



Promoting City, Coast & Countryside

Committee: LICENSING ACT SUB-COMMITTEE

Date: WEDNESDAY, 27 JULY 2016

Venue: LANCASTER TOWN HALL

*Time:* 2.00 P.M.

#### AGENDA

#### 1. Hustle, Spring Garden Street, Lancaster (Pages 1 - 39)

**Temporary Event Notice** 

#### ADMINISTRATIVE ARRANGEMENTS

#### (i) Membership

Councillors Claire Cozler (Chairman), Alan Biddulph and Mel Guilding

#### (ii) Queries regarding this Agenda

Please contact Jane Glenton, Democratic Services - telephone: (01524) 582068 or email jglenton@lancaster.gov.uk.

SUSAN PARSONAGE, CHIEF EXECUTIVE, TOWN HALL, DALTON SQUARE, LANCASTER, LA1 1PJ

Published on Wednesday, 20 July 2016.

Meeting of: LICENSING ACT SUB-COMMITTEE

Date: 27<sup>™</sup> JULY 2016

Report of: LICENSING ENFORCEMENT OFFICER

Reference: DWE

Title:HEARING HELD UNDER SECTION 105(2)(a) OF THE LICENSING ACT2003 - COUNTER NOTICE FOLLOWING AN OBJECTION BY THE LOCALAUTHORITY EXERCISING ENVIRONMENTAL HEALTH FUNCTIONS

IN RELATION TO:

TEMPORARY EVENT NOTICE – HUSTLE, SPRING GARDEN STREET, LANCASTER

Members of the Sub-Committee have the following documents attached to this report:

- 1. Temporary Event Notices (pages 6 to 23)
- 2. Notice of Objection (page 24)
- 3. Notice of Hearing (pages 25 to 27)
- 4. Premises Licence (pages 28 to 39)

#### **Details of Temporary Event Notice**

On the 15th July 2016 Temporary Event Notices (TEN's) under Section 100 of the Licensing Act 2003 were served upon Lancaster City Council by Mr Scott Pilkington in respect of the premises known as Hustle, 2 Spring Garden Street, Lancaster, for events to take place from 04:00 to 06:00 hours on 31<sup>st</sup> July 2016 and 19<sup>th</sup> August 2016 respectively. The notices stated that the events were to include regulated entertainment, the sale by retail of alcohol, and the provision of late night refreshment on the premise. A copy of the TEN's are attached at document 1.

For members' information the premises already has the benefit of a premises licence issued under the Licensing Act 2003. A copy of the licence is attached at document 4. The premises licence permits all types of regulated entertainment, and the sale by retail of alcohol

Monday – Saturday	10.00 to 04.00
Sunday	10.00 to 03.00
late night refreshment	
Monday to Saturday	23:00 to 04:00
Sunday	23:00 to 03:00

#### Details of the objection

On 19<sup>th</sup> July 2016 in accordance with Section 104(2) of the Licensing Act 2003 as amended by the Police Reform and Social Responsibility Act 2011, the Local Authority exercising environmental health functions has submitted an objection on the grounds of public nuisance. A copy of the objection is attached at document 2.

#### Legal background to Objection

Under section 104(2) of the Licensing Act 2003, the Chief Officer of Police or a Local Authority exercising environmental health functions may object to a TEN on the basis that use of the premises in accordance with the notice would undermine any of the licensing objectives. Members will be aware that these are:-

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance and
- the protection of children from harm

If the police and/or local authority exercising environmental health functions believe that allowing the premises to be used in accordance with the TEN will undermine the licensing objectives, they must give the premise user and the licensing authority an objection notice. The objection notice must be given within three working days of their receipt of the TEN.

If the licensing authority receives an objection notice from the police or local authority exercising environmental health functions that is not withdrawn, it must hold a hearing to consider the objection (unless all parties agree that this is unnecessary) within 7 working days beginning with the day after the end of the period within which a chief officer of police or the local authority exercising environmental health functions may give a notice under section 104(2)

#### Matter for Decision

The Sub-Committee is requested to consider the objection submitted by the local authority exercising environmental health functions.

In accordance with Section 105(2) of the Licensing Act 2003, the Sub-Committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives:

- (a) impose one or more of the existing licence conditions on the TEN (insofar as such conditions are not inconsistent with the event)
- (b) determine that the event would undermine the licensing objectives and serve a counter notice
- (c) allow the licensable activities to go ahead as stated in the notice.

The matter for decision, therefore, is which of these steps should be taken.

#### Government Guidance under Section 182 of the Licensing Act 2003

Members may wish to note that paragraph 2.33 of the Guidance issued by the Government under Section 182 of the Licensing Act 2003 states that public nuisance is "not narrowly defined in the 2003 Act and retains its broad common law meaning. It is important to remember that the prevention of public nuisance could therefore include low-level nuisance perhaps affecting a few people living locally as well as major disturbance affecting the whole community

#### Relevant Parts of the Council's Statement of Licensing Policy

With regard to the prevention of public nuisance the Policy provides as follows:

