



NOTTINGHAM CITY COUNCIL
SPECIAL LICENSING PANEL

Date: Thursday, 20 March 2014

Time: 10.30 am

Place: Dining Room, Council House, Old Market Square

Councillors are requested to attend the above meeting to transact the following business

Deputy Chief Executive/Corporate Director for Resources

Constitutional Services Officer: Mark Leavesley Direct Dial: 0115 876 4302

AGENDA

Pages

1 APOLOGIES FOR ABSENCE

2 DECLARATIONS OF INTERESTS

If you need any advice on declaring an interest in any item on the agenda, please contact the Constitutional Services Officer shown above, if possible before the day of the meeting

**3 APPLICATION FOR A PREMISES LICENCE REVIEW:
THE LOFT BAR, 217 MANSFIELD ROAD, NG1 3FS**

3 - 22

Report of Corporate Director of Communities

**CITIZENS ATTENDING MEETINGS ARE ASKED TO ARRIVE AT
LEAST 15 MINUTES BEFORE THE START OF THE MEETING TO
BE ISSUED WITH VISITOR BADGES**

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REPORT OF CORPORATE DIRECTOR FOR COMMUNITIES**REVIEW OF PREMISES LICENCE**

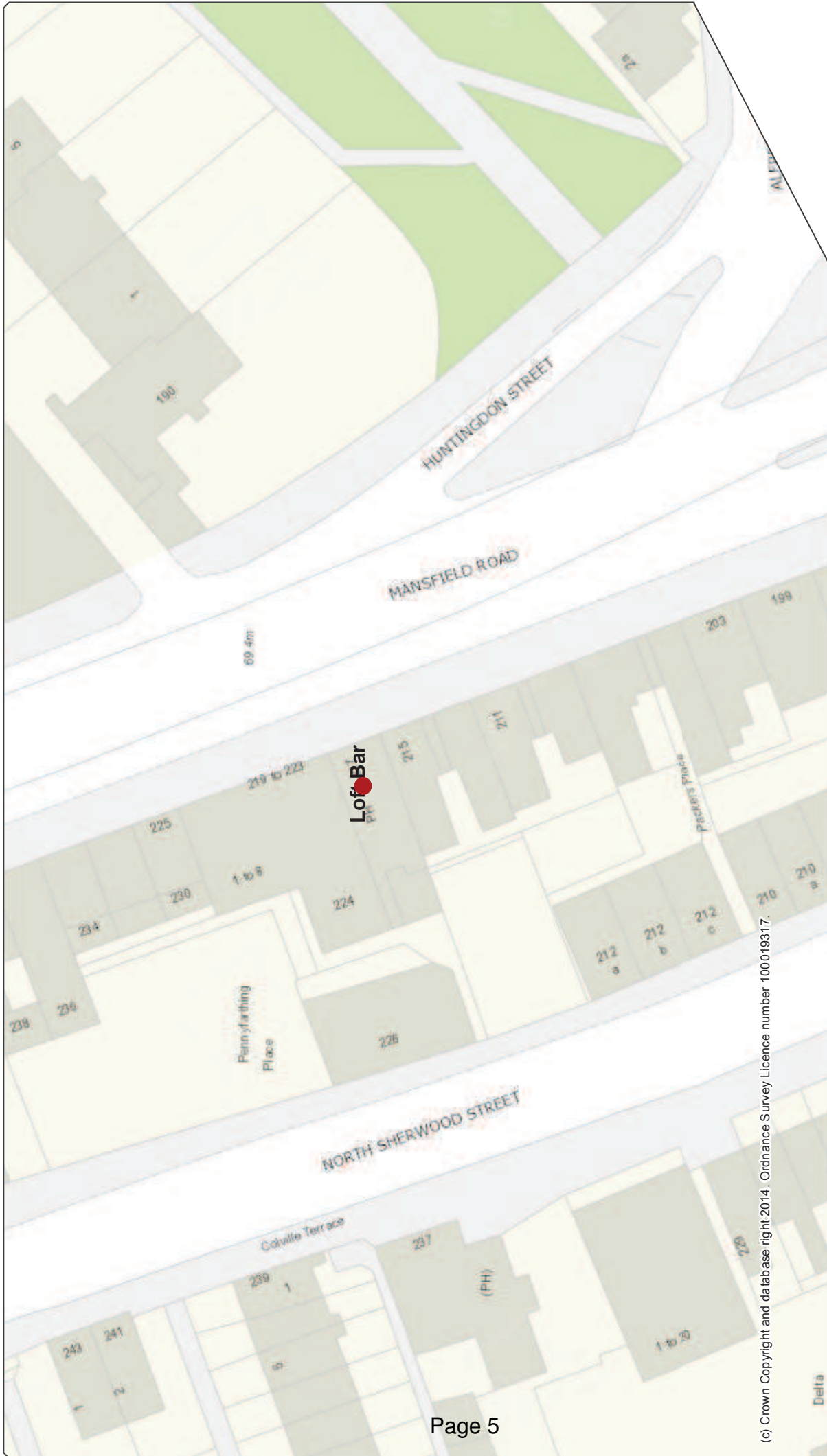
Premises concerned	Loft Bar 217 Mansfield Road Nottingham NG7 5DR Please see attached Premises Licence
Premises licence holder	Salihul Kwaji Sama
Party submitting review	Malcolm Turner (Deputy Head of Legal Services, for and on behalf of the Chief Constable) Nottinghamshire Police Sherwood Lodge Arnold Nottingham NG5 8PP Please see attached application
Date application Received:	31 January 2014
Last date for representations:	28 February 2014 The Licensing Officer displayed a public notice of this application in accordance with the Licensing Act 2003 (Premises Licence) Regulations 2005 (as amended) from 31 January 2014 to 28 February 2014 inclusive.
Relevant representations received	None
Matters which the Authority has asked the parties to clarify	1. Identification of all issues (both factual and legal) which are in dispute. 2. Identification of all areas of law, Guidance and Policy upon which they intend to rely.
