

REPORT OF CORPORATE DIRECTOR FOR COMMUNITIES

Applicant:	TTG Inns Limited
Date application Received:	26 October 2010
Last date for representations:	23 November 2010
Application Premises:	<p>Top Valley Social Club 1 Potters Close Ridgeway Nottingham NG5 9JZ</p> <p>The location of the premises is shown on the map</p>
Licensable Activities carried on at Premises	<p><u>Current Licensed Activities</u></p> <p>Regulated Entertainment consisting of</p> <ul style="list-style-type: none"> • Recorded music <p>Late Night Refreshment</p> <p>Sale by retail of alcohol</p>
Nature of Application(s)	<p><u>Application Type</u></p> <p>Application for variation of premises licence</p> <p><u>Summary of proposed variations</u></p> <p>To add the following:-</p> <p>Provision of regulated entertainment indoors to include:-</p> <ul style="list-style-type: none"> • Films • Indoor sporting events • Live music • Performances of dance • Entertainment similar to music/dance <p>Provision of entertainment facilities indoors to include:-</p> <ul style="list-style-type: none"> • Making music • Dancing • Entertainment similar to music/dance <p>Monday to Thursday from 10.00 hrs to 24.00 hrs Friday to Sunday from 10.00 hrs to 01.00 hrs</p> <p>Also non standard times on New Year's Eve</p> <p>To increase the hours for late night refreshment, sale by retail of alcohol and opening times.</p>

	See application form for full details
Steps Applicant proposes to take to promote the Licensing Objectives	See Operating Schedule for full details
Relevant representations received	Nottinghamshire Police have objected on the grounds of the prevention of crime & disorder and public nuisance. The Environmental Health Officer (Food Team) has objected on the grounds of public safety. See the representations for full details.
Matters which the Authority has asked the parties to clarify	<u>All parties</u> <ul style="list-style-type: none"> ◆ Identification of all issues (both factual and legal) which are in dispute. ◆ Identification of all areas of law, Guidance and Policy upon which they intend to rely ◆ Identification of all conditions which they would agree to see placed upon the licence
ISSUES	
Issue 1	<u>Prevention of Crime and Disorder</u> Whether the proposed application will undermine the above licensing objective.
Relevant Policy	Paragraphs 2.3 to 2.5, 7.3 & 7.12, 10.1 - 10.10, Statement of Licensing Policy
Relevant Guidance	Paragraphs 1.28 – 1.31, 2.1 to 2.18; Chapter 10, 13.40 – 13.42 and Annexe D Part 1 of the Guidance issued under Section 182 of the Licensing Act 2003
Issue 2	<u>Prevention of Public Nuisance</u> Whether the proposed application will undermine the licensing objective.
Relevant Policy	Paragraphs 2.3 to 2.5, 7.3 – 7.10, 10.1 – 10.9 and 10.13 Statement of Licensing Policy
Relevant Guidance	Paragraphs 2.32 – 2.40; Chapter 10 and Annexe D Part 4 of the Guidance issued under Section 182 of the Licensing Act 2003
Issue 3	<u>Public Safety</u> Whether the proposed application will undermine the licensing objective.
Relevant Policy	Paragraphs 2.3 to 2.5, 7.3 - 7.10, 10.1 – 10.9, and 10.11 of the Statement of Licensing Policy
Relevant Guidance	Paragraphs 2.19 – 2.31; Chapter 10, Annexe D Part 2 and Annex E of the Guidance issued under Section 182 of the Licensing Act 2003.
	If the licence is granted it may be appropriate to impose the following conditions:-
Mandatory Conditions	These shall remain as per the existing licence but with the addition of the following:- <u>S19 (4)(b) Licensing Act 2003</u> 1. (1) The responsible person shall take all reasonable

steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children –
- (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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act)
 - (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;
 - (d) provision of free discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on –
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) 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.