#### Prevention of public nuisance

- 8.1 The most obvious aspect of public nuisance is noise. The primary source of noise is amplified music, either uncontained outdoors or emanating from premises, which do not have sufficient measures in place to contain the sound. Late at night or in the early hours of the morning, individuals shouting in the street or groups of people talking in an animated fashion generate a substantial level of noise and in some cases this is aggravated by offensive language.
- 8.2 As customers leave licensed premises, the sound of their conversation can disturb residents. Potentially greater problems arise when customers congregate or accumulate outside the licensed premises. However, it is clear that the person in control of the premises has a responsibility to ensure that disturbance to residents and businesses is kept to a minimum.
- 8.3 In considering licence applications where relevant representations are received, the Licensing Authority will consider the adequacy of measures proposed to deal with the potential for nuisance and disorder having regard to all the circumstances of the application. When addressing public nuisance, the applicant should identify any particular issues which are likely to adversely affect the promotion of the objective to prevent public nuisance, taking account of the location, size and likely clientele of the premises, and the type of entertainment (if any) to be provided. Such steps as are required to deal with these issues should be included within the applicant's operating schedule, and may include:
  - The steps the applicant has taken or proposes to prevent noise and vibration escaping from the premises, including music, noise from ventilation equipment and human voices. Such measures may include the installation of soundproofing, air conditioning, noise limitation devices and keeping windows closed during specified hours.
  - The steps taken to ensure that all staff involved in the management of the premises have the capability, responsibility and training to supervise other staff and to ensure that the premises are operated in such a manner as to prevent public nuisance
  - The steps the applicant has taken or proposes to prevent disturbance by patrons arriving at or leaving the premises, for example warning signs at exits, and warning announcements within the premises, and the use of door supervisors to pass on the message
  - The steps the applicant has taken or proposes to prevent queuing, or if queuing is inevitable, to divert queues away from neighbouring premises, or otherwise manage and monitor the queue to prevent disturbance of obstruction, and to prevent patrons congregating outside the premises.

- The implementation of a last admission time, and how the last admission time relates to the closing time of the premises
- The steps the applicant has taken or proposes to take to manage queues so that patrons who will not gain admission before any last admission time are advised accordingly
- The steps the applicant has taken to reduce queuing outside the premises and to minimise the length of time people have to queue at the premises
- The steps the applicant has taken to advise patrons that they will not be admitted if they are causing a disturbance, and the steps taken to implement a procedure for banning patrons who continually leave or arrive at the premises in a manner which causes a public nuisance or disturbance.
- The arrangements made or proposed for parking by patrons and the effect of parking on local residents.
- The arrangements the applicant has made or proposes to make for security lighting at the premises, and the steps the applicant has taken or proposes to take to ensure that lighting will not cause a nuisance to residents.
- Whether there is sufficient provision for public transport for patrons, for example the provision of a free phone taxi service or other arrangements with taxi companies, and whether information is provided to patrons about the most appropriate routes to the nearest transport facilities.
- Whether taxis and private hire vehicles serving the premises or traffic flow from the premises are likely to disturb local residents.
- Whether routes to and from the premises pass residential premises.
- Whether other appropriate measures to prevent nuisance have been taken, such as the use of CCTV or the employment of an adequate number of licensed door supervisors.
- The measures proposed to prevent the consumption or supply of illegal drugs, including any search and disposal procedures.
- The procedures in place for ensuring that no customer leaves with bottles or glasses
- If the applicant has previously held a licence within the area of the Council, the history of any enforcement action arising from those premises.
- Whether the premises would result in increased refuse storage or disposal problems, or additional litter in the vicinity of the premises.
- The steps the applicant has taken or proposes to take in order to ensure that standards of public decency are maintained in any entertainment provided at the premises.
- If appropriate, whether music is played at a lower level towards the end of the evening in a "wind down period".
- The applicant's proposals for the length of time between the last sales of alcohol, and the closing of the premises
- The steps the applicant has taken to prevent noise and other public nuisance from occurring in any open air parts of the premises, beer gardens, smoking shelters or areas that are used on an ad-hoc basis by patrons with the management consent for smoking

#### Natural Justice and Human Rights

Members are reminded that they must follow the rules of natural justice, and must also consider human rights implications.

In particular, in accordance with Article 6, all parties are entitled to a fair hearing.

Consideration also needs to be given to the right to respect for private and family life and home, contained within Article 8, although this is a qualified right, and interference is permitted where this is in accordance with the law, or is necessary in a democratic society in the interests of public safety or the prevention of crime and disorder, or for the protection of the rights and freedoms of others. Article 1 of the First Protocol provides that every person is entitled to the peaceful enjoyment of his possessions, although again this right is qualified in the public interest.

#### **Conclusion**

Members should consider the objection to the TEN and any steps it considers necessary for the promotion of the licensing objectives.

LANCASTER CITY COUNCIL	Lancaster Application for a Temporary Event Notice Licensing Act 2003	For help contact <u>licensing@lancaster.gov.uk</u> Telephone: 01524 582033
	· · · · · · · · · · · · · · · · · · ·	* required informatio
Section 1 of 9		
You can save the fo	orm at any time and resume it later. You do not need	to be logged in when you resume.
System reference	Not Currently In Use	This is the unique reference for this application generated by the system.
Your reference		You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.
Are you an agent a O Yes	ecting on behalf of the applicant?	Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.
Applicant Details		
First name	Scott	
Family name	Pilkington	
E-mail address		
Main telephone n	umber <b>California</b>	Include country code.
Other telephone n	number	
🔀 Indicate her	re if you would prefer not to be contacted by telepho	pné
Are you:		
	s a business or organisation, including as a sole trade s an individual	r A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.
Applicant Busine Is your business re the UK with Comp House?	egistered in 💿 Yes 🔿 No	
Registration num	ber 09431971	
Business name	S J Leisure Lancaster Ltd	If your business is registered, use its registered name.
VAT number	- 211303576	Put "none" if you are not registered for VAT.
Legal status	Public Limited Company	