Issues	
Issue 1	Whether it is appropriate and proportionate to take one or more of the steps identified below in order to promote (1) the prevention of crime & disorder (2) public safety and (3) the prevention of public nuisance (4) the protection of children from harm or whether no action is necessary to promote the licensing objectives.
Relevant Legislation	S51 – 53 Licensing Act 2003
Relevant Policy	Paragraphs 6.55 to 6.57 of the Statement of Licensing Policy (effective from 7 th January 2014).
Relevant Guidance	Chapter 11 of the guidance issued under section 182 of the Licensing Act 2003.
Steps which the Licensing Authority may take	1. To modify the conditions of the licence permanently or for a temporary period of up to 3 months; and/or 2. To exclude licensable activity from the scope of the

	<p>licence permanently or for a temporary period of up to 3 months; and/or</p> <p>3. To remove the designated premises supervisor; and/or</p> <p>4. To suspend the whole premises licence for a period not exceeding 3 months; or</p> <p>5. To revoke the licence.</p>
Published documents referred to in compiling this report	<p>Licensing Act 2003 (as amended) Guidance issued under Section 182 of the Licensing Act 2003. Statement of Licensing Policy issued by Nottingham City Council.</p>

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

Contact Officer: Zoey Mayes: Tel: 0115 8761756

Loft Bar, 217 Mansfield Road, Nottingham NG1 3FS



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Key

 City Boundary

Description
No map description

Nomad web map printed by a Nomad user at 08:23, 11/03/2014





Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

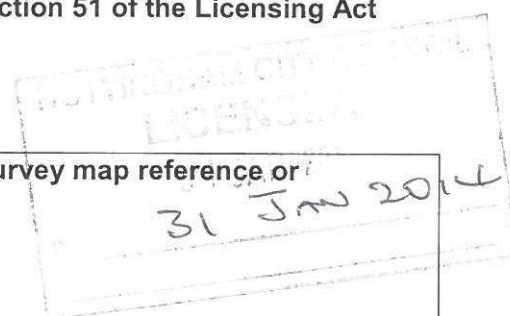
You may wish to keep a copy of the completed form for your records.