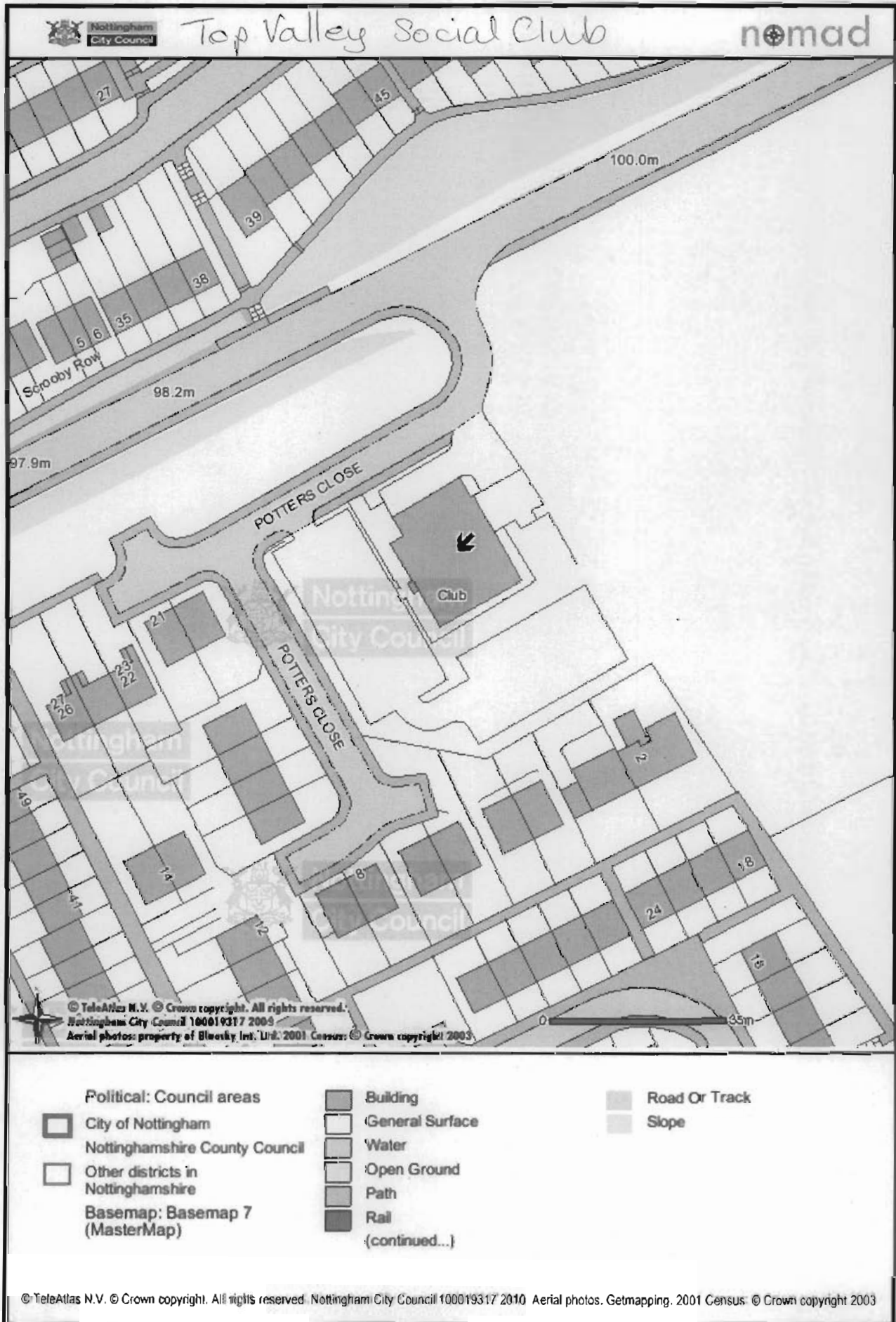
	<ol style="list-style-type: none"> 2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that person is unable to drink without assistance by reason of a disability). 3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available. 4. <ol style="list-style-type: none"> (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol. (2) 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 a holographic mark. 5. The responsible person shall ensure that – <ol style="list-style-type: none"> (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- <ol style="list-style-type: none"> (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; and (b) customers are made aware of the availability of these measures. <p><u>S. 20 Licensing Act 2003</u></p> <p>The admission of children under the age of 18 to film exhibitions permitted under the terms of this licence shall be restricted in accordance with any recommendations made</p> <ol style="list-style-type: none"> a. by the British Board of Film Classification (BBFC,) where the film has been classified by that Board, or b. by the Licensing Authority where no classification certificate has been granted by the BBFC, or, where the licensing authority has notified the licence holder that section 20 (3) (b) of the Licensing Act 2003 applies to the film.
Agreed conditions	None
Other Suggested Conditions	<p><u>Amendments to Embedded Restrictions</u></p> <p>The application requests the removal of all embedded restrictions.</p> <p><u>Conditions suggested by Nottinghamshire Police</u></p> <ol style="list-style-type: none"> 1. A CCTV system with recording equipment shall be maintained at the premises and operated with cameras in positions agreed with the Police. All recordings used in

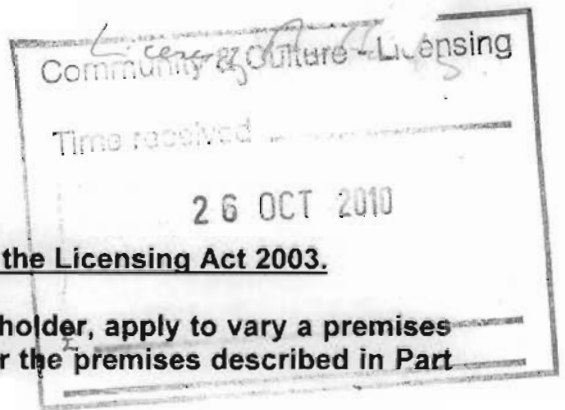
	<p>conjunction with CCTV shall:</p> <ul style="list-style-type: none"> • Be of evidential quality • Indicate the time and date • Be retained for a period of 31 days • Sufficient staff will be trained to use the system. • The recorded images will be made available for inspection and downloading immediately upon request to officers of Responsible Authorities. <p><u>Conditions suggested by The Environmental Health Officer (food team):</u></p> <ol style="list-style-type: none"> 1. All electrical sockets used by entertainers shall be fitted with residual current device protection (complying with BS 7671 Requirements for Electrical Installations) and labelled accordingly. 2. Any dance floor(s) used for the provision of regulated entertainment and shall be positioned in such a way as to ensure the safety of persons using the dance floor(s). The arrangements for access around the dance floor(s) for seating in the vicinity of any such dance floor(s) shall be such that neither dancers, nor others, seated or otherwise, are put at risk of injury. <p><u>Conditions Consistent with the operating Schedule</u></p> <ol style="list-style-type: none"> 1. Doors and windows shall be kept closed whilst regulated entertainment is taking place except for access and egress in order to prevent public nuisance.
<p>Published documents referred to in compiling this report</p>	<p>Statement of Licensing Policy S182 Guidance Licensing Act 2003</p>

Andrew Errington
Director of Community Protection
Central Police Station, North Church Street, Nottingham NG1 4BH

Contact Officer: Sue Bowler, Assistant Licensing Officer, 0115 9156777

3 December 2010





058901

26 OCT 2010

Application to vary a premises licence under the Licensing Act 2003.