Continued from previous page		·.
Your position in the business	Operations Manager	a.
Home country	United Kingdom	The country where the headquarters of your business is located.
<b>Registered Address</b>		Address registered with Companies House.
Building number or name	Hustle	
Street	Spring Garden Street	
District	,	
City or town	Lancaster	
County or administrative area		
Postcode	LA1 1RQ	
Country	United Kingdom	
Section 2 of 9		
APPLICATION DETAILS (See)	also guidance on completing the form, gene	ral notes and note 1)
Have you had any previous or	maiden names?	**************************************
O Yes	<ul> <li>No</li> </ul>	
Your date of birth	dd mm yyyy	Applicant must be 18 years of age or older
National Insurance number		This box need not be completed if you are an individual not liable to pay UK national insurance.
Place of birth		
Correspondence Address		
Is the address the same as (or	similar to) the address given in section one?	If "Yes" is selected you can re-use the details
• Yes	O No	from section one, or amend them as required. Select "No" to enter a completely new set of details.
Building number or name	Hustle	
Street	Spring Garden Street	]
District		]
City or town	Lancaster	]
County or administrative area	۰	
Postcode	LA1 1RQ	
Country	United Kingdom	]

	Page 8	
Continued from previous page		
Additional Contact Details		
Are the contact details the sam	ne as (or similar to) those given in section one?	If "Yes" is selected you can re-use the details from section one, or amend them as
• Yes	O No	required. Select "No" to enter a completely new set of details.
E-mail		
Telephone number	ale of an an	
Other telephone number		
Section 3 of 9		
THE PREMISES		
activity at the premises descri Give the address of the premis description (including the Ord	bed below. ses where you intend to carry on the licensable Inance Survey references). <u>(See also guldance c</u>	t 2003 of my proposal to carry out a temporary activities or if it has no address give a detailed on completing the form, note 2)
Does the premises have an ad	dress?	
Yes	O No	
<b>Address</b> Is the address the same as (or	similar to) the address given in section one?	If "Yes" is selected you can re-use the details from section one, or amend them as
Yes	O No	required. Select "No" to enter a completely new set of details.
Building number or name	Hustle	]
Street	Spring Garden Street	
District		_
City or town	Lancaster	
County or administrative area		
Postcode	LA1 1RQ	-
Country	United Kingdom	
Does a premises licence or clear the premises (or any part of t	ub premises certificate have effect in relation to he premises)?	
🔿 Neither 💿 Premi	ses licence O Club premises certificate	
Premises licence number	LAPLWA0163	
Location Details		
Provide further details about	the location of the event	
Hustle Nightclub		
<u>1</u>		

#### Continued from previous page...

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below (see also guidance on completing the form, note 3)

Whole Venue

Describe the nature of the premises below (see also guidance on completing the form to the

Nightclub / Bar

A Strategian Canada State

Describe the nature of the event below (see also guidance on completing the form, note 5)

Extension of opening times Sunday morning 04:00 until 06:00

### Section 4 of 9

#### LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises (see also guidance on completing the form, note 6):

- The sale by retail of alcohol
- The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- The provision of regulated entertainment
- In the provision of late night refreshment
- I The giving of a late temporary event notice

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event. (See also guidance on completing the form, note 7).

#### **Event Dates**

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

(see also guidance on completing the form, note 8)

Event start date	31 / 07 / 2016 dd mm yyyy	The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.
Event end date	31 / 07 / 2016 dd mm yyyy	i

Continued from previous page		
State the times during the event period that you propose		
to carry on licensable activities	0400-0600	
(give times in 24 hour clock) (see also guidance on		
completing the form, note 9)		
State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you		Note that the maximum number of people
intend to carry on licensable	400	cannot exceed 499.
activities, including any staff,		
organisers or performers (see also guidance on	<b>,</b> '	
completing the form, note 10)		
	nclude the supply of alcohol, state whether the on on or off the premises, or both <u>ing the form, note 11)</u> :	
O On the premises only		
O Off the premises only		
Ø Both		
Section 5 of 9		
RELEVANT ENTERTAINMENT	(See also guidance on completing the form	n, note 12)
State if the licensable activities	s will include the provision of relevant entertain	
	s will include the provision of relevant entertain	
State if the licensable activities period that you propose to pro For the duration of the Event	s will include the provision of relevant entertain	
State if the licensable activities period that you propose to pro For the duration of the Event Section 6 of 9	s will include the provision of relevant entertain ovide relevant entertainment	ment. If so, state the times during the event
State if the licensable activities period that you propose to pro For the duration of the Event Section 6 of 9	s will include the provision of relevant entertain	ment. If so, state the times during the event
State if the licensable activities period that you propose to pro For the duration of the Event Section 6 of 9	s will include the provision of relevant entertain ovide relevant entertainment	ment. If so, state the times during the event
State if the licensable activities period that you propose to pro For the duration of the Event Section 6 of 9 PERSONAL LICENCE HOLDER Do you currently hold a valid	s will include the provision of relevant entertain ovide relevant entertainment S <u>(See also guidance on completing the for</u> • Yes O No	ment. If so, state the times during the event
State if the licensable activities period that you propose to pro For the duration of the Event Section 6 of 9 PERSONAL LICENCE HOLDER Do you currently hold a valid personal licence?	s will include the provision of relevant entertain ovide relevant entertainment S <u>(See also guidance on completing the for</u> • Yes O No	ment. If so, state the times during the event
State if the licensable activities period that you propose to pro For the duration of the Event Section 6 of 9 PERSONAL LICENCE HOLDER Do you currently hold a valid personal licence? Provide the details of your per	s will include the provision of relevant entertain ovide relevant entertainment S (See also guidance on completing the form O Yes O No rsonal licence below.	ment. If so, state the times during the event
State if the licensable activities period that you propose to pro For the duration of the Event Section 6 of 9 PERSONAL LICENCE HOLDER Do you currently hold a valid personal licence? Provide the details of your per Issuing licensing authority	will include the provision of relevant entertain ovide relevant entertainment     S (See also guidance on completing the form	ment. If so, state the times during the event
State if the licensable activities period that you propose to pro For the duration of the Event Section 6 of 9 PERSONAL LICENCE HOLDER Do you currently hold a valid personal licence? Provide the details of your per Issuing licensing authority Licence number	<ul> <li>s will include the provision of relevant entertain povide relevant entertainment</li> <li>S (See also guidance on completing the formation of the second s</li></ul>	ment. If so, state the times during the event