I Malcolm Turner (Deputy Head of Legal Services, for and on behalf of the Chief Constable) (Insert name of applicant)

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description: Loft Bar, 217 Mansfield Road. Post town: Nottingham. Post code (if known): NG1 3FS.



Name of premises licence holder or club holding club premises certificate (if known): SALIHU SAMAS

Number of premises licence or club premises certificate (if known): 037793

Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below) []

2) a responsible authority (please complete (C) below) [✓]

3) a member of the club to which this application relates (please complete (A) below) []

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname	First names
<input type="text"/>	<input type="text"/>

I am 18 years old or over

Please tick ✓ yes

Current postal address if different from premises address	<input type="text"/>
--	----------------------

Post town	<input type="text"/>	Post Code	<input type="text"/>
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Daytime contact telephone number	<input type="text"/>
---	----------------------

E-mail address (optional)	<input type="text"/>
----------------------------------	----------------------

(B) DETAILS OF OTHER APPLICANT

Name and address
<input type="text"/>
Telephone number (if any)
<input type="text"/>
E-mail address (optional)
<input type="text"/>

The Protection of Children from Harm

On Saturday 28 December 2013 Police Officers acting in the execution of their duties attended the premises for a licence compliance check.

Whilst there, the Police became aware of a group of underage children having entered the bar. The Police were naturally suspicious and had cause to search the group.

A boy aged 12 years was found to be in possession of a prohibited item namely a knuckle-duster. The Police Officers at the scene formed the view that there were no proper or any measures in place to prevent these children from entering the premises.

Summary

The Chief Constable hereby asserts as follows;

1. That these premises have been managed Irresponsibly;
2. That the operator has failed to engage with the police and attempt to properly solve the problems that exist there;
3. In the circumstances, on account of the woefully inadequate and poor management at the premises, it is felt that the Police have no option in the circumstances other than to seek a Review of the Premises Licence with a view to the possible revocation of the said licence.

Please provide as much information as possible to support the application (please read guidance note 3)

Supporting Evidence

At 2225 on Friday 20 December 2013 Police Constables 2912 Cobb and 2397 Stevens, from the City Licensing office, attended the Loft Bar, Mansfield Road, in order to conduct a routine licensing compliance check.

Upon their arrival the venue was clearly open and there was loud music playing. As the front door was closed, the officers decided to check the rear doors on North Sherwood Street in order to gain access to the venue.

The officers saw a small number of people smoking on the terrace area (Licence Breach – Annex 3, Condition 3) and upon approaching this area those present returned inside and closed the door behind them. The officers repeatedly knocked on the door to gain access without success.

The officers noted an extremely strong smell of cannabis coming from the premises and witnessed a male inside the venue on the first floor lighting a very long cigarette. The officers formed the opinion, from their experience, that this was similar to a cannabis cigarette being lit.

Other officers were then requested to attend and entry was subsequently gained by the front door of the venue.

There were some 40-50 persons within the venue, many of which were consuming Red Stripe lager and bottled cider.

There was a strong smell of cannabis and many of the ashtrays within the venue contained rolled cigarettes that appeared to contain cannabis.

The officers also witnessed various packets of cigarette papers and empty deal bags.

It was immediately apparent that the premises had effectively been used for the mass consumption of cannabis. There was widespread evidence of the use of cannabis having been smoked, and there were posters on the walls that appeared to be advertising various derivatives of cannabis. There was also evidence that licensable activities (sale of alcohol, provision of regulated entertainment) had been taking place.

The officers identified the Designated Premises Supervisor, Hugh McGee who was present. McGee was slurring his words and was unsteady on his feet. His pupils were dilated and had some white foam on the corners of his mouth.

