

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 | | |
|--|---|---|
| | y time and resume it later. You do not need to be | a logged in when you resume |
| Tou can save the form at any | | |
| System reference | Not Currently In Use | This is the unique reference for this application generated by the system. |
| Your reference | Miller & Carter Harrow - EJ | 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 b | pehalf of the applicant? | Put "no" if you are applying on your own |
| • Yes | No | behalf or on behalf of a business you own or work for. |
| Applicant Details | | |
| * First name | Mitchells & Butlers Leisure Retail Limited | |
| * Family name | Mitchells & Butlers Leisure Retail Limited | |
| * E-mail | licensing.admin@mbplc.com | |
| Main telephone number | 0121 4984000 | Include country code. |
| Other telephone number | | |
| ☐ Indicate here if the app | plicant would prefer not to be contacted by tele | phone |
| Is the applicant: | | |
| Applying as a business | s or organisation, including as a sole trader | A sole trader is a business owned by one |
| Applying as an individ | | 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? | Yes No | Note: completing the Applicant Business section is optional in this form. |
| Registration number | 01001181 | |
| Business name | Mitchells & Butlers Leisure Retail Limited | If the applicant's business is registered, use its registered name. |
| VAT number GB | 4551498 | Put "none" if the applicant is not registered for VAT. |
| Legal status | Private Limited Company | |
| | | |

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|---|--|--|
| Applicant's position in the business | Premise Licence Holder | |
| Home country | United Kingdom | The country where the applicant's headquarters are. |
| Registered Address | | Address registered with Companies House. |
| Building number or name | 27 | |
| Street | Fleet Street | |
| District | | |
| City or town | Birmingham | |
| County or administrative area | | |
| Postcode | B3 1JP | |
| Country | United Kingdom | |
| | | |
| Agent Details | | |
| * First name | Poppleston Allen Solicitors - Emma Jones | |
| * Family name | Poppleston Allen Solicitors - Emma Jones | |
| * E-mail | e.jones@popall.co.uk | |
| Main telephone number | 0115 9349193 | Include country code. |
| Other telephone number | | |
| ☐ Indicate here if you wou | ld prefer not to be contacted by telephone | |
| Are you: | | |
| An agent that is a busine | ess or organisation, including a sole trader | A sole trader is a business owned by one person without any special legal structure. |
| A private individual actir | ng as an agent | person without any special legal structure. |
| Agent Business | | |
| Is your business registered in the UK with Companies House? | | Note: completing the Applicant Business section is optional in this form. |
| Is your business registered outside the UK? | | |
| Business name | Poppleston Allen Solicitors | If your business is registered, use its registered name. |
| VAT number GB | 610752862 | Put "none" if you are not registered for VAT. |
| Legal status | Partnership | |
| | | |

| Continued from previous page | | |
|--|---|---|
| Your position in the business | Paralegal | |
| Home country | United Kingdom | The country where the headquarters of your business is located. |
| Agent Business Address | | If you have one, this should be your official |
| Building number or name | 37 | address - that is an address required of you by law for receiving communications. |
| Street | Stoney Street | |
| District | The Lace Market | |
| City or town | Nottingham | |
| County or administrative area | | |
| Postcode | NG1 1LS | |
| Country | United Kingdom | |
| | | |
| Section 2 of 9 | | |
| PREMISES DETAILS | | |
| Refer to the guidance notes w | hile completing this form. | |
| Premises licence number/club | [| 1 |
| premises certificate number | LN\00000694/2016/15 | |
| * Name of premises | Miller & Carter | |
| Premises Location | | |
| * Are you able to provide a pos | stal address, OS map reference or description o | f the premises? |
| AddressOS map | o reference O Description | |
| * Building number or name | Miller & Carter | |
| * Street | Brockhurst Corner | |
| District | 76 Uxbridge Road | |
| * City or town | Harrow | |
| County or administrative area | | |
| Postcode | HA3 6DL | |
| * Country | United Kingdom | |
| Premises Contact Details | | |
| E-mail | | |
| Telephone number | | |
| Other telephone number | | |