I / We **T.T.G. Inns Ltd** 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:

034239 issued by Nottingham City Council

Part 1 Premises Details.

Postal address of premises, or ordnance survey map reference or description
Top Valley Social Club, 1 Potters Close, Ridgeway

Post town Nottingham Post code. NG5 9JZ

Telephone number at premises (if any)

0115 9756384

Non domestic rateable value of premises

£10,250 Band B

Part 2 – Applicants details

Daytime contact telephone number.

01455 850772

E-mail address (optional)

Current postal Address if Different from Premises address.

T.T.G.Inns Ltd.,
Millbrook House
57b Mill Street
Barwell

Post Town.

Leicester

Postcode.

LE9 8DX

Part 3 – Variation.

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

Yes

Day	Month	Year

If not when do you want the variation to take effect from

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

N/A

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

Upon the implementation of the 'new' Licensing Act 2003 in August 2005, the present premises licence was issued as a 'straight conversion' with 'grandfather rights' from the then Justices' Licence.

This variation is intended to: consolidate, clarify and or amended some of the wording in the premises licence so as to make the extent of the licence clear within the various terms of the new premises licence legislation ... In particular under the Licensing Act 1964 Justices Licence there was a facility for the provision of live music under what was known as the 'two elements' test, that is live music provide by eg. Vocalist and pianist, pianist and drummer and similar permutations. This provision was not, for whatever reason, carried through into the premises licence and although recorded music is currently permitted 24/7 no version of live music, dancing or similar entertainment is currently allowed but is now being applied for.

Additionally for the removal of any doubt any and all conditions which were applicable as part of the Justices Licence for these premises under previous legislation such as Good Friday and Christmas Holiday period licensing hour restrictions from the old legislation which were carried into the premises licence are to be removed.

No variation or alteration to the plans of the premises are sought. The variation does not involve or require any alteration to the business ethos or management policies of the premises and in any event the applicant believes that any sensible management policy must be flexible and responsive to the particular prevailing circumstances.

Part 4 – Operating Schedule

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

Provision of regulated entertainment :

Please tick Y yes

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

Provision of entertainment facilities for:

- i) making music (if ticking yes fill in box i)
- j) dancing (if ticking yes fill in box j)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes fill in box k)

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

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

In all cases complete boxes N, O and P.

B

Films Standard days and timings (please read guidance note 8)			Will the performance of films take place indoors or outdoors or /] ((Please read guidance note 9) Please give further details here	Indoors Yes Outdoors Both
Day	Start	Finish		
Mon	10.00 hrs	24.00 hrs.	<p>(please read guidance note 10) The Licensing Act Sch. 1 Pt 2 (5) & (6) exempts certain films deemed advertisement, educational or as part of an exhibit in a gallery but the inclusion of this section will remove any dependency upon the exemption esp where films are incorporated into other activities eg karaoke, sports games, quizzes Appropriate classification and safety requirements will be followed.</p>	
Tues	10.00 hrs	24.00 hrs.		
Wed	10.00 hrs	24.00 hrs.		
Thurs	10.00 hrs	24.00 hrs.	<p>State any seasonal variations for the performance of live music. (please read guidance note 11)</p> <p>On New Years Eve from the end of licensable activity hours through into the start of licensable activity hours New Years Day.</p>	
Fri	10.00 hrs	01.00 hrs.	<p>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 12)</p> <p>This section may also operate at any time that section M is operational.</p>	
Sat	10.00 hrs	01.00 hrs.		
Sun	10.00 hrs	01.00 hrs.		

C

Indoor Sporting Events Standard days and timings (please read guidance note 8)			Please give further details here (please read guidance note 10) For the removal of any doubt. To permit indoor games such as pool, snooker, boules, skittles, bowling, often described as traditional 'pub' sporting activities etc., which although normally exempt activities, if the manner of their promotion by way of competition or tournaments makes them liable to be classified as indoor sporting events.
Day	Start	Finish	
Mon	10.00 hrs	24.00 hrs.	State any seasonal variations for the indoor sporting events (please read guidance note 11) On New Years Eve from the end of licensable activity hours through into the start of licensable activity hours New Years Day.
Tues	10.00 hrs	24.00 hrs.	
Wed	10.00 hrs	24.00 hrs.	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 12) This section may also operate at any time that section M is operational.
Thurs	10.00 hrs	24.00 hrs.	
Fri	10.00 hrs	01.00 hrs.	
Sat	10.00 hrs	01.00 hrs.	
Sun	10.00 hrs	01.00 hrs.	

E

Live Music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or /] (Please read guidance note 9) Please give further details here (please read guidance note 10)	Indoors Yes Outdoors Both
Day	Start	Finish		
Mon	10.00 hrs	24.00 hrs.	Live music, all styles, with & without amplification. The present premises licence incorporating the former public entertainment licences already permits recorded music without any hours restrictions. Please see further details at Q relating to meeting the licensing objectives..	
Tues	10.00 hrs	24.00 hrs.		
Wed	10.00 hrs	24.00 hrs.	<p>State any seasonal variations for the performance of live music. (please read guidance note 11)</p> <p>On New Years Eve from the end of licensable activity hours through into the start of licensable activity hours New Years Day.</p>	
Thurs	10.00 hrs	24.00 hrs.		
Fri	10.00 hrs	01.00 hrs.	<p>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 12)</p>	
Sat	10.00 hrs	01.00 hrs.		
Sun	10.00 hrs	01.00 hrs.	This section may also operate at any time that section M is operational.	