The officer formed the opinion he was drunk and also under the influence of a controlled substance. McGee was arrested on suspicion of allowing the premises to be used for the sale and supply of controlled substances.

McGee was later interviewed and admitted possession of a controlled substance, namely a quantity of cannabis.

The CCTV system from the venue was subsequently seized and images from the night together with footage from previous nights have been viewed.

Evidence available after reviewing a small percentage of the recorded images so far reveal :-

- Sales of alcohol after hours;
- Regulated entertainment after hours;
- Smoking within the premises by the DPS and customers;
- Use of the outside rear area after 2100 hours.

On these occasions either the Designated Premises Supervisor McGee and/or the Premises Licence Holder SAMAS have been present.

On being notified of the Cannabis event by the Police, Mr Samas indicated that he was horrified and stated that he had no, day to day, knowledge of the premise. This was due to the fact he resided in Liverpool and effectively only had a financial interest in the premise.

However, having subsequently reviewed the premises' CCTV and having had the opportunity to fully research police systems, it is unfortunately the case that Mr Samas may not have been entirely candid to the Police, as he was previously the DPS of this premises between 13 August 2010 and 19 August 2011 and he is visible on the CCTV several times during the footage viewed by officers.

Due to Police concerns as to his veracity, in conjunction with the other outlined incidents, his presence on occasions when breaches of the licence have taken place and his previous warnings, the Applicant has no confidence in him upholding the licensing objectives.

Separate criminal proceedings are presently being considered against both McGee and Samas for the criminal offences identified.

SUMMARY

In view of the above facts, i.e. the failure to properly manage/operate the premises and the blatant disregard of the law, the applicant is of the opinion that it would be both appropriate and proportionate to request that the Licensing Authority revoke the premises licence.

Amplification of these matters will be given at any subsequent hearing and any supporting documentary evidence will be provided in accordance with Nottingham City Council's current Statement of Licensing Policy.

The Applicant Chief Constable of Nottinghamshire Police HEREBY reserves the right to put forward any new matters AND/OR Evidence relevant to this Application should they come to the attention of the Police prior to any hearing in this matter.

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address The Chief Constable Nottinghamshire Police Sherwood Lodge Arnold Nottingham NG5 8PP [Please see Part 3 of this application for correspondence address]
Telephone number (if any)
E-mail address (optional)

This application to review relates to the following licensing objective(s)

- | | |
|---|---------------------------------|
| | Please tick one or more boxes ✓ |
| 1) the prevention of crime and disorder | ✓ |
| 2) public safety | ✓ |
| 3) the prevention of public nuisance | ✓ |
| 4) the protection of children from harm | ✓ |

Please state the ground(s) for review (please read guidance note 2)

The Grounds for the Review of the Premises pursuant to Section 51 of the Licensing Act 2003 relied upon by the Responsible Authority are the following;

The Applicant Chief Constable hereby asserts that the Licensing Objectives as set out in Section 4(2) of the Licensing Act 2003, namely;(a) the Prevention of Crime and Disorder,(b) Public Safety,(c) the Prevention of Public Nuisance and (d) the Protection of Children from Harm have all been seriously undermined in relation to the management and running of the Premises known as *The Loft Bar* situate at 217 Mansfield Road in Nottingham (hereafter referred to as "the premises").

Background

The premises' trade as a late night bar/nightclub, with a premises licence that allows the sale of alcohol both on and off the premises, in addition to other licensable activities.

At all material times, the Premises Licence Holder (PLH) has been SALIHU KWAJI SAMAS.

The Designated Premises Supervisor (DPS) between 19 March 2012 and 23 December 2013 was Hugh McGee.

On the 23 December Mr Samas also took upon himself the duties and responsibilities of the post of DPS.

The Prevention of Crime and Disorder

The Applicant alleges that since Mr Samas took over the premises in August 2010, that the premises have breached the terms of the Premises Licence relating to the venue in that they have offered licensable activities otherwise than in accordance with an authorisation, by virtue of the fact that:

- i. The CCTV system at the premises has not been maintained in accordance with Police recommendations.