Page 11						
Continued from previous page	An	y further	relevant detail	s		ч. ,
Section 7 of 9 PREVIOUS TEMPORARY EVEN	JE N	OTICES			ce on completing the form, note 14)	
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	۲	Yes	C		No	
State the number of temporary event notices you have given for events in that same calendar year	7					
Have you already given a temporary event notice for the same premises in which the event period: a) Ends 24 hours or less before; or b) Begins 24 hours or less after the event period proposed in this notice?	0	Yes	C		No	

### Section 8 of 9

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ASSOCIATES AND BUSINESS COLLEAGUES	(See also guidance on completing the form, note 15)
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Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	0	Yes	(	•	No	
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) Ends 24 hours or less before; or b) Begins 24 hours or less after the event period proposed in this notice?	o	Yes	(	•	No	

Continued from previous page				**	 ·····
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now glving a temporary event notice?	0	Yes	۲	No	
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) Ends 24 hours or less before; or b) Begins 24 hours or less after the event period proposed in this notice?	0	Yes	·	No	

#### CONDITION (See also guidance on completing the form, note 17)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user. **PAYMENT DETAILS** 

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

This formality requires a fixed fee of £21

#### DECLARATION (See also guidance on completing the form, note 18)

- \* The information contained in this form is correct to the best of my knowledge and belief
- \* I understand that it is an offence:
- \* (i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale; and
- \* (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both
  - Ticking this box indicates you have read and understood the above declaration

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

Full name	Scott Andrew Pilkington	
Capacity	Operations Manager	
Date	11 / 03 / 2016 dd mm yyyy	

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### Continued from previous page...

Add another signatory

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

1. Save this form to your computer by clicking file/save as...

2. Go back to <u>https://www.gov.uk/apply-for-a-licence/temporary-event-notice/lancaster/apply-1</u> to upload this file and continue with your application.

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

#### OFFICE USE ONLY

ter and the second s	
Applicant reference number	
Fee paid	
Payment provider reference	
ELMS Payment Reference	
Payment status	
Payment authorisation code	
Payment authorisation date	
Date and time submitted	
Approval deadline	
Error message	
Is Digitally signed	
< Previous <u>1 2 3 4</u>	<u>5 6 7 8 9</u> Next >

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Application ref:	lancaster-349821		Tacit consent applies	
Licence;	Temporary Event Notice			
Applicant name:	Scott Pilkington		Process by:	19/07/2016
Applicant email:			Slatus:	Collected on 15/07/2016
Submitted on:	15/07/2018 01:39			• • • • •
Total fee:	£21.00		Expires:	Expires in 7 days on 22-07-2016
Payment status:	Paid			
Civica ref:	SZZEL00001026			
Amount paid:	£21.00	,	Recent Hi	story
Fee outstanding	; £0.00	Sent TO	Notification	i to  surefancaster.co.uk:
Application			<b>~</b> ·	07/2016 01:41
		$\bigcirc \land \frown$	Notification	i to

\#\S

Scott Pilkington application form

Supporting documents (0)

Authority Reference

Reference:

Notification to licensing@lancaster.gov.uk: Sent on 15/07/2016 01:41

Payment Successful : at 15/07/2016 01:41

Marked as collected: on 15/07/2016 09:35 by drose@lancaster.gov.uk

Downloaded Completed form: on 15/07/2018 09:35 by drose@lancaster.gov.uk

Downloaded Completed form: on 15/07/2016 09:34 by drose@iancaster.gov.uk

### https://licensify-admin.publishing.service.gov.uk/lancaster/application/578830bbe4b0... 15/07/2016

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	er tion for a Temporary Event Notice 1g Act 2003	For help contact <u>licensing@lancaster.gov.uk</u> Telephone: 01524 582033		
		* required information		
Section 1 of 9				
You can save the form at any	time and resume it later. You do not need to b	be logged in when you resume.		
System reference	Not Currently In Use	This is the unique reference for this application generated by the system.		
Your reference		You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.		
Are you an agent acting on be	ehalf of the applicant? No	Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.		
Applicant Details				
First name	Scott			
Family name	Pilkington			
E-mail address				
Main telephone number		Include country code.		
Other telephone number				
Indicate here if you would prefer not to be contacted by telephone				
Are you:				
Applying as a business	or organisation, including as a sole trader	A sole trader is a business owned by one		
<ul> <li>Applying as an individu</li> </ul>	person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.			
Applicant Business Is your business registered in the UK with Companies House?	⊙ Yes O No			
<b>Registration number</b>	09431971			
Business name	S J Leisure Lancaster Ltd	If your business is registered, use its registered name.		
VAT number	211303576	Put "none" if you are not registered for VAT.		
Legal status Public Limited Company				