G

Performance of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both - please [/] (Please read guidance note 10) Indoors Yes Outdoors Both
Day	Start	Finish	
Mon	10.00 hrs	24.00 hrs.	Please give further details here (please read guidance note 10) This anticipates that there may be a distinction when dance(s) are performed, or demonstrated as opposed to the actual participation by person visiting the premises as customers or members.
Tues	10.00 hrs	24.00 hrs.	
Wed	10.00 hrs	24.00 hrs.	State any seasonal variations for the performance of dance. (please read guidance note 11) On New Years Eve from the end of licensable activity hours through into the start of licensable activity hours New Years Day.
Thurs	10.00 hrs	24.00 hrs.	
Fri	10.00 hrs	01.00 hrs.	Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list. (please read guidance note 12) This section may also operate at any time that section M is operational.
Sat	10.00 hrs	01.00 hrs.	
Sun	10.00 hrs	01.00 hrs.	

H

<p>Anything of a similar description to that falling within (e), (f) of (g) Standard days and timings (please read guidance note 8)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u> For the removal of doubt as to its status within regulated entertainment the premises may be used for 'Karaoke', quizzes & similar events involving audience / customer participation.</p>	
Day	Start	Finish	<p>Will this entertainment take place indoors or outdoors or both – please [/] (Please read guidance note 10) <u>Please give further details here</u> (please read guidance note 10)</p>	Indoors <input type="checkbox"/> Yes
				Outdoors <input type="checkbox"/>
Mon	10.00 hrs	24.00 hrs.	<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e) (f) or (g)</u> (please read guidance note 11) On New Years Eve from the end of licensable activity hours through into the start of licensable activity hours New Years Day.</p> <p><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 12)</p> <p>This section may also operate at any time that section M is operational.</p>	Both <input type="checkbox"/>
Tues	10.00 hrs	24.00 hrs.		
Wed	10.00 hrs	24.00 hrs.		
Thurs	10.00 hrs	24.00 hrs.		
Fri	10.00 hrs	01.00 hrs.		
Sat	10.00 hrs	01.00 hrs.		
Sun	10.00 hrs	01.00 hrs.		

Provision of facilities for making music Standard days and timings (please read guidance note 8)			Will the facilities for making music be indoors or outdoors or both – please [/] (Please read guidance note 9)	Indoors Yes Outdoors Both
Day	Start	Finish	Please give a description of the facilities for making music you will be providing. Where necessary a safe power supply, & inc. temporary flooring or staging areas, microphones, amplification facilities & noise monitoring. Please give further details here (please read guidance note 10)	
Mon	10.00 hrs	24.00 hrs.	The present premises licence incorporating the former public entertainment licences already permits recorded music entertainment Logically that requires the provision of suitable facilities so this section clarify/ removes any ambiguity about actually providing facilities. Please see further details at Q relating to meeting the licensing objectives..	
Tues	10.00 hrs	24.00 hrs.		
Wed	10.00 hrs	24.00 hrs.		
Thurs	10.00 hrs	24.00 hrs.	State any seasonal variations for providing dancing facilities . (please read guidance note 11) On New Years Eve from the end of licensable activity hours through into the start of licensable activity hours New Years Day.	
Fri	10.00 hrs	01.00 hrs.	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list. (please read guidance note 12) This section may also operate at any time that section M is operational.	
Sat	10.00 hrs	01.00 hrs.		
Sun	10.00 hrs	01.00 hrs.		

J

Provision of facilities for dancing Standard days and timings (please read guidance note 8)			Will the facilities for dancing be indoors or outdoors or both – please [/] (Please read guidance note 9)	Indoors Yes Outdoors No
Day	Start	Finish	Please give a description of the facilities for dancing you will be providing.	
Mon	10.00 hrs	24.00 hrs.	<p>Where necessary a suitable area (& music as provided for in previous sections)</p> <p><u>Please give further details here</u> (please read guidance note 10)</p> <p>Please see further details at Q relating to meeting the licensing objectives..</p>	
Tues	10.00 hrs	24.00 hrs.		
Wed	10.00 hrs	24.00 hrs.		
Thurs	10.00 hrs	24.00 hrs.	<p><u>State any seasonal variations for providing dancing facilities .</u> (please read guidance note 11) On New Years Eve from the end of licensable activity hours through into the start of licensable activity hours New Years Day.</p>	
Fri	10.00 hrs	01.00 hrs.	<p><u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list.</u> (please read guidance note 12)</p> <p>This section may also operate at any time that section M is operational.</p>	
Sat	10.00 hrs	01.00 hrs		
Sun	10.00 hrs	01.00 hrs.		