Mr Samas has received two written warnings in relation to relevant breaches in this regard.

- ii. Alcohol has been sold and/or supplied outside of the premises' permitted hours.

CCTV footage of this breach will be relied upon;

- iii. The door supervisors' register has not been maintained.

It is alleged that there is no door supervisors register in existence at the premises at all.

- iv. The Premises Licence requires that a zero tolerance policy towards illegal drugs shall operate at all times at the venue.

In fact, the Applicant relies on two incidents of breach of this requirement, namely;

- Police Officers who attended the premises in the execution of their duties in August 2013 in respect of a noise nuisance complaint in fact discovered that not only was the bar was in breach of its' condition regarding opening times(as it was found to be operating beyond its licensing hours) but more pertinently noted evidence of cannabis use thereat;
- Furthermore, Police Officers who attended the premises in the execution of their duties on the 20 December 2013 separately discovered evidence of the open consumption of cannabis at the premises at a Christmas Party which catered for the Nottingham Cannabis Club !
- In respect of the latter matter, the Police will again rely upon CCTV evidence.

- v. The performance of live music using amplification is prohibited at any time.

CCTV footage of this breach will also be produced.

- vi. Live singing using amplification is prohibited at any time.

CCTV footage of this breach will be produced.

- vii. The use of the rear outside area after 21.00 hours is prohibited on any evening.

CCTV footage of this breach will be produced.

As the Licensing Committee are aware, the failure to comply with the Terms of a Premises Licence is a criminal offence pursuant to Section 136 of the Licensing Act , as well as comprising relevant evidence of a failure to uphold the licensing objectives.

Since August 2010, the Police have offered Advice and Warned the PLH/DPS, on

numerous occasions regarding the running of the premises. 2 of these warnings were in writing and mainly sought to deal with the concerns due to the CCTV system not working in accordance with the licence conditions.

The Applicant did in fact issue the premises with two separate CLOSURE NOTICES (pursuant to Section 19 Criminal Justice and Police Act 2001) in December 2013.

The circumstances leading to the issue of the Notices is as follows;

- (1) 21/12/2013-Closure Notice issued to the then DPS, namely Mr Hugh McGee in respect of the following matters, namely;
 - Cannabis being openly smoked on premises;
 - The rear outside area of the premises being used after 2100 hours and,
 - There not being a CCTV system in place (The entire CCTV system had been removed from the premises by the Police prior to this date for evidential purposes).
- (2) 28/12/13-Closure Notice Issued to Mr Salihu Samas (who was both the PLH and the DPS at the relevant date) due to the fact that the CCTV system was not working in accordance with the licence conditions.

The Applicant asserts that the DPS/PLH has no proper or any control over the premises and as a consequence the licensing objectives have been seriously undermined as a result of the incompetent management practices that have been found to exist.

Public Safety

A responsible operator should place the welfare of the public first, and should use every measure available to ensure safety. There have been several instances where the front door of the premises has been locked whilst customers have been inside.

This causes the Applicant very serious concern(s) in that in the unfortunate event of an Emergency occurring within the venue and if there was a need to speedily evacuate the premises, then this in all likelihood would have proved impossible and could have had tragic consequences.

The Prevention of Public Nuisance

On numerous occasions since August 2010 the PLH/DPS has failed to responsibly manage the premises, which has resulted in no less than 23 incidents of Noise Nuisance Complaints from residents close to the premises and from the immediate vicinity causing nuisance in the locality. This led to the licence being Reviewed in June 2011. This Review was instigated by the Environmental Health (Noise and Pollution) Department of the Local Authority as it was alleged that the Premises was not operating in a manner which promoted the Prevention of Public Nuisance Licensing Objective.

At the Review Hearing, new conditions were applied to the Licence, namely;

- The performance of live music using amplification was prohibited at any time;
- Live singing using amplification was prohibited at any time; and
- The use of the rear outside area after 2100 hours was prohibited on any evening.