| Continued from previous page | | | |
|---|-----------------------------|-------------------------|--|
| * Brief description of premises | (See Guidance Note 2) | | |
| Licensed Premises | | | |
| | | | |
| | | | |
| Section 3 of 9 | | | |
| APPLICANT DETAILS | | | |
| * Are you the premises licence | holder/club premises c | ertificate holder? | |
| Yes | ○ No | | |
| Are the applicants address and address and contact details give | | ne as the premises | |
| ○ Yes | No | | |
| Applicant Address | | | |
| Is the address the same as (or s | similar to) the address g | iven in section one? | If "Yes" is selected you can re-use the details from section one, or amend them as |
| Yes | ○ No | | required. Select "No" to enter a completely |
| 5 " " | 0.7 | | new set of details. |
| Building number or name | 27 | | |
| Street | Fleet Street | | |
| District | | | |
| City or town | Birmingham | | |
| County or administrative area | | | |
| Postcode | B3 1JP | | |
| Country | United Kingdom | | |
| Applicant Contact Details | | | |
| Are the contact details the sam | ne as (or similar to) those | e given in section one? | If "Yes" is selected you can re-use the details |
| Yes | ○ No | | from section one, or amend them as required. Select "No" to enter a completely new set of details. |
| E-mail | licensing.admin@mbp | lc.com | |
| Telephone number | 0121 4984000 | | |
| Other telephone number | | | |
| Section 4 of 9 | | | |
| PROPOSED VARIATION | | | |
| Would you like the variation to | take effect from as soo | n as possible? | |
| Yes | ○ No | | |

| | nued from previous page | | |
|------------------------|--|--|---|
| | ou want the proposed va duction of the late night | ariation to have effect in relatior levy? | to the |
| \bigcirc Y | 'es | No | See guidance note 3. |
| adve | rse effect on the promot | ion of any of the licensing object | and explain why you consider that they could not have an tives. (See Guidance Note 1) This should include whether new indoors or outdoors (indoors may include a tent). |
| Deta | ils of proposed variation(| (s) (See Guidance Note 4) | |
| 1 | | mises in accordance with the plant of the pl | ans submitted by the applicant. All licensable activities, |
| Worl entra | | and Greet station in front of the | main entrance lobby and a new waiter station by the patio |
| Secti | on 5 of 9 | | |
| OPER | RATING SCHEDULE | | |
| _ | juidance on regulated er | | |
| | t those parts of the Oper ck all that apply) | rating Schedule which would be | subject to change if this application to vary were successful |
| Prov | ision of regulated ente | rtainment | |
| | a. plays | | |
| | b. films | | |
| | c. indoor sporting event | ts | |
| | d. boxing or wrestling e | ntertainments | |
| | e. live music | | |
| | f. recorded music | | |
| | g. performance of dance | е | |
| | h. anything of a similar of | description to that falling withir | (e), (f) or (g) |
| Prov | ision of late night refre | shment and alcohol | |
| | i. late night refreshment | t | |
| | j. sale by retail of alcoho | ol . | This can only relate to reducing licensed hours, or moving them without any overall increase between 7am and 11pm. |
| Secti | on 6 of 9 | | |
| ADDI | TIONAL INFORMATION | 1 | |
| _ | ou able to submit the prant part)? | emises licence/club premises co | ertificate (or |
| \bigcirc \setminus | ⁄es | No | |
| Are y | ou able to submit a copy | y of the plan? | |
| • \ | ⁄es | ○ No | This is necessary if the proposed variation will affect the layout. |

| easons why you have failed to submit the premises licence/club premises certificate or relevant parts, and a copy of the land (if the proposed variation will affect the layout) | he |
|--|----|
| The original licence will follow via first class post today | |

Any further information to support your application. 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.

We have considered the impact of the proposed alterations and do not feel that there will be any increased risk. No further steps will be necessary to promote the licensing objectives and the existing measures will continue

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NOTES FOR GUIDANCE

Continued from previous page...

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

Poppleston Allen Solicitors

* Capacity

Solicitors for and on behalf of the applicant

* Date

26 / 10 / 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 https://www.gov.uk/apply-for-a-licence/premises-licence/harrow/change-8 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 | Miller & Carter Harrow - EJ |
| 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 | |
| 1 2 3 4 | <u>5</u> <u>6</u> <u>7</u> <u>8</u> <u>9</u> Next > |