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings			Will the facilities for entertainment be indoors or outdoors or both – please [/] (Please read guidance note 9)	Indoors Yes Outdoors No Both No
Day	Start	Finish	Please give a description of the type of entertainment you will be providing. For the removal of doubt any material, equipment, allocated space, of other facilities that might be similar to i or j that might be used for, but not exclusively limited to karaoke, comedians, DJ, audience participation, talent competitions, compares, and similar, etc. Please give further details here (please read guidance note 10)	
Mon	10.00 hrs	24.00 hrs	State any seasonal variations for providing dancing facilities . (please read guidance note 11) On New Years Eve from the end of licensable activity hours through into the start of licensable activity hours New Years Day.	
Tues	10.00 hrs	24.00 hrs		
Wed	10.00 hrs	24.00 hrs	Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to i or j at different times to those listed in the column on the left, please list. (please read guidance note 12)	
Thurs	10.00 hrs	24.00 hrs		
Fri	10.00 hrs	01.00 hrs	This section may also operate at any time that section M is operational.	
Sat	10.00 hrs	01.00 hrs		
Sun	10.00 hrs	01.00 hrs		

L

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 [/] (Please read guidance note 9) <u>Please give further details here</u> (please read guidance note 10) Since after 23.00 hrs even the most basic provision at the premises on a commercial basis of a hot drink is deemed 'late night refreshment' the premises licence is desired to cover any activity comprising this licensable activity.
Day	Start Finish	
Mon	23.00 hrs 24.00 hrs.	<u>State any seasonal variations for provision of late night refreshment .</u> (please read guidance note 11) On New Years Eve from the end of licensable activity hours through into the start of licensable activity hours New Years Day.
Tues	23.00 hrs 24.00 hrs.	
Wed	23.00 hrs 24.00 hrs.	<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 12) • When the premises are open / or have remained open for other non-licensable activities and also at times when any non standard timings at section M are operational or provided by virtue of a temporary event notice.
Thurs	23.00 hrs 24.00 hrs.	
Fri	23.00 hrs 01.00 hrs.	
Sat	23.00 hrs 01.00 hrs.	
Sun	23.00 hrs 01.00 hrs	

indoors (H)

M

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption on / off the premises or both –please [/] (Please read guidance note 9)	Indoors Outdoors Both - Yes
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol.</u> (please read guidance note 11)	
Mon	10.00 hrs	24.00 hrs	<p>On New Years Eve from the end of licensable activity hours through into the start of licensable activity hours New Years Day. (A principle already in the existing licence)</p> <p>Note: The existing premises licence already allows for consumption on & off the premises. Also this variation would remove the licensing hours applicable under the now repealed Licensing Act 1964 / Justices Licence which were carried into the premises licence.</p>	
Tues	10.00 hrs	24.00 hrs		
Wed	10.00 hrs	24.00 hrs		
Thurs	10.00 hrs	24.00 hrs		
Fri	10.00 hrs	01.00 hrs	<p><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 12)</p>	
Sat	10.00 hrs	01.00 hrs	<ul style="list-style-type: none"> Alcohol may be supplied to persons employed, including temporary staff including also independent contractors & their staff and bona fide guests, entertainers and similar persons engaged at the premises also any guests residing on a temporary basis within the premises. 	
Sun	10.00 hrs	01.00 hrs		

In all cases please complete boxes N, O, P and Q following

N

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 14)

The premises do not provide top less bar maids, strip tease, or similar so called 'adult' entertainment. If such activities were to be considered then appropriate age exclusion policies would operate and also clear warnings and/ or descriptions given on promotional material and before persons gained entry into the premises.

At the managements discretion, when facilities are appropriate to their use children and young persons may be admitted in accordance with the licensing laws and subject to proper parental / adult control and supervision as necessary.

None see email.

O

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variation (please read guidance note 11)
Day	Start	Finish	
Mon	10.00 hrs	24.00 hrs	On New Years Eve from the end of licensable activity hours through into the start of licensable activity hours New Years Day.
Tues	10.00 hrs	24.00 hrs	
Wed	10.00 hrs	24.00 hrs	<p><u>Non standard timings. Where you intend to use 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 12)</p> <p>The standard days and timings listed at left are those hours when licensable activities may normally take place.</p> <p>This application is not concerned with opening hours relating to non licensable activities.</p>
Thurs	10.00 hrs	24.00 hrs	
Fri	10.00 hrs	01.00 hrs	
Sat	10.00 hrs	01.00 hrs	
Sun	10.00 hrs	01.00 hrs	

P

Please identify any of the conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

For the removal of doubt, because when first granted the premises licence relating to these premises was on the basis of a straight conversion of licences and permits existing prior to the Licensing Act 2003 any embedded restrictions or conditions carried over or implied from now repealed legislation shall be removed by this variation

Q

Please describe any additional steps that you intend to take in order to promote the four licensing objectives if the proposed variation is granted.

a) General – all four licensing objectives (b, c, d, e (Please read guidance note 15)

Capacity numbers and attendants will continue to be regulated within any part of the premises consistent with public safety.

The management recognises an ongoing duty to consider evolving best practices and will consult where appropriate with other bodies whose views and expertise can have a beneficial effect on the licensing objectives., including but not exclusively the Chief Officer of Police, the Chief Fire Officer and Environmental Health Depts of the Licensing Authority. For this purpose this licence recognises that where anything supplied to ensure the licensing objectives, such as surveillance or recording equipment, emergency lighting or exits or fire fighting equipment is indicated in any plans or documents they should be treated as an indication of, and not prescriptive and be capable of amendment, alteration or improvement by the holders consistent with prevailing best practices at the specific time.

The management will maintain, consider, improve, repair or alter as appropriate equipment and practices dealing with issues of security, fire precautions, first aid, age restricted admissions / sales, violence, drugs, good neighbourhood and crime reduction schemes. This section invites comment upon any 'additional steps' as a consequence of the variation, in practice the applicant believes they already have in place a robust management which can and does respond to issues. The applicant is aware of the legislative changes relating to 'irresponsible drink promotions', options to provide 'smaller measures' and an 'under 18 age policy' with 'acceptable identification' – in most respects these changes have only placed into the legislation what most people would consider sensible management practices.

b) The prevention of crime and disorder.

See 'a' above.

c) Public safety.