Please tick ✓ yes

Have you made an application for review relating to the premises before

Day Month Year

If yes please state the date of that application

If you have made representations before relating to the premises please state what they were and when you made them
Not Applicable

Please tick ✓ yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate ✓
- 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

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant’s solicitor or other duly authorised agent (please read guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature



Date 23rd January 2014

Capacity Deputy Head of Legal Services, for and on behalf of the Chief Constable

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

Mr. M. Turner
C/o Ms. H. Guest
Senior Licensing Enforcement Officer
Nottinghamshire Police
City Division Licensing
Riverside Police Station
Rennie Hogg Road

Post town Nottingham

Post Code NG2 1RX

Telephone number (if any) 0115 9670999 Ext: 816 5176

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) cityadmin.licensing@nottinghamshire.pnn.police.uk

Licensing Act 2003

Communities

Licensing
Tamar Building
Eastcroft Depot
London Road
Nottingham
NG2 3AH
Tel: 0115 915 5555
Fax: 0115 876 1769

Premises Licence

Premises licence number: 037793

Part 1 – Premises details

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

Loft Bar
217 Mansfield Road

Post town	Nottingham	Post code	NG1 3FS
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Telephone number	07801 498441
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Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

Plays – Indoors;
Films – Indoors;
Indoor Sporting Events;
Live Music – Indoors;
Recorded Music – Indoors;
Performances of Dance – Indoors;
Entertainment Similar to Music/Dance – Indoors;
Provision of Facilities for Making Music – Indoors;
Provision of Facilities for Dancing – Indoors;
Provision of Facilities for Entertainment Similar to Music/Dance – Indoors;
Late Night Refreshment – Indoors;
Sale by Retail of Alcohol.

(Varied: 17 December 2009)

The times the licence authorises the carrying out of licensable activities

Plays, Films, Indoor Sporting Events, Live & Recorded Music, Entertainment Similar to Music/Dance, Provision of Facilities for Making Music - First Floor and Mezzanine:

Monday from 10.30 hrs to 23.00 hrs

Tuesday from 10.30 hrs to 23.00 hrs

Wednesday from 10.30 hrs to 23.00 hrs

Thursday from 10.30 hrs to 23.00 hrs

Friday from 10.30 hrs to 23.30 hrs

Saturday from 10.30 hrs to 23.30 hrs

Sunday from 12.00 hrs to 23.00 hrs

Sundays preceding bank holiday Mondays (except Easter Sunday)
from 12.00 hrs to 01.00 hrs the following morning.

New Year's Eve from the start of permitted hours to the end of permitted hours on New Year's Day.

If applicable, an additional hour to the standard and non-standard times on the day when British Summer Time commences.

(Reviewed: 14 June 2011)

Performances of Dance, Provision of Facilities for Dancing and Provision of Facilities for Entertainment Similar to Music/Dance – Mezzanine:

Monday from 10.30 hrs to 23.00 hrs

Tuesday from 10.30 hrs to 23.00 hrs

Wednesday from 10.30 hrs to 23.00 hrs

Thursday from 10.30 hrs to 23.00 hrs

Friday from 10.30 hrs to 23.30 hrs

Saturday from 10.30 hrs to 23.30 hrs

Sunday from 12.00 hrs to 23.00 hrs

Sundays preceding bank holiday Mondays (except Easter Sunday)
from 12.00 hrs to 01.00 hrs the following morning.

New Year's Eve from the start of permitted hours to the end of permitted hours on New Year's Day.

If applicable, an additional hour to the standard and non-standard times on the day when British Summer Time commences.

(Reviewed: 14 June 2011)

Late Night Refreshment:

Friday from 23.00 hrs to 23.30 hrs

Saturday from 23.00 hrs to 23.30 hrs

New Year's Eve from 23.00 hrs to 05.00 hrs the following morning

Sundays preceding bank holiday Mondays (except Easter Sunday)
from 23.00 hrs to 01.30 hrs the following morning.