Page,16

Your position in the business Operations Manager	
Home country United Kingdom The country where the headquart business is located.	ers of your
Registered Address Address registered with Companie	es House.
Building number or name Hustle	
Street Spring Garden Street	
District	
City or town Lancaster	
County or administrative area	
Postcode LA1 1RQ	
Country United Kingdom	
Section 2 of 9	
APPLICATION DETAILS (See also guidance on completing the form, general notes and note 1)	
Have you had any previous or maiden names?	
O Yes O No	
Your date of birth	or older
dd mm yyyy	
National Insurance number This box need not be completed if individual not liable to pay UK national insurance.	
Place of birth	
<b>Correspondence Address</b> Is the address the same as (or similar to) the address given in section one? If "Yes" is selected you can re-use t from section one, or amend them a	
Yes     O No     required. Select "No" to enter a co     new set of details.	
Building number or name Hustle	
Street Spring Garden Street	
District	
City or town Lancaster	
County or administrative area	
Postcode LA1 1RQ	
Country United Kingdom	

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Continued from previous page				
Additional Contact Details				
		If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely		
- -		new set of details.		
E-mail				
Telephone number				
Other telephone number				
Section 3 of 9				
THE PREMISES				
activity at the premises describ Give the address of the premis description (including the Ord	bed below. es where you intend to carry on the licensable a nance Survey references). <u>(See also guidance o</u>			
Does the premises have an add				
Yes	O No			
Address Is the address the same as (or s	imilar to) the address given in section one?	If "Yes" is selected you can re-use the details from section one, or amend them as		
• Yes	O No	required. Select "No" to enter a completely new set of details.		
Building number or name	Hustle			
Street	Spring Garden Street			
District				
City or town	Lancaster			
County or administrative area	County or administrative area			
Postcode	LA1 1RQ			
Country	United Kingdom			
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?				
O Neither   Premises licence   Club premises certificate				
Premises licence number	LAPLWA0163	]		
Location Details				
Provide further details about the location of the event				
Hustle Nightclub	····			

#### Continued from previous page...

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below (see also guidance on completing the form, note 3)

Describe the nature of the premises below (see also guidance on completing the form, and the

Nightclub / Bar

· The second second

Describe the nature of the event below (see also guidance on completing the form, note 5)

Extension of opening times For special event - A-level result night

#### Section 4 of 9

#### LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises (see also guidance on completing the form, note 6):

- The sale by retail of alcohol
- The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- The provision of regulated entertainment
- The provision of late night refreshment
- The giving of a late temporary event notice

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event. (See also guidance on completing the form, note 7).

#### **Event Dates**

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

(see also guidance on completing the form, note 8)

Event start date	19 / 08 / 2016 dd mm yyyy	The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.
Event end date	19 / 08 / 2016 dd mm yyyy	

٠				
Continued from previous page				
State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock) (see also guidance on completing the form, note 9)				
State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers (see also guidance on completing the form, note 10)	400	Note that the maximum number of people cannot exceed 499.		
	nclude the supply of alcohol, state whether the on on or off the premises, or both ing the form, note 11):			
O On the premises only				
Off the premises only				
O Both				
Section 5 of 9				
RELEVANT ENTERTAINMENT	<u>(See also guidance on completing the forn</u>	- <u></u>		
State if the licensable activities period that you propose to pro	will include the provision of relevant entertain wide relevant entertainment	ment. If so, state the times during the event		
For the duration of the Event				
Section 6 of 9				
PERSONAL LICENCE HOLDER	5 <u>(See also guidance on completing the forn</u>	n, note 13)		
Do you currently hold a valid personal licence?	• Yes O No			
Provide the details of your personal licence below.				
Issuing licensing authority	Lancaster Council			
Licence number	LAPA1711			
Date of issue	15 / 05 / 2009 dd mm yyyy	·		
Date of expiry	14     /     05     /     2019       dd     mm     yyyy			

Page	20
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Continued from previous page.	·· Aı	ny further	relevant detail	5	
Section 7 of 9 PREVIOUS TEMPORARY EVE	NT N	OTICES	(See also guid	ance c	n completing the form, note 14)
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	•	Yes	С	No	
State the number of temporary event notices you have given for events in that same calendar year	8				
Have you already given a temporary event notice for the same premises in which the event period: a) Ends 24 hours or less before; or b) Begins 24 hours or less after the event period proposed in this notice?	0	Yes	۲	No	
Section 8 of 9					
			(See also du	dance	on completing the form, note 15)
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	0	Yes		No	
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) Ends 24 hours or less before; or b) Begins 24 hours or less after the event period proposed in this notice?	0	Yes	۲	No	

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Continued from previous page			
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes	۲	No
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) Ends 24 hours or less before; or b) Begins 24 hours or less after the event period proposed in this notice?	Yes	۲	No

### Section 9 of 9

CONDITION (See also guidance on completing the form, note 17)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user. **PAYMENT DETAILS** 

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

This formality requires a fixed fee of £21

#### DECLARATION (See also guidance on completing the form, note 18)

- \* The information contained in this form is correct to the best of my knowledge and belief
- \* I understand that it is an offence:
- \* (I) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale; and
- \* (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both
  - I Ticking this box indicates you have read and understood the above declaration

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

Full name	Scott Andrew Pilkington
Capacity	Operations Manager
Date	11     /     03     /     2016       dd     mm     yyyy

#### Continued from previous page...

Add another signatory

Once you're finished you need to do the following: 1. Save this form to your computer by clicking file/save as...

. .. .... ...