See 'a' previously. Appropriate 'risk assessments' are made of any facilities and entertainment provided and especially where they involve 'hands on' or 'audience participation' or involve or permit children and young people to be admitted to the premises.

Necessary arrangements will be in place for the provision/ training/ advice to staff of issues such as first aid and means of providing or summoning emergency services, police, fire and ambulance.

d) The prevention of public nuisance

See 'a' previously. For the purposes of preventing noise nuisance to any neighbouring residential accommodation anything comprising the various elements of regulated entertainment will be controlled to a level so as not to cause a nuisance. Where it is necessary to ensure the prevention of public nuisance doors and windows of the premises will be closed, whilst at the same time complying with any fire regulations or advice of the fire officer.

e) The protection of children from harm

See 'a' and 'n' previously.

Please tick

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.

Full licence (5)

NB The summary is retained at present so people can be aware of the current licence, ~~the full licence is enclosed.~~

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

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part5 – Signatures (please read guidance note 10)

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

Signature H Richards LLB (Hons)

Date 23 October 2010 

Capacity Licensing consultant and applicants agent.

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (see guidance note 18) If signing on behalf of the applicant please state in what capacity.

Signature

Date

Capacity

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

H. Richards LLB (Hons) Licensing Consultant
Half Farm Bungalow
Rugby Road, Harborough Magna, Nr. Rugby, Warwks. CV23 0HJ
Telephone: 01788 – 832277 (answer phone at times)
e-mail <howardrichards_llb@yahoo.co.uk>

End.

Notification to Licensing Authority of Representation under Licensing Act 2003

1. Name of Responsible Authority making representation:

- a. Your name: **H Read**
[Deputy Force Solicitor, for and on behalf of the Chief Constable]
- b. Your address: **Nottinghamshire Police Headquarters**
HQ (CJ) Liquor Licensing
Mansfield Police Station
Great Central Road
Mansfield
Nottinghamshire
NG18 2HQ
- c. Your phone number: **0300 300 99 99 813 3845**
- d. Your e-mail address: **jayne.walker@nottinghamshire.pnn.police.uk**
[Contact at HQ Licensing]

2. Please identify the application you wish to make a representation about.

- a. Name and address of application premises:
Top Valley Social Club
1 Potters Close
Ridgeway
Nottingham
NG5 9JZ

- b. Nature of application: **Variation**

3. Which of the licensing objectives does your representation relate to? Please delete as appropriate ².

- a. **The Prevention of Crime and Disorder.**
b. **The Prevention of Public Nuisance.**

Details of the representation(s)

4. Please give details of your representation(s) including details as to why you feel the application would be unlikely to promote the objective(s) you have ticked above and including as much evidence as possible in support of your representation. Please continue on a separate sheet if necessary.

The Police have concerns that the grant of a licence in the terms outlined in the operating schedule will undermine rather than promote the Licensing Objectives.

The Government's "Safe. Sensible. Social" Drinking and Alcohol Misuse Enforcement Campaigns, both of which are supported by the Police, are important in the reduction of alcohol related crime and disorder. In order to support these campaigns there is an expectation that responsible operators will adopt stringent measures to prevent the sale of alcohol to street drinkers, under age persons, the purchase of alcohol by proxy and the keeping of records which demonstrate due diligence by the operator.

There is an expectation that the applicant will have conducted a thorough risk assessment with the licensing objectives in mind. We do not feel that this has been carried out.

The area surrounding the premises should have been taken in to consideration when completing the operating schedule to address the impact the licensable activities will have upon that area, and should address any particular issues that exist in that locality. This operating schedule fails to do this.

We support a reduction in timings for licensable activities and would like to suggest a terminal hour of midnight Monday to Sunday. This suggestion has been discussed and agreed with the premises licence holder.

We wish to prevent incidents of alcohol related crime and disorder, criminal damage and noise nuisance from dispersing persons from occurring should the licence be granted as applied for.

Referring to the Guidance issued under S182 of the Licensing Act 2003, at 9.8:

There is no requirement for an interested party or responsible authority to produce a recorded history of problems at a premises to support their representations, and in fact this would not be possible for new premises. We as a responsible authority look at the likely effect the granting of this licence will have on the promotion of the licensing objectives and feel the licensing objectives will be undermined unless fair and proportionate conditions are not agreed.

The Police recommend the conditions outlined below, since they support the licensing objectives, in addition to any proposed by the applicant. The Police anticipate an increase in anti social behaviour if the licence is granted without restrictions in the terms outlined in the operating schedule. The Police are also of the opinion that by attaching these conditions the Licensing Authority would satisfy their duty under the crime and Disorder Act.

The Police reserve the right to:

- i. object outright to the application at any panel hearing, if proportionate conditions can not be agreed between all parties through negotiations prior to any such panel hearing; and

- ii. **bring further evidence of the Licensing Objectives being undermined to any subsequent panel hearing and to provide live oral evidence to this effect.**

5. If you are suggesting that conditions should be attached to any licence granted please give the wording of the proposed condition(s) and state why you feel they are necessary and proportionate. Please continue on a separate sheet if necessary.

A CCTV system with recording equipment shall be maintained at the premises and operated with cameras in positions agreed with the Police. All recordings used in conjunction with CCTV shall:

- Be of evidential quality
- Indicate the time and date
- Be retained for a period of 31 days
- Sufficient staff will be trained to use the system
- The images will be made available for inspection & downloading immediately upon request to officers of Responsible Authorities.

The suggested conditions are consistent and proportionate to the operating schedule and are necessary to promote the licensing objectives.

6. Please indicate any parts of the Licensing Authority's Statement of Policy that you feel may be relevant to your representation ³.

Indication of those relevant parts will be given prior to a Panel Hearing.

7. Please indicate any parts of the Guidance issued under S 182 of the licensing Act 2003, which you feel may be relevant to your representation ⁴.

Indication of those relevant parts will be given prior to a Panel Hearing.

8. As you have made a representation the Application may need to be determined at a hearing of the Licensing Committee or one of its Panels. At this stage would you intend to attend such a hearing⁵? Please circle as appropriate.

Yes

No

9. If you intend to attend any hearing that may be held it would be helpful at this stage if you could give an indication as to how long you think you would need to make your representation(s).

Not Known

Signed: H Read [Deputy Force Solicitor, for and on behalf of the Chief Constable]

Date: 11 November 2010

c.c. howardrichards_llb@yahoo.co.uk



Notification to Licensing Authority of Representation under Licensing Act 2003

1. Name of Responsible Authority making representation:

- a. **Food Team, Nottingham City Council**
- b. **Food Section Lawrence House, Talbot Street, Nottingham. NG1 5NT**
- c. **Your phone number ; 0115 9156779**
- d. **Your e-mail address; stewart.marsh@nottinghamcity.gov.uk**

2. Please identify the application you wish to make a representation about.

- a. **Name and address of application premises. TOP VALLEY SOCIAL CLUB, 1 POTTERS CLOSE, RIDGEWAY, NOTTINGHAM**
- b. **Nature of application (variation, new premises licence, etc); VARIATION OF PREMISES LICENCE**

3. Which of the licensing objectives does your representation relate to? Please delete as appropriate ².

Public Safety

Details of the representation(s)

4. **Please give details of your representation(s) including details as to why you feel the application would be unlikely to promote the objective(s) you have ticked above and including as much evidence as possible in support of your representation. Please continue on a separate sheet if necessary.**

The applicant wishes to introduce dancing and live music (& others). In order to promote public safety, the conditions listed at 5 should be attached to the licence.

5. If you are suggesting that conditions should be attached to any licence granted please give the wording of the proposed condition(s) and state why you feel they are necessary and proportionate. Please continue on a separate sheet if necessary.

a) All electrical sockets used by entertainers shall be fitted with residual current device protection (complying with BS 7671; Requirements for Electrical Installations) and labelled accordingly.

b) Any dance floor(s) used for the provision of regulated entertainment, shall be positioned in such a way as to ensure the safety of persons using the dance floor(s). The arrangements for access around any dance floor(s) and for seating in the vicinity of any such dance floor(s), shall be such that neither dancers nor others, seated or otherwise, are put at risk of injury.

6. Please indicate any parts of the Licensing Authority's Statement of Policy which you feel may be relevant to your representation ³.

Policy APP6, policy IMP1, policy IMP2

7. Please indicate any parts of the Guidance issued under S 182 of the licensing Act 2003 which you feel may be relevant to your representation ⁴.


Public Safety – Annexe E

8. As you have made a representation the Application may need to be determined at a hearing of the Licensing Committee or one of its Panels. At this stage would you intend to attend such a hearing⁵? Please circle as appropriate.

Yes

9. If you intend to attend any hearing that may be held it would be helpful at this stage if you could give an indication as to how long you think you would need to make your representation(s).

Not known

Signed..........

Date: 27 October 2010

Thank you for making your representation. Please send it to:-

**The Licensing Officer
General Licensing Services
Nottingham City Council
Lawrence House
Talbot Street
Nottingham
NG1 5NT**

The Licensing Team will contact you in due course regarding the next stage of the process and the applicant or other interested parties may choose to contact you to discuss this matter further.

1. If you do not fall within any of these categories the Licensing Authority cannot take your representation into account. If you are acting as a representative you should indicate who it is that you represent and, evidence that you are authorised to make the representation eg letter of authority, extract of minutes where the matter has been discussed etc.
2. If your representation does not relate to any of the four licensing objectives your representation cannot be considered by the Licensing Authority.
3. We appreciate that not all persons making representations will be fully familiar with the Authority's Licensing Policy. It would be helpful to all concerned, however, if the parts which you feel are relevant could be highlighted here though a failure to do so will not of itself mean that your representation will not be considered. The Authority's policy is available www.nottinghamcity.gov.uk/flr.
4. We appreciate that not all persons making representations will be fully familiar with the Section 182 Guidance. It would be helpful to all concerned, however, if the parts which you feel relevant could be highlighted here though a failure to do so will not of itself mean that your representation will not be considered. The Guidance is available www.culture.gov.uk.
5. If you do not wish to attend, the contents of the representation and any further written material you wish to put forward may still be considered. However, any further material you put forward must relate to the representation made here and must not include new grounds of objection. You will be notified of the deadline for submitting additional material in due course.

