wed						State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6)		
Thur								
Fri						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 (please read guidance note 7)		
Sat								
Sun								

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>						
				Outdoors	<input type="checkbox"/>						
				Both	<input checked="" type="checkbox"/>						
Day	Start	Finish	Please give further details here (please read guidance note 5)								
Mon											
	12:00	22:00									
Tue											
	12:00	22:00									
Wed						State any seasonal variations for the performance of live music (please read guidance note 6)					
	12:00	22:00									
Thur											
	12:00	22:00									
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 7)		
	12:00	22:00									
Sat											
	12:00	22:00									
Sun											
	12:00	22:00									

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>						
				Outdoors	<input type="checkbox"/>						
				Both	<input checked="" type="checkbox"/>						
Day	Start	Finish	Please give further details here (please read guidance note 5)								
Mon											
	12:00	22:00									
Tue											
	12:00	22:00									
Wed						State any seasonal variations for the playing of recorded music (please read guidance note 6)					
	12:00	22:00									
Thur											
	12:00	22:00									
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 7)		
	12:00	22:00									
Sat											
	12:00	22:00									
Sun											
	12:00	22:00									

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Thur					
Fri			<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> (please read guidance note 7)		
Sat					
Sun					

H

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

1

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

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input checked="" type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6)					
Mon								
	12:00	22:00						
Tue								
	12:00	22:00						
Wed								
	12:00	22:00						
Thur						<u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
	12:00	22:00						
Fri								
	12:00	22:00						
Sat								
	12:00	22:00						
Sun								
	12:00	22:00						

K

<p>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 10).</p>
--

L

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

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 11)

- The dps shall give notice of the event dates no later than 2 months before the first day of the event to the Licensing Authority and the Safety Advisory Group.
- There will be a maximum of 3 events per calendar year with a capacity of over 300.
- No events with the capacity of over 300 will take place within 14 clear days of each other
- The number of persons accommodated on the event site at any one time shall not exceed 1500
- The dps will submit the final agreed version of the Event Management Plan to the Licensing Authority no later than 1 months before the day of the event and will liaise with relevant Responsible Authorities in the development of prior drafts.
- The Event Management Plan shall (as a minimum) contain:
 - A detailed site plan, showing (as a minimum) bar, stage & toilets.
 - Details of security and stewarding arrangements for the event;
 - A Traffic Management Plan.
 - A Noise Management Plan.
 - An Alcohol Management Plan.
- The DPS will maintain overall responsibility for the event and will be accountable for ensuring that all licensing objectives are met and premises licence conditions are adhered to.
- The DPS shall facilitate site inspections for relevant Responsible Authorities prior to, during and after event days if requested.

b) The prevention of crime and disorder

- A complaints log will be maintained at the premises and any complaints received will be recorded therein. As a minimum the log will record date and time of complaint, name of complainant (if known), description of complaint and any remedial action taken. The complaints log will be made available to officers from the Council Environmental Health team to inspect.

c) Public safety

d) The prevention of public nuisance

- A music management plan will be drawn up and implemented at the premises. The Plan will set out the following
 - Checks to be completed prior to musicians playing (including musician having agreed to reduce volumes if required by DPS/ manager)
 - Positions for monitoring music levels during sound check or if no sound check during first 20 minutes of performance
 - Method for checking likelihood of levels being considered a public nuisance
 - Method for recording check
 - Requirements for dealing with complaints

The Plan will be updated periodically and in line with changes in best practice. The Plan will be made available to officers from the Council responsible authorities to inspect

- At the start of any external music event, sound checks will be carried out at locations in the vicinity of the premises as set out in the External music management plan. The person undertaking the checks will ensure that the levels are such that in their opinion they are unlikely to be considered a public nuisance. If required, the levels shall be reduced and re-checked to ensure that they comply with this condition. Such plan to be agreed with the Environmental Protection Service.

e) The protection of children from harm

Checklist:

Please tick to indicate agreement


- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.