If applicable, an additional hour to the standard and non-standard times on the day when British Summer Time commences.

(Reviewed: 14 June 2011)

Sale by Retail of Alcohol:

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 23.30 hrs

Saturday from 10.00 hrs to 23.30 hrs

Sunday from 12.00 hrs to 23.00 hrs

Sundays preceding bank holiday Mondays (except Easter Sunday)
from 12.00 hrs to 01.00 hrs the following morning.

New Year's Eve from the start of permitted hours to the end of permitted hours on New Year's Day.
If applicable, an additional hour to the standard and non-standard times on the day when British Summer Time commences.

(Reviewed: 14 June 2011)

The opening hours of the premises

Monday from 10.00 hrs to 23.30 hrs
Tuesday from 10.00 hrs to 23.30 hrs
Wednesday from 10.00 hrs to 23.30 hrs
Thursday from 10.00 hrs to 23.30 hrs
Friday from 10.00 hrs to 24.00 hrs
Saturday from 10.00 hrs to 24.00 hrs
Sunday from 12.00 hrs to 23.30 hrs
New Year's Eve from the start of permitted hours to the end of permitted hours on New Year's Day.

An additional 30 minutes after the non-standard finishing times for the licensable activities

(Reviewed: 14 June 2011)

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

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

Salihul Kwaji Samas, 132 Utting Avenue East, Liverpool, L11 1DH

(Transferred: 11 August 2010)

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

Not applicable

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

Salihul Kwaji Samas

(Varied: 7 January 2014)

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

103301 issued by Liverpool City Council

Signed:.....
Licensing Officer

Dated: 5 October 2005
Varied: 17 December 2009
Reviewed: 14 June 2011

Annex 1 - Mandatory conditions

S. 19 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.
3. (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.
4. 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).
5. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
6. (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.
7. The responsible person shall ensure that –

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
- (b) customers are made aware of the availability of these measures.

S. 20 Licensing Act 2003

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

- 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.

Annex 2 - Conditions consistent with the Operating Schedule

1. A zero tolerance towards illegal drugs shall operate at all times.
2. A proof of age policy shall operate at all times in relation to relevant licensable activities.
3. Clear notices shall be prominently displayed near the exit(s) requesting customers leave the premises and the area quietly.
4. The premises shall be adequately ventilated in order to prevent nuisance.
5. Arrangements shall be made for the storage and disposal of refuse which do not cause a nuisance.
6. Any noise from the licensable activities shall be monitored in order to prevent nuisance.
7. Electrical sockets used by entertainers shall be fitted with residual current device protection (complying with BS 7671 Requirements for Electrical Installations) and labelled accordingly.
8. Any dance floor(s) used for the provision of regulated entertainment, shall be clearly delineated and shall be positioned in such a way as to ensure the safety of persons using the dance floor(s).
9. The arrangements for access around the dance floor(s) provided under the above condition 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.
10. Table dancing, lap dancing, pole dancing and all forms of entertainment, dancing, or displays that include nudity or sexual performances of any kind are prohibited.
11. A CCTV system must be installed and maintained. All video tapes must be retained for a minimum period of 31 days and made available for inspection by the Police or an authorised officer of Nottingham City Council.
12. A bound book shall be kept and updated daily, containing the names, addresses, dates of birth, SIA registration number and hours worked of door supervisors employed on any particular day. This book shall be kept at the premises for at least 12 months and shall be made available for inspection and copying by the Police immediately upon request.

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

Review: 14 June 2011

1. The performance of live music using amplification is prohibited at any time.
2. Live singing using amplification is prohibited at any time.
3. The use of the rear outside area after 21.00 hours is prohibited on any evening.

Annex 4 – Plans

Drawing dated 12 April 2005 and drawing dated 5 August 2005 both submitted with the application dated 6 August 2005.

Plans applicable from the date of issue of the licence.

Dated: 5 October 2005

Varied: 17 December 2009

Reviewed: 14 June 2011

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