2. Go back to https://www.gov.uk/apply-for-a-licence/temporary-event-notice/lancaster/apply-1 to upload this file and continue with your application.

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

#### OFFICE USE ONLY

Applicant reference number	
Fee paid	
Payment provider reference	
ELMS Payment Reference	
Payment status	
Payment authorisation code	
Payment authorisation date	
Date and time submitted	
Approval deadline	
Error message	
Is Digitally signed	]
< Previous <u>1 2 3 4 5</u>	<u>5 6 7 8 9</u> Next>

Application ref: Licence:	lancaster-349822 *** Temporary Event Notice	Tacit consent applies
Applicant name:	Scott Pilkington	Process by: 19/07/2016
Applicant email:		Status: Not collected
Submitted on:	15/07/2016 01:41	
Total fee:	£21.00	Recent History
Payment status:	Paid	Automit Indiaty
Civica ref:	SZZEL00001027	Notification to Scott@sjielsurelancaster.co.uk;
Amount paid:	£21.00	Sent on 15/07/2018 01:43
Fee outstanding:	£0.00	Notification to
Application		licensing@lancaster.gov.uk: Sent on 15/07/2016 01:43

Scott Pilkington application form

Supporting documents (0)

Authority Reference

Reference:

Payment Successful : at 15/07/2016 01:43

· · · · · · · · ·

Sand to RA's

https://licensify-admin.publishing.service.gov.uk/lancaster/application/5788314fe4b0... 15/07/2016

From:
Sent:
To:
Cc:
Subject:

Stainton, Rachel 19 July 2016 15:03

licensing; Environmental Health Temporary Event Notices

Dear Scott,

Further to our telephone conversation, I am writing to confirm that Environmental Health Services have objected to the submitted TENS for the 24/07/16 (late), 31/07/16 and 19/08/16 following complaints amounting to public nuisance,

1

Please do not hesitate to contact me for further information or assistance.

Rachel Stainton Senior Environmental Health Officer (Community Protection) Environmental Health Services Town Hall Marine Road Morecambe LA4 5AF Tel: 01524 582707

#### LANCASTER CITY COUNCIL

#### LICENSING ACT 2003 AND THE LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005

#### NOTICE OF HEARING

To: The Notice Giver: Scott Pilkington

Objector: The Local Authority exercising Environmental Health functions for the area -

Rachel Stainton Senior Environmental Health Officer (Community Protection) Environmental Health Services Lancaster City Council

THE LANCASTER CITY COUNCIL, AS LICENSING AUTHORITY, HEREBY GIVES YOU NOTICE that a hearing before a Sub-Committee of the Licensing Act Committee to consider an objection in respect of notices under Section 100 of the Licensing Act 2003 in respect of premises known as **Hustle, Spring Garden Street**, Lancaster, will take place on the 27<sup>th</sup> July 2016 at Lancaster Town Hall, commencing at 14:00 hours.

**AND TAKE NOTICE THAT** all parties are invited to attend the hearing and that if a party wishes any other person (other than the person he/she intends to represent him at the hearing) to appear at the hearing, a notice given by that party must contain a request for permission for such other person to appear at the hearing, and must set out details of the name of that person and a brief description of the point or points on which that person may be able to assist in connection with the matter to be considered by the Sub-Committee.

**GIVEN** this 20<sup>th</sup> July 2016 by the Lancaster City Council as Licensing Authority.

#### INFORMATION TO ACCOMPANY NOTICE OF HEARING

#### 1. Right of attendance, assistance and representation

A party may attend the hearing and may be assisted or represented by any person, whether or not that person is legally qualified.

The hearing will generally take place in public. However, the Sub-Committee may exclude the public from all or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing, taking part in public. In such circumstances, a party and any person assisting or representing a party may be treated as a member of the public. The Sub-Committee will exclude the public (and the parties and their representatives) during the decision making process.

The Sub-Committee may require any person attending the hearing who in its opinion is behaving in a disruptive manner to leave the hearing, and may refuse to permit that person to return, or permit him to return only on such conditions as the Sub-Committee may specify. However, such a person may, before the end of the hearing, submit to the Sub-Committee in writing any information which he would have been entitled to give orally had he not been required to leave.

#### 2. Representations and Supporting Information

At the hearing a party shall be entitled to:

- (a) Give further information as applicable in response to a point upon which notice has been given to that party that clarification is required. (Note – if such clarification is required from a party this will have been indicated in the Notice of Hearing).
- (b) Question any other party, but only if given permission by the Sub-Committee; and
- (c) Address the Sub-Committee

#### 3. Failure of Parties to attend the Hearing

If a party has given notice that he does not intend to attend or be represented at a hearing, the hearing may proceed in his absence.

If a party who has not so indicated fails to attend or be represented at a hearing, the Sub-Committee may, where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or hold the hearing in the party's absence. If the hearing proceeds in a party's absence, the Sub-Committee will consider and give appropriate weight to the application, representation or notice given by that party in their absence.

#### 4. Representations and Evidence

A party who wishes to rely on information or documentary evidence that has not been submitted in advance of the issue of the Notice of Hearing should ensure that such information or evidence, together with sufficient copies for all the parties, is submitted to the Licensing Manager as soon as possible before the day of the hearing. Parties are reminded that documentary or other information submitted on the day of the hearing may only be taken into account with the consent of all the other parties.

A party who wishes to produce audio/visual evidence should make such evidence available as soon as practical, and should give a minimum of two clear working days notice to the Licensing Manager to facilitate arrangements for the appropriate equipment to be available at the hearing.

#### 5. Procedure

A summary of the procedure that will normally be followed at the hearing is enclosed.