Licensing Act 2003

Communities

Lawrence House
Talbot Street
Nottingham
NG1 5NT
Tel: 0115 915 5555
Fax: 0115 915 6145

Premises Licence

Premises licence number: 034239

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description

Top Valley Social Club
1 Potters Close
Ridgeway

Post town	Nottingham	Post code	NG5 9JZ
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Telephone number	0115 9756384
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Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

Recorded Music
Late Night Refreshment
Sale by Retail of Alcohol

The times the licence authorises the carrying out of licensable activities

Recorded Music:

Monday	from 00.00 hrs to 23.59 hrs
Tuesday	from 00.00 hrs to 23.59 hrs
Wednesday	from 00.00 hrs to 23.59 hrs
Thursday	from 00.00 hrs to 23.59 hrs
Friday	from 00.00 hrs to 23.59 hrs
Saturday	from 00.00 hrs to 23.59 hrs
Sunday	from 00.00 hrs to 23.59 hrs

Late Night Refreshment :

Monday	from 23.00 hrs to 23.30 hrs
Tuesday	from 23.00 hrs to 23.30 hrs
Wednesday	from 23.00 hrs to 23.30 hrs
Thursday	from 23.00 hrs to 23.30 hrs
Friday	from 23.00 hrs to 23.30 hrs
Saturday	from 23.00 hrs to 23.30 hrs

Alcohol Sales:

Monday	from 10.00 hrs to 23.00 hrs
Tuesday	from 10.00 hrs to 23.00 hrs
Wednesday	from 10.00 hrs to 23.00 hrs
Thursday	from 10.00 hrs to 23.00 hrs
Friday	from 10.00 hrs to 23.00 hrs
Saturday	from 10.00 hrs to 23.00 hrs
Sunday	from 12.00 hrs to 22.30 hrs
Good Friday	from 12.00 hrs to 22.30 hrs
Christmas Day	from 12.00 hrs to 15.00 hrs and 19.00 hrs to 22.30 hrs
New Years Eve	from the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day

The opening hours of the premises

At the licensee's discretion, but licensable activities are only to be provided as outlined above.

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

Alcohol - On the premises
Alcohol - Off the premises

Part 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

TTG Inns Limited, Millbrook House, 57b Mill Street, Barwell, Leics LE9 8DX

Tel: 01455 850772

(Transferred: December 2007)

Registered number of holder, for example company number, charity number (where applicable)

04090972

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Julie Jackson,

(Varied: 9 December 2005)

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

DN11RN0451 – Doncaster

Signed:
Licensing Officer

Dated: 12 August 2005

Annex 1 - Mandatory conditions

S19 Licensing Act 2003

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 retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.

Annex 2 - Conditions consistent with the Operating Schedule

Embedded Restrictions

The licensee may also provide and permit

- Entertainment by way of music and singing but only by the reproduction of recorded sound*
- the consumption of late night refreshment for a period of 30 minutes after the permitted hours set out below

* this does not permit the use of Karaoke, Disk Jockeys, Compares etc

S.59, 60, 63, 70, 74, 76 Licensing Act 1964 - On Licence Permitted Hours

Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours means:

- a. On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10 a.m. to 11 p.m.
- b. On Sundays, other than Christmas Day or New Year's Eve, 12 noon to 10.30 p.m.
- c. On Good Friday, 12 noon to 10.30 p.m.
- d. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.
- e. On New Year's Eve, except on a Sunday, 10 a.m. to 11 p.m.
- f. On New Year's Eve on a Sunday, 12 noon to 10.30 p.m.
- g. On New Year's Eve 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, midnight on 31st December).

The above restrictions do not prohibit:

- (a) the consumption of the alcohol on the premises during the first twenty minutes after the above hours;
- (b) the taking of the alcohol from the premises, (unless the alcohol is supplied or taken in an open vessel,) during the first twenty minutes after the above hours;
- (c) the consumption of the alcohol on the premises by persons taking meals there during the first thirty minutes after the above hours, if the alcohol was supplied for consumption ancillary to those meals;
- (d) consumption of the alcohol on the premises by, or, the taking, sale or supply of alcohol to any person residing in the licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (f) the sale of alcohol to a trader or club for the purposes of the trade or club;

- (g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (h) the taking of alcohol from the premises by a person residing there; or
- (i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
- (j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

S. 168, 171, 201 Licensing Act 1964

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

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

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But 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.

S.12 Children & Young Persons Act 1933

Where the number of children attending the entertainment exceeds 100 the licensee shall ensure that the provisions of Section 12 of the Children and Young Persons Act 1933 are complied with.

Justices Licence Conditions

1. No intoxicating liquor shall be supplied otherwise than to:
 - a. a member of the club who has been a member for at least 2 days or whose nomination or application for membership was made at least 2 days before his admission in accordance with the rules of the club.
 - b. bona fide guests of such members being not more than 4 in number on any one occasion and limited to 12 occasions in any calendar year.
 - c. any visiting teams whose admission to the club is in accordance with Rule 25 of the club rules.
 - d. persons employed at the licensed premises and their bona fide guests, up to 4 in number
 - e. any persons attending a bona fide function at the premises organised in at least 18 hours in advance. Any function organised by the management or their staff shall be limited in number to 12 per annum. Notification also to be sent to Oxclose Lane Police Station at least 48 hours in advance of all such functions.
2. No intoxicating liquor shall be supplied for consumption off the premises except to a member in person.

3. There shall be rules of the club for the election of members and a copy of such rules and any other rules shall be deposited with the Clerk to the Justices. Notice of any alteration in any of the rules shall be given to the Clerk to the Licensing Justices within 14 days.
4. A list of the names and addresses of all the members of the said Club shall be kept on the premises and to be available for inspection by the Police if required, of the Licensing Justices.
5. No alteration shall be made in the Rules providing for the admission of members and guests and any other persons to the premises or to any Rules regulating the sale or supply of intoxicating liquor without the prior consent of the Licensing Justices.
6. No application shall be made under the authority of the Licence for the grant of an Occasional Licence.

Annex 3 - Conditions attached after a hearing by the licensing authority

Not applicable

Annex 4 – Plans

Drawing submitted with application received 13 June 2005.

Dated: 12 August 2005