- I have sent copies of this application and the plan to responsible authorities and others where applicable. - Online
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 5 – Signatures (please read guidance note 12)

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

Signature	
Date	26 January 2024
Capacity	Solicitor to applicant

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)			
 TLT Solicitors One Redcliff Street			
Post town	Bristol	Post code	BS1 6TP
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
			

PREMISES LICENCE

LICENSING ACT 2003

Schedule 12 Part A

Regulation 33,34

Premises Licence Number	18/01816/PREMTR (previously 10/00593/PREM)
Date of Grant	22 September 2010
Date of Transfer	03 October 2018
Address	Land at rear of Griffins Head Moor Road Papplewick Nottingham
Postcode	NG15 8EN
Telephone number	0115 9633672
Licensable activities authorised by the licence	Supply of alcohol
Times the licence authorises the carrying out of the licensable activities	Supply of alcohol Monday – Sunday 12:00 hours – 21:00 hours
Times premises open	At the licence holder's discretion
Whether the supplies of alcohol are on and/ off the premises	Supplies of alcohol on the premises only
Name (registered) address, telephone number and e mail of the holder of the premises licence	Punch Taverns Limited Jubilee House Second Avenue Burton-Upon-Trent DE14 2WF 01283502600
Registered number of company if Applicable	03752645
Name, address and telephone number of the designated premises supervisor	Nicola Lee – effective from 12.09.23 [REDACTED] [REDACTED] [REDACTED] [REDACTED]
Personal licence number and issuing	PA/BF/1435 Chesterfield Borough Council

authority of the personal licence held by the designated premises supervisor	
---	--

Annex 1 – Mandatory conditions

Licensing Act 2003

Supply of alcohol:

1. No supply of alcohol may be made under this licence –
 - a. At a time when there is no Designated Premises Supervisor in respect of it or,
 - b. At a time when the Designated Premises Supervisor does not hold a personal licence or his personal licence is suspended
2. Every sale or supply of alcohol made under this premises licence must be made or authorised by a person who holds a personal licence.
3. Door supervisors must be licensed by the Security Industry Authority.

In force from 28th May 2014

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1—
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) “permitted price” is the price found by applying the formula—
$$P = D + (D \times V)$$
where—
 - (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.”

In force from 1st October 2014

1. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be

considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

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

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

3. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

(a) a holographic mark, or

(b) an ultraviolet feature.

4. The responsible person must ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”

Annex 2 – Conditions consistent with the Operating Schedule

1. A Challenge 21 scheme shall operate at the premises. Any person who appears to be under 21 years of age shall not be served alcohol unless they produce an acceptable form of identification (passport or driving licence or PASS accredited card).
2. The Challenge 21 Notice shall be displayed at the point of sale on the premises.
3. A bound and sequentially paginated refusals book shall be kept to record all instances where service is refused. Details to show
 - The basis for refusal
 - The person making the decision to refuse; and
 - The date and time of the refusal.Such record to be held by the premises licence holder for at least 12 months and shall be made available for inspection and copying by the police, or other officer of a Responsible Authority, immediately upon request.

Annex 3 – Conditions attached after the hearing by the Licensing Authority on 21st September 2010

None

**Annex 4 – Plans -
See attached**



Fire safety and other safety equipment shall be provided and maintained in accordance with relevant British Standards and requirements of the Responsible Authorities

Edged red – area used for the supply of alcohol, provision of regulated entertainment and late night refreshment

**Field at the rear of
GRIFFIN'S HEAD
Moor Road
Papplewick
Nottingham
NG15 8EN**

SCALE 1:1250

Licensing Act 2003 Licensing Representation Form

If you wish you can use this form to make your representation to the Licensing Authority.

Representations can be made against a licence application by an interested party. Representations may also be made on behalf of an interested party by a representative e.g. MP, solicitor, or a friend. **Please be mindful that that your representation can be viewed by the Applicant or by a representative of the Applicant. It may also be read out in public at the Licensing Panel hearing.**

(a) **Please indicate in which capacity you are making this representation by ticking a box below:**

An individual

A business

A person representing the individual(s)/business(es)

A body representing the individual(s)/business(es)

Representations are only relevant to an application if they relate to at least one of the four Licensing Objectives listed below:

- 1. The Prevention of Crime and Disorder**
- 2. Public Safety**
- 3. Prevention of Public Nuisance**
- 4. The Protection of Children from Harm**

Representations may be made at any time during a period of **28 consecutive days** starting on the day after the application was given to the Licensing Authority. In the case of a closure order issued by the Police, representations may be made during the seven days that follow relevant notice being given to the Local Authority by the Magistrates Court, starting on the day after the day the notice was received.