It should be noted that this is a general procedure intended to cover matters that will normally be applicable at all hearings.

However, depending on the circumstances of each individual case, it is recognised that other issues may need to be considered as preliminary points at the hearing. These may include (but are not limited to):

- Whether to proceed in the absence of a party
- Whether to admit new documents/information submitted at the hearing
- Whether it is in the public interest to exclude members of the public from the hearing or any part of the hearing (other than the decision making process)
- Whether any party wished to withdraw representations previously submitted

#### 6. Special Needs

Any person who intends to attend a hearing and who has special needs, for example in connection with access, language, hearing or vision, should inform the Licensing Manager as soon as practical prior to the day of the hearing, so that appropriate provision or arrangements may be made.





Telephone 01524 61611

Tel: (01524) 582000 email: licensing@lancaster.gov.uk

### Premises Licence

LAPLWA0163

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

#### **Hustle**

2 Spring Garden Street, Lancaster, Lancashire, LA1 1RQ.

#### WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

#### LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- a performance of dance
- provision of late night refreshment
- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To	
E. Performance of live music (Indoo	ors)			
	Monday-Saturday	10:00	04:00	
	Sunday	10:00	03:00	
F. Playing of recorded music (Indoo	ors)			
	Monday-Saturday	10:00	04:00	
	Sunday	10:00	03:00	
G. Performance of dance (Indoors)				
	Monday-Saturday	10:00	04:00	
	Sunday	10:00	03:00	
I. Late night refreshment (Indoors)				
	Monday-Saturday	23:00	04:00	
	Sunday	23:00	03:00	
J. Supply of alcohol for consumption	ON and OFF the premises			
	Monday-Saturday	10:00	04:00	
	Sunday	10:00	03:00	

# Description Time From Time To Monday-Saturday 10:00 04:30 Sunday 10:00 03:30





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# **Premises Licence**

### LAPLWA0163

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

- J. Supply of alcohol for consumption ON and OFF the premises

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

SJ Leisure Lancaster Ltd 7 Redruth Drive, Crag Bank, Carnforh, LA5 9TT.

XXXXXXXXXXXXXX

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

SJ Leisure Lancaster Ltd

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Scott Andrew PILKINGTON & HONKSKIER MARKEN KANNER MARK KANNER MARK KANNER MARK

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. PA1711

Issued by Lancaster





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# **Premises Licence**

### LAPLWA0163

#### ANNEXES

#### **Embedded Conditions**

On New Year's Eve alcohol may be sold from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, 00.00 hours (midnight) on 31<sup>st</sup> December)

An additional hour to the standard times on the day when British Summertime commences

#### **Credit Sales**

Alcohol shall not be sold or supplied unless it is paid for before or at the time when it is sold or supplied, except alcohol sold or supplied with and for consumption at a meal supplied at the same time, consumed with the meal and paid for together with the meal

#### NO Children's Certificate

No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:

- a) He is the child of the holder of the premises licence.
- b) He resides in the premises, but is not employed there.
- c) He is in the bar solely for the purpose of passing to or from some part of the premises that is not a bar and to or from some part of the premises where there is no other convenient means of access or egress.
- d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. However, an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

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

- 1. No supply of alcohol may be made under the premises licence -
  - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
  - 2. The supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

#### **Irresponsible Drinks Promotions - Mandatory Conditions**

3. (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.







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# **Premises Licence**

### LAPLWA0163

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

#### Age Verification Policy - Mandatory Condition

- 5. (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.





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# **Premises Licence**

- LAPLWA0163
- (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.

#### **Availability of different Measures - Mandatory Condition**

- 6. 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: 1/2 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.

#### Mandatory condition where Door Supervisors are provided

All individuals who carry out security activities must be licensed by the Security Industry Authority (SIA)

#### **Alcohol Pricing**

- 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 purpose of the condition set out in paragraph 1-
  - (a) "duty" is to be construed in accordance with the Alcohol Liquor duties Act (1979)
  - (b) "permitted price" is the price found by applying the formula -

Where-

P=D + (DxV)





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### **Premises Licence**

### LAPLWA0163

- (i) P is the permitted price
- (ii) D is the rate 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 premise licence -
- (i) The holder of the premise licence
- (ii) The designated premise 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

#### **Conditions on Previous Licence**

See attached for Public Entertainment Licence conditions

#### Conditions consistent with operating schedule

- 1. Non standard timings. On no more than 15 occasions per calendar year, these extensions for the supply of alcohol can only take place if at least 10 days notice is provided to police and the licensing authority and only if the police give their consent
- 2. On Friday/Saturday and Saturday/Sunday there will be 2 SIA registered doorstaff on duty from





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# **Premises Licence**

LAPLWA0163

22.30 hours, a third registered doorstaff will be on duty from midnight. Sunday to Thursday there will be a minimum of 1 SIA registered doorstaff on duty after 22.30 hours if trading after 01.00 hours.

- 3. The maximum number of persons (including staff) allowed to be on premises at any time shall be 400 (320 on the ground floor and 80 on the first floor)
- 4. There will be no adult entertainment services, activities, other entertainment or
- matters ancillary to the use of the premises that may give rise to concern in respect of children

#### Prevention of crime and disorder

No drinks offers at less than £1.

Active member of the Local Pubwatch scheme.

Text/radio pagers connecting premises to the local police so that a rapid response can be made by the police/potential trouble makers can be refused entry. The text/pager equipment to be kept in working order at all times - DPS/licence holder to be responsible for the pager at all times.

