

Harrow

Application for a minor variation to a premises or club certificate
Licensing Act 2003

For help contact

<u>licensing@harrow.gov.uk</u> Telephone: 020 8901 2600

\* required information

Section 1 of 9		
You can save the form at any	y 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	SWA M&S Harrow	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 behalf of the applicant?  • Yes		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	Marks & Spencer PLC	
* Family name	As above	
* E-mail	SWallgrove@john-gaunt.co.uk	
Main telephone number	03300584150	Include country code.
Other telephone number		
☐ Indicate here if the ap	plicant would prefer not to be contacted by te	lephone
Is the applicant:		
<ul><li>Applying as a business</li><li>Applying as an individ</li></ul>	s or organisation, including as a sole trader lual	A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.
Applicant Business		
Is the applicant's business registered in the UK with Companies House?	<ul><li>Yes</li><li>No</li></ul>	Note: completing the Applicant Business section is optional in this form.
Registration number	00214436	
Business name	Marks & Spencer PLC	If the applicant's business is registered, use its registered name.
VAT number -	NA	Put "none" if the applicant is not registered for VAT.
Legal status	Private Limited Company	

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Continued from previous page			
Applicant's position in the business	Owner/operator		
Home country	United Kingdom	The country where the applicant's headquarters are.	
Registered Address		Address registered with Companies House.	
Building number or name	Waterside House, 35		
Street	North Wharf Road		
District			
City or town			
County or administrative area	London		
Postcode	W2 1NW		
Country	United Kingdom		
Agent Details			
* First name	Sarah		
* Family name	Wallsgrove		
* E-mail	SWallsgrove@johm-gaunt.co.uk		
Main telephone number	03300584150	Include country code.	
Other telephone number			
☐ Indicate here if you wou	ld prefer not to be contacted by telephone		
Are you:			
<ul><li>An agent that is a busine</li></ul>	<ul> <li>An agent that is a business or organisation, including a sole trader         A sole trader is a business owned by one person without any special legal structure</li> </ul>		
<ul> <li>A private individual actir</li> </ul>	ng as an agent	portion minious any operating area dotation	
Agent Business			
Is your business registered in the UK with Companies House?	○ Yes	Note: completing the Applicant Business section is optional in this form.	
Is your business registered outside the UK?	○ Yes		
Business name	John Gaunt & Partners	If your business is registered, use its registered name.	
VAT number	NA	Put "none" if you are not registered for VAT.	
Legal status	Partnership		

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Your position in the business	Client Support Manager	
Home country	United Kingdom	The country where the headquarters of your business is located.
<b>Agent Business Address</b>		If you have one, this should be your official
Building number or name	Units 39-41 Haslar Marine Technology Park	address - that is an address required of you by law for receiving communications.
Street	Haslar Road	
District		
City or town	Gosport	
County or administrative area	Hampshire	
Postcode	PO12 2AG	
Country	United Kingdom	
Section 2 of 9		
PREMISES DETAILS		
Refer to the guidance notes w	hile completing this form.	
Premises licence number/club	LN/00000710/2017/12	
premises certificate number	LN/00000718/2017/13	
* Name of premises	Marks & Spencer	
Premises Location		
* Are you able to provide a pos	stal address, OS map reference or description o	f the premises?
<ul><li>Address</li><li>OS ma</li></ul>	p reference O Description	
* Building number or name	31	
* Street	St Anns Road	
District		
* City or town	Harrow	
County or administrative area	Middlesex	
Postcode	HA1 1NB	
* Country	United Kingdom	
<b>Premises Contact Details</b>		
E-mail	SWallsgrove@john-gaunt.co.uk	
Telephone number	02088610061	
Other telephone number		

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* Brief description of premises	(See Guidance Note 2)		
Store with licensed facilities			
Section 3 of 9			
APPLICANT DETAILS			
* Are you the premises licence	holder/club premises c	rtificate holder?	
Yes	○ No		
Are the applicants address and address and contact details give		e as the premises	
Yes	○ No		
Section 4 of 9			
PROPOSED VARIATION			
Would you like the variation to	take effect from as soo	as possible?	
○ Yes	<ul><li>No</li></ul>		
From what date do you want the variation to take effect from?	12 / 07 / 20 dd mm yyy	8	
Do you want the proposed valintroduction of the late night l		lation to the	
○ Yes	<ul><li>No</li></ul>	See guidance note 3.	
adverse effect on the promotion	on of any of the licensing	pelow and explain why you consider that the objectives. (See Guidance Note 1) This shouplace indoors or outdoors (indoors may incl	uld include whether new
Details of proposed variation(s	s) (See Guidance Note 4		
The application seeks to appre	ove alterations to the file	d first floor retail plan.	
		onfigured and taking up some of the custom nange area (to be the new collection point) a	
The plan of the ground floor r	emains unchanged and	s to remain attached to the Premises Licence	<i>5.</i>
The works are due to commer	nce on site on 2 July and	aunch on 12 July 2018.	
Section 5 of 9			
OPERATING SCHEDULE			
See guidance on regulated en	tertainment		
Select those parts of the Operating Schedule which would be subject to change if this application to vary were successful (check all that apply)			
Provision of regulated enter	tainment		
a. plays			

Conti	inued from previous page		
	b. films		
	c. indoor sporting events		
	d. boxing or wrestling en	tertainments	
	e. live music		
	f. recorded music		
	g. performance of dance		
	h. anything of a similar d	escription to that falling within (e), (f) or (g)	
Prov	rision of late night refres	hment and alcohol	
	i. late night refreshment		
	j. sale by retail of alcohol		This can only relate to reducing licensed hours, or moving them without any overall increase between 7am and 11pm.
Secti	on 6 of 9		
ADD	ITIONAL INFORMATION		
•	ou able to submit the pre ant part)?	mises licence/club premises certificate (or	
• '	Yes	○ No	
Are y	ou able to submit a copy	of the plan?	
• '	Yes	○ No	This is necessary if the proposed variation will affect the layout.
your	-	pport your application. You should use this box variation is `minor' and could not have an adver	
The	changes will have no adve	erse impact on the licensing objective at the pre	emises.
Section 7 of 9			
NOTE	S FOR GUIDANCE		

1. <u>General Note</u>: The minor variations process can only be used for variations that could have no adverse impact on the promotion of any of the four licensing objectives. (These are: the prevention of crime and disorder; public safety; the prevention of public nuisance; and the protection of children from harm.)

#### It cannot be used to:

- extend the period for which the licence has effect;
- vary substantially the premises to which it relates;
- specify, in a premises licence, an individual as the designated premises supervisor;
- add the sale by retail or supply of alcohol as an activity authorised by a licence or certificate;
- authorise the sale by retail or supply of alcohol at any time between 11pm and 7am;
- authorise an increase in the amount of time on any day during which alcohol may be sold by retail or supplied;
- include the alternative licence condition referred to in section 41D(3) of the Licensing Act 2003 in a premises licence.
- 2. <u>Description of premises</u>: For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. This should include any activities in or associated with the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines etc.
- 3. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
- 4. Give full details of all the proposed variation(s). Failure to provide sufficient information may lead to the refusal of your application. Details should include a description of the proposed variation(s) in terms as precise as possible. If you are not precise, the licensing authority may decide that the changes you propose would be potentially broader in scope than you intend and reject your application as not being a `minor' variation. You should also include a statement about why you consider the variations proposed could not have an impact on the licensing objectives listed in section 4(2) of the Act. You should cover each of the objectives that could possibly apply to your proposal (or if more than one, to each proposal) and say why you think there could be no adverse impact on that objective. Your application will be assisted by including as much information as you can about this. (However, there is a box at the end of the form for `further information', and this should be used for any relevant background information not directly related to the variation.) Relevant information includes:
- a) **Variations to licensable activities/licensing hours** (all timings should be given in 24 hour clock e.g. 16.00. Only give details for the days of the week when you intend the premises to be used for the activity), such as:
  - Whether new or increased levels of licensable activities will be taking place indoors or outdoors (indoors may include a tent);
  - Relevant further details, for example whether music will be amplified or unamplified;
  - Standard days and timing when the activity will take place, including start and finish times;
  - Any seasonal variations in timings, e.g. additional days during the summer; and
  - Non-standard timings, e.g. where you wish the activity to go on longer on a particular day such as Christmas Eve.

- b) **Variations to premises/club layout**: If you are applying for a variation to the layout of your premises, you must include a revised plan. You should be aware that your application is likely to be refused if the proposed variation could:
  - increase capacity for drinking on the premises;
  - affect access between the public part of the premises and the rest of the premises or the street or public way, e. g. block emergency exits or routes to emergency exits; or
  - impede the effective operation of a noise reduction measure.
- c) **Revisions**, **removals** and additions of conditions: The minor variation process may be used to remove conditions which are out of date or invalid and to revise conditions which are unclear (as long as the intention and effect remains the same). It can also be used to add a new condition volunteered by the applicant or mutually agreed between the applicant and a responsible authority, such as the police or the environmental health authority (subject to impact on the licensing objectives).
- d) Variations to opening hours: Details of any changes to hours when the premises or club is open to the public.
- 5. <u>Further information</u>: You should use this box to provide any additional evidence to support your claim that the proposed variation is `minor' and could not have an adverse impact on the promotion of the licensing objectives.
- 6. Signatures: The application form must be signed.
- 7. <u>Authorised agent</u>: An applicant's agent (e.g. solicitor) may sign the form on their behalf and, in so doing, will be confirming that they have actual authority to do so.
- 8. <u>2nd Applicant</u>: Where there is more than one applicant, both applicants or their respective agents must sign the application form.
- 9. This is the address which we shall use to correspond with you about this application. This might not be the same as the address of the premises or applicant, but these addresses must also be provided.

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#### **NOTES ON REGULATED ENTERTAINMENT**

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

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#### **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 £89

#### **DECLARATION**

I/WE UNDERSTAND THAT IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE

STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE AFALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

☐ 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

John Gaunt & Partners

\* Capacity

Solicitors for the applicant

\* Date

29 **/** 05 **/** 2018 dd mm yyyy

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 <a href="https://www.gov.uk/apply-for-a-licence/premises-licence/harrow/change-8">https://www.gov.uk/apply-for-a-licence/premises-licence/harrow/change-8</a> to upload this file and continue with your application.

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

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

OFFICE USE ONLY	
Applicant reference number	SWA M&S Harrow
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</u> <u>2</u> <u>3</u> <u>4</u>	<u>5</u> <u>6</u> <u>7</u> <u>8</u> <u>9</u> Next >