(b) Please enter contact details of interested party below:

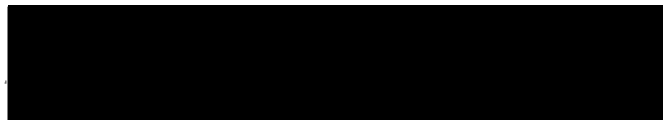
Name: WENDY EYRE AND MATTHEW DAVE

Address: 8 FOREST LANE, PAPPLEWICK, NOTTINGHAM

Postcode: NG15 8FF

Telephone number (optional):

E-mail (optional):



(c) Please confirm name and address of person or business affected if different from the address given above:

Name:

Address:

Postcode:

(d) Please provide details of the application to which you wish to make a representation.

Name of Applicant: PUNCH TAVERNS LIMITED

Address of Premises: LAND AT REAR OF GRIFFINS HEAD, MOTOR ROAD,
PAPPLEWICK, NOTTINGHAMSHIRE, NG15 8EN

Application for: VARIATION TO PREMISES LICENCE NO

18/01816/PREM TR

Details of your representation (please ensure relevance to the above licensing objectives):

SEE ATTACHED

(Please continue on separate sheet if necessary)

Details of representation relating to application by Punch Taverns Limited for a variation to Premises Licence No. 18/01816/PREMTR in respect of Land At Rear Of Griffins Head, Moor Road, Papplewick, Nottinghamshire, NG15 8EN to:

Extend the licensable activity hours for sale of alcohol to Monday – Sunday 12:00 hours – 22:00 hours

and

Add the provision of recorded and live music for the below hours: Monday- Sunday 12:00 hours - 22:00 hours

This representation is being made as it relates to the **Prevention of Public Nuisance Licensing Objective**, as detailed in the Statement Licensing Policy issued by Gedling Borough Council and effective from 7th January 2024 until 6th January 2029.

In line with section 2.4 of the Licensing Policy, we are making this representation as we are directly affected and impacted by this proposed variation to the Premises Licence. We have lived in Papplewick for over 14 years. Over the last 4 years there have been significant changes to the entertainment activities at The Griffins Head. While we accept that there has been a change of landlord and management team and there have been no issues since the new team took over in May/June 2023, during 2021 and 2022 we had significant issues and made numerous complaints to the landlord regarding entertainment activities taking place on the land to the rear of pub and also in the marquee behind the pub. We also made a formal complaint to Gedling Council. We see this proposed variation as formalising a return to the use of the field and the marquee as noisy entertainment venues with loud music playing throughout the day during weekends, especially during the summer months. We were attracted to live in Papplewick because of the listed status of the pub and the protected status and conditions relating to the field. This has materially changed over the last 4 years with the addition of the marquee and the extension of the beer garden and this application will only serve to formalise and embed that further.

Specifically, we are concerned about:

- The nature of the area within which the variation to premises is situated. The plan proposes to locate a bar within a few feet of our property. Used from 12:00-22:00 for up to 1,500 people, this will create a noise nuisance for us, plus other anti social behaviours associated with drinking and events.
- Given that there are no services to the proposed bar location, it is likely that a generator will be required. The use of a generator to power the marquee was a significant issue between us and The Griffins Head in 2021-2023 as it was a constant noise from 12:00-24:00 and could start earlier or later on occasion. The generator needs to operate for longer than the supply of alcohol hours. The marquee generator was removed in May 2023 but a return to this situation if a generator was to be used for the bar is likely to be unacceptable to us
- The nature, type and frequency of the proposed activities is not acceptable to us. While there may be 3 events per year of 1,500 people, there could be unlimited events of 300, all using a bar located at the end of our garden.

- We do not believe that the applicant has taken into consideration the impact on us and our property in their proposal and there is no mention of this in their Operating Schedule

While not directly related to this application, we would also like to record once again with Gedling Council that we believe the marquee has now become a permanent fixture at The Griffins Head, rather than the temporary, well ventilated space it was erected for during the Covid period.

(e) Please indicate which of the Licensing Objectives your representation refers to by ticking the relevant box(es) below:

The Prevention of Crime and Disorder

Public Safety

Prevention of Public Nuisance

The Protection of Children from Harm

(f) Suggest alternatives

If possible please suggest alterations to the application, or conditions that would resolve the problem mentioned above, again paying attention to the licensing objectives.

Once the Licensing Section has received this form you will receive a written acknowledgment and you may be contacted to discuss the issue prior to any referral to a Licensing Panel hearing.

Please tick this box if you do not intend to attend or be represented at any hearing. This means that only your written representation will be able to be considered.

If you wish to withdraw any representations you may do so confirming this in writing to the address given below, providing you do so no later than 24 hours before the any hearing, or otherwise orally at the hearing.

Signed:

PRINT NAME:

WENDY EIRE

MATTHEW DONEY

Date: ... 23 ... FEBRUARY 2024.

Please now return this completed form to the following address:

**Licensing Section
Public Protection
Gedling Borough Council
Civic Centre
Arnot Hill Park
Arnold
Nottingham NG5 6LU**

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The information regarding the Councils Privacy Policy can be found at:
www.gedling.gov.uk/Licensing-privacy

From: [William Langston](#)
To: [Abbie Hutchinson](#)
Cc: [Kevin Nealon](#)
Subject: Griffins Head Land License Variation
Date: 28 February 2024 14:01:10

Good Afternoon Abbie, I hope you are well.

Having taken time to consider the licensing application submitted for the land at the rear of the Griffins Head Pub, I have determined that I have no objections or concerns for reasons I will expand on below.

Existing License

There is an existing premises license for the land at the rear of the Griffins Head which allows licensable activities between 12pm and 9pm.

The existing license has been in place since 2010.

Many small scale events have been occurring on this land for some time, including classic car events.

Past Complaints

The Council received a number of complaints regarding loud music from the pub in 2022. The pub had erected a marquee during covid as many pubs had, and music was playing from this area. Following an investigation and discussions with management this was stopped, and the pub now utilises temporary event notices for this area. Since the use of these, the Council has not received any further complaints.

In addition to this, I understand the management of the pub changed in 2023.

Action I have taken

- Attended a site visit with the brewery area manager, the Griffins Head manager and the events manager.
- We discussed my concerns, and they matched with their own concerns.
- We also discussed their plans and wants for the events
- I have confidence in the motives and the ability of the organisations and all 3 managers involved in these events.
- The organiser is marketing the event as a 'festival' however realistically it is a community focussed event and not what I would describe as a typical festival.
- The music is focussed at families, with tribute acts to Taylor Swift, Ed Sheeran etc expected
- The initial request was for up to 3000 people on site, however this was

immediately identified by myself as well as all 3 managers in attendance that this was too high an unnecessary for the scope of events they wanted to hold

- It was agreed that a maximum of 1500 people would attend the site including staff.
- I determined that there would be a maximum of 3 events over 300 person attendance, meaning the smaller events such as the classic car event were not affected by this condition.
- In order to ensure that there was never a full weekend of events or weekends back to back I conditioned that it could only be a standalone day event style, therefore no event over 300 attendance will occur within 14 days of each other.
- The applicant will submit an event management plan at least 1 month before the event, allowing time for relevant authorities to make comments and recommendations.
- A music management plan will be drawn up for the premises and available for relevant authorities to view and comment on.
- A complaint log will be maintained and available for relevant authorities.

Final Considerations

With all of these conditions in place I have no concerns about this event in terms of noise. I feel it would be unreasonable to object to a premises that wishes to hold events up to 10pm no more than 3 times per year.

Should problems arise, the Council has separate enforcement powers to deal with them if they occur.

Kind Regards,

William Langston MCIEH
Technical/Environmental Health Officer

Gedling Borough Council
Civic Centre, Arnot Hill Park
Arnold, Nottingham NG5 6LU
0115 901 3656
www.gedling.gov.uk

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From: [Enquiries](#)
To: [LicensingHandover](#)
Subject: FW: GRIFFINS HEAD - EVENT FIELD.- AH dealing 23.02.24
Date: 23 February 2024 11:06:03
Attachments: [image001.png](#)

From: Daveen Brown [REDACTED]
Sent: Friday, February 23, 2024 10:55 AM
To: Enquiries <Enquiries@gedling.gov.uk>
Subject: Fwd: GRIFFINS HEAD - EVENT FIELD.

Abbey

Please see below agreement between the applicant and Nottinghamshire Police.

If you have any questions etc ring me on [REDACTED]

Regards

Daveen

Sent from [Outlook for Android](#)

From: Kate Bull [REDACTED]
Sent: Wednesday, February 21, 2024 9:44:30 AM
To: Daveen Brown [REDACTED]
Subject: RE: GRIFFINS HEAD - EVENT FIELD.

Morning Daveen

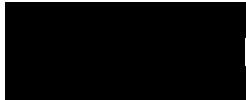
My client has confirmed they are happy to add the proposed conditions below.

Kind Regards

Kate Bull

Paralegal

for TLT LLP



www.tlt.com

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The Employment (Allocation of Tips) Act comes into force on the 1 July 2024

The Government is consulting to gather views on the [draft statutory Code of Practice](#) on the distribution and allocation of tips

A link to the consultation, which runs through to the 22 February 2024, can be found [here](#)

From: Daveen Brown [REDACTED]
Sent: Tuesday, February 20, 2024 2:47 PM
To: Kate Bull [REDACTED]
Subject: GRIFFINS HEAD - EVENT FIELD.

Kate

I believe you are acting as the authorised agent for this application. Regarding the application for a new premise licence at the above address, I have read through the application you have submitted.- I am happy with the times requested. As part of this application I would like to propose the following which, if the licence is granted would become legally binding conditions to be adhered to and placed upon such a licence. These are all alluded to in your application, just worded as to standardised Police terminology.

Please note that Gedling Borough Council may also request conditions under their control.

A list of forthcoming events shall be supplied to the police at least 4 weeks prior to the event and shall contain the following information:

1. The timings of the events.

2. The name, address and telephone contact details of the organiser of the event, or hirer of the premises/ part of the premises.
3. The anticipated number of persons attending the event, not exceeding 1500.
4. Any other information requested by the police sufficient to determine whether there is a risk of public disorder.
5. Where either the management at the premises or the police consider that a forthcoming event has a risk of disorder, the management at the premises shall, in consultation with the police, undertake a risk assessment. If the police are not satisfied with the management proposals contained in the risk assessment, the event shall not proceed so long as the police have given written notice seven days prior to the date of the event.

6. The DPS shall risk assess the need for SIA registered door supervisors at the premises, and/or employ such door supervisors at such times and in such numbers as deemed necessary by the risk assessment, and/or at any other times upon agreement with the Police. Cognisance shall be taken of Police advice if events are taking place which may directly or indirectly impact on the safety of staff and customers and provision shall be made for the required number of SIA licensed door supervisors to be on duty at times as agreed with the Police i.e. events requiring extra Police resources (Bank Holiday weekends, significant international or local sporting events etc.) The written risk assessment shall be made available on request to the Police and/or Licensing Authority.

Please take time to consider these conditions, if you wish to discuss this with me further please contact me using the details below. I am more than happy to go through these conditions with you.

If you agree to the conditions above, please reply to this email trail and add the following - **“On behalf of my client, I accept this email as agreement of proposed conditions and for the operating schedule to be amended, and agree not to have a hearing”.**

I will then inform the Licensing Authority at Gedling Borough Council of our agreement and that we do not wish to make an objection to the granting of the licence.

Regards

D Brown

Licensing Enforcement Officer

Gedling & Rushcliffe North

County Licensing Department

Gt Central Road

Mansfield

Nottingham

NG18 2HQ

Please note my working days with effect 19.09.23:-

Wk 1 - Mon/Tues/Wed

Wk 2 - Thur/Fri

[REDACTED]
[REDACTED]
[REDACTED]

Police Non Emergency Dial 101

Police Emergency Dial 999

Email:- [REDACTED]



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