Crime prevention notices to be displayed prominently on the premises, for example, a warning not to leave bags unattended etc.

The designated premises supervisor shall have at least 2 years experience of managing similar premises in a similar capacity.

A personal licence holder shall be on the premises at all times during which intoxicating liquor is being sold or supplied to customers, or consumed by customers, except in the case of an emergency.

Whenever the designated premises supervisor is not on the premises another personal licence holder will be nominated by the designated premises supervisor as being the responsible person to manage the premises and will have the contact details of the designated premises supervisor, the details of such person to be on display outside the premises.

All door staff to be S.I.A. registered.

Door supervisors registered with S.I.A. shall be equipped with an appropriate method of keeping accurate record of the capacity levels, including any separate capacity levels, for individual rooms or levels.

Door supervisors shall be positioned at each entrance/exit (other than fire only exits) to ensure that no customer leaves with any bottles or glasses or food in any container/or wrapper.

The designated supervisor will maintain a daily record comprising of the following; - start time and finish time of each door supervisor. The door supervisor will record their S.I.A. badge number and will sign and print their name in a legible form at the beginning and end of each tour of duty. The record shall be kept securely on the premises for at least 6 months and shall be produced on request to the police or other authorised person.

A crime prevention survey to be carried out by Police and their recommendations to be fully complied with prior to the variation taking effect.

To install, maintain and operate a CCTV system which complies with the minimum requirements expected of the Lancashire Constabulary and shall record during all hours that a licensable activity takes place on the premises.

A dispersal policy, which is agreed by the police, to be implemented at all times.





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# **Premises Licence**







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# **Premises Licence**



Any person who looks or appears to be under the age of 25 years shall be asked to provide identification to prove that they are over the age of 18. The following are the only forms of identification acceptable:-UK photo driving card, passport, PASS card (proof of age standards scheme)

The premises licence holder will provide to the police a drugs policy for the premises, shall as a minimum, contain all of the best practices outlined in the guidance published by the Home Office and the London Drug Policy Forum 'Safer Clubbing'.

Free drinking water to be made available at all times at the bar.

No entry less than 45 minutes before the terminal hour.

Off sales will cease at 11p.m. daily.

#### Public safety

Daily Safety audit to be carried out and a log book to be maintained.

A first aid box on the premises and a first aider on the premises.

Fire extinguishers on the premises.

Fire exits clearly signed.

Emergency lighting.

Fire escapes.

Smoke alarms/heat detectors.

Annual check to be allowed by the relevant bodies to ensure all safety features and measures are being complied with.

Capacity limit of 400 set.

No person to be allowed access to the premises one hour before closing.

No drunk, unruly or disorderly people to be allowed entry to the premises.

Dress code policy.

Emergency exits will remain unobstructed at all times.

Hangings, curtains and temporary decorations are maintained in a flame retardant condition.

To install, maintain and operate a CCTV system which complies with the minimum requirements expected of the Lancashire Constabulary shall record during all hours that a licensable activity takes place on the premises.

#### Prevention of public nuisance

Bottle skip to be emptied during the day.

Sign placed above the door asking customers to leave quietly.

Calling taxis for customers to ensure they are moved off the premises quickly and quietly.

Steps will be taken in order to minimise any smells coming from the premises, in particular from the kitchen.

#### Protection of children from harm

No admittance to under 18s unless whole premises is hired out for a private function.





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# **Premises Licence**

### LAPLWA0163

#### Non standard timings

On a Sunday preceding a Bank Holiday Monday, the terminal hour for the sale and supply of alcohol, regulated entertainment and hours open to the public will be the same as if it were a Saturday

Conditions agreed with Lancashire Constabulary - Variation of Licence September 2012

- (1) There must be in place a method of controlling customers waiting to enter the venue, so to avoid crowds gathering outside the venue in the road, namely, Spring Garden Street.
- (2) There must be in place a method of controlling customers waiting outside the venue for the purpose of smoking. These customers shall not be permitted to cause an obstruction to road users
- (3) All door-staff officers working the front door entrance must be wearing a highly reflective outer garment





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# **Premises Licence Summary**

# LAPLWA0163

**Premises Details** 

#### POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

#### **Hustle**

2 Spring Garden Street, Lancaster, Lancashire, LA1 1RQ.

#### WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

#### LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- a performance of dance
- provision of late night refreshment
- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To	
E. Performance of live music (Indoo	ors)			
	Monday-Saturday	10:00	04:00	
	Sunday	10:00	03:00	
F. Playing of recorded music (Indoc	ors)			
	Monday-Saturday	10:00	04:00	
	Sunday	10:00	03:00	
G. Performance of dance (Indoors)				
	Monday-Saturday	10:00	04:00	
	Sunday	10:00	03:00	
I. Late night refreshment (Indoors)				
	Monday-Saturday	23:00	04:00	
	Sunday	23:00	03:00	
J. Supply of alcohol for consumption	n ON and OFF the premises			
· · · · · · · · · · · · · · · · · · ·	Monday-Saturday	10:00	04:00	
	Sunday	10:00	03:00	

# Description Time From Time To Monday-Saturday 10:00 04:30 Sunday 10:00 03:30



Telephone 01524 61611





09431971

Tel: (01524) 582000 email: licensing@lancaster.gov.uk

### Premises Licence Summary LAPLWA0163

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

- J. Supply of alcohol for consumption ON and OFF the premises

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

SJ Leisure Lancaster Ltd 7 Redruth Drive, Crag Bank, Carnforh, LA5 9TT.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

SJ Leisure Lancaster Ltd

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Scott Andrew PILKINGTON

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED