

Report of the Assistant Director Corporate Services to a Hearing before the Bradford Area Licensing Panel to be held on 16 April 2008

Z

Subject:

Application for a Premises Licence for Mingles, 47- 49 Cheapside, Bradford.

Summary statement:

Application for a new premises licence for the sale of alcohol and provision of regulated entertainment and late night refreshment.

Suzan Hemingway
Assistant Director Corporate Services (City
Solicitor)

Report Contact: Melanie McGurk
Senior Licensing Officer
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Portfolio:

Corporate

Improvement Committee Area:

**Corporate Improvement Committee
Safer and Stronger Communities**



2006-2007
Improving Rural Services
Empowering Communities



INVESTOR IN PEOPLE

Suzan Hemingway, Assistant Director Corporate Services (City Solicitor)



1. Summary

1.1 The applicant

Mr Gary Serrant. A copy of the application is included at Appendix 1.

1.2 The Premises

Mingles, 47 – 49 Cheapside, Bradford

1.3 Designated Premises Supervisor

Gary Serrant.

1.4 Application

The application is for the grant of a Premises Licence. The operating schedule describes the following as the relevant licensable activities applied for:-

- Sale/supply of alcohol
- Provision of regulated entertainment
- Provision of late night refreshment

Hours of licensable activities:

Sale of alcohol & provision of regulated entertainment & late night refreshment
(from 23.00)

Monday to Wednesday:	12.00 to 02.00
Thursday & Sunday:	12.00 to 03.30
Friday & Saturday:	12.00 to 05.00

Hours the premises is proposed to be open:

Monday to Wednesday:	12.00 to 02.30
Thursday & Sunday:	12.00 to 04.00
Friday & Saturday:	12.00 to 05.30

1.5 Steps proposed by the applicant to address the Licensing Objectives

a) Prevention of crime and disorder will be achieved by;

- All Doorstaff will be SIA registered
- A right of entry policy will be implemented
- A zero tolerance drug policy will be used
- Anyone who appears unduly intoxicated or seems under the influence of drugs will not be served
- A check 21 policy will be implemented

b) Public Safety will be achieved by;

- All exits and emergency exits will be clearly marked

All exits will be kept free from obstruction
A first aid trained member of staff will be on duty

c) Prevention of public nuisance will be achieved by;

Signs will be displayed asking customers to leave in an orderly manner
A local taxi firm will be appointed
Noise will not be heard at the nearest sensitive point

d) Protection of children from harm will be achieved by;

Children will be allowed into the premises with an adult until 23.00
Alcohol will not be sold to anyone under 18 years of age
A check 21 policy will be in force
No entertainment of an adult nature shall be permitted

e) General – all four licensing objectives

All doorstaff will be SIA registered
CCTV recordings will be kept for 28 days
First aid trained staff will be on duty
Signs will be displayed asking customers to leave quietly and respect others
Drugs will not be tolerated and we will become members of Bradford Drug Watch
We will be members of any Pubwatch scheme operated locally
We will operate a check 21 scheme
We will reserve the right to refuse anyone who does not agree and accept our right of entry policy
Staff will receive in house on going training
Sound will not be heard at the nearest noise sensitive place
A contract with a local taxi company will be implemented
A record of any incidents will be maintained and available for inspection
A doorstaff log will be maintained

2. Relevant Representations Received

2.1 Responsible Authorities

Environmental Health - In order to address the prevention of public nuisance objective the Environmental Health Officer has requested that consideration is given to various conditions should the licence be granted. The Officer also has concerns regarding the times requested for the provision of regulated entertainment and has suggested a restriction on the hours applied for on the grounds of anticipated noise nuisance from regulated entertainment at nearby residential premises. The applicant has already indicated that he is prepared to accept the conditions being placed on the Licence. However, no agreement has been reached in respect of a restriction on hours.

A copy of the memorandum is attached at Appendix 2.

3. **Legal Appraisal**

- 3.1 The Licensing Act 2003 requires the Council to carry out its various licensing functions so as to promote the following four licensing objectives:
- a) the prevention of crime and disorder
 - b) public safety
 - c) the prevention of public nuisance
 - d) the protection of children from harm
- 3.2 The Council must also have regard to the guidance issued by the Department of Culture Media and Sport under Section 182 of the Licensing Act 2003. Regard must also be taken of the Council's statement of Licensing Policy for the District.
- 3.3 Where it is decided it is necessary to depart from the statutory guidance or the Licensing Policy on the merits of a particular case; then special reasons justifying this must be given that can be sustained.
- 3.4 Only "relevant representations" by or expressly on behalf of a defined "interested party" or "responsible authority" can be taken into account. In order to be "relevant" a representation must fairly relate to achieving a licensing objective. If it does not, it must be discounted.
- 3.5 Any licensing conditions that Members may propose attaching must also relate to achieving one of the licensing objectives; be tailored to the actual premises and style of licensable activity; must be reasonably achievable by the applicant and in his/her control.

4. **Statement of Policy Issues**

- 4.1 The following parts of the Licensing Policy are of particular importance; Part 4 (prevention of crime and disorder) and Part 6 (prevention of Public Nuisance).
- 4.2 The Annexes to the Policy sets out various types of model condition that could be considered.

5. **Legal Options**

- 5.1 Members may:
- (a) Grant a premises licence as applied for subject to any mandatory conditions and the precautions specified in the operating schedule submitted.
 - (b) Grant a premises licence subject to such additional conditions relating to achievement of the licensing objectives as members think fit; or
 - (c) Refuse the application for a premises licence. (this will effectively mean that the premises could not open unless by authority of a temporary event notice without breaching the licensing laws).

5.2 Should the applicant or any other party to the hearing feel aggrieved at any decision with regard to the licence or to any conditions or restrictions attached by Members they may appeal to the Magistrates Court.

6. Financial and resource appraisal

6.1 There are no apparent finance or resource implications.

7. Other implications

7.1 Equal Rights

There are no apparent equal rights implications.

7.3 Community safety implications

There are no apparent community safety implications.

7.4 Human Rights Act

The following rights are applicable:

Article 1 First Protocol to the Convention – Right to peaceful enjoyment of possessions subject to the state's right to control the use of property in accordance with the general interest. The Council's powers set out in the recommendations fall within the states right. A fair balance must be struck between public safety and the applicant's rights.

Article 6 – A procedural right to a fair hearing. As refusal of the application is an option, adherence to the Panels' usual procedure of affording a hearing to the applicant is very important. The applicant should also be able to examine the requirements of the fire authority. If the decision is to refuse then reasons should be given.

8. Not for publication documents

8.1 None

9. The Role of the Panel

9.1 Members are invited to consider the information and documents referred to in this report and, after hearing interested parties, determine the related application(s).

10. Appendices

1. Application form received on 21 February 2008. In the interests of economy this document has been sent to Members of the Panel only. A public inspection copy is available in Committee Secretariat, Room 112, City Hall, Bradford or on www.bradford.gov.uk).
2. Memo from Environmental Health.

11. **Background documents**

Application form, plan etc

APPENDIX 1

Application for a premises licence to be granted 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/We **GARY SERRANT**

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description MINGLES 47-49 CHEAPSIDE			
Post town	BRADFORD	Post-code	BD1
Telephone number at premises (if any)			
Non-domestic rateable value of premises	£13300		

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as
Please tick yes

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
- i. as a limited company please complete section (B)
- ii. as a partnership please complete section (B)
- iii. as an unincorporated association or please complete section (B)
- iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname SERRANT			First names GARY		
I am 18 years old or over				<input checked="" type="checkbox"/> Please tick yes	
Current postal address if different from premises address		182 WROSE ROAD WROSE			
Post Town	BRADFORD		Postcode	BD2 1PS	
Daytime contact telephone number			0781 005 7507		
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	

Current postal address if different from premises address			
Post Town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

Day		Month		Year	
2	0	0	3	2	0
0	8				

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day		Month		Year	

Please give a general description of the premises (please read guidance note1)
FORMER NIGHT CLUB PREMISES
SITUATED IN A PRIME ENTERTAINMENT AREA OF BRADFORD CITY CENTRE
FORCOURT TO THE FRONT
 single storey with menzine flooring

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick 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) performances 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:

- 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)

Supply of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	0000	0330	Please give further details here (please read guidance note 3) PROVIDED BY OCCASIONAL ARTISTS AND BANDS ON A HAD HOK BASIS		
	1200	0000			
Tue	0000	0200			
	1200	0000			
Wed	0000	0200	State any seasonal variations for the performance of live music (please read guidance note 4)		
	1200	0000			
Thur	0000	0200			
	1200	0000			
Fri	0000	0330	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 5)		
	1200	0000			
Sat	0000	0500			
	1200	0000			
Sun	0000	0500			
	1200	0000			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 3) BACK GROUND MUSIC AND MUSIC PLAYED BY DJ					
Mon	0000	0330						
	1200	0000						
Tue	0000	0200						
	1200	0000						
Wed	0000	0200				State any seasonal variations for the playing of recorded music (please read guidance note 4)		
	1200	0000						
Thur	0000	0200						
	1200	0000						
Fri	0000	0330						
	1200	0000						
Sat	0000	0500						
	1200	0000						
Sun	0000	0500						
	1200	0000						

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	0000	0300	<u>Please give further details here</u> (please read guidance note 3) CULTURAL DANCERS FOR SPECIAL EVENTS DANCERS PROVIDED BY BOOKED ACTS		
	1200	0000			
Tue	0000	0200			
	1200	0000			
Wed	0000	0200	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
	1200	0000			
Thur	0000	0200			
	1200	0000			
Fri	0000	0330	<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
	1200	0000			
Sat	0000	0500			
	1200	0000			
Sun	0000	0500			
	1200	0000			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u> OCCASIONAL KARAOKE ON A HAD HOC BASIS		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	0000	0330		Outdoors	<input type="checkbox"/>
	1200	0000		Both	<input type="checkbox"/>
Tue	0000	0200	<u>Please give further details here</u> (please read guidance note 3)		
	1200	0000			
Wed	0000	0200	<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
	1200	0000			
Thur	0000	0200	<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 5)		
	1200	0000			
Fri	0000	0330			
	1200	0000			
Sat	0000	0500			
	1200	0000			
Sun	0000	0500			
	1200	0000			

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing BACK GROUND SYSTEM AND AMPLIFICATION	
			Will the facilities for making music be indoors or outdoors or both – please tick (please read guidance note 2)	
Day	Start	Finish	Please give further details here (please read guidance note 3) State any seasonal variations for the provision of facilities for making music (please read guidance note 4) Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list (please read guidance note 5)	
Mon	0000	0330		
	1200	0000		
Tue	0000	0200		
	1200	0000		
Wed	0000	0200		
	1200	0000		
Thur	0000	0200		
	1200	0000		
Fri	0000	0330		
	1200	0000		
Sat	0000	0500		
	1200	0000		
Sun	0000	0500		
	1200	0000		

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give a description of the facilities for dancing you will be providing DANCE FLOOR AREA FOR CUSTOMERS TO DANCE		
Mon	0000	0330	Please give further details here (please read guidance note 3)		
	1200	0000			
Tue	0000	0200			
	1200	0000			
Wed	0000	0200	State any seasonal variations for providing dancing facilities (please read guidance note 4)		
	1200	0000			
Thur	0000	0200			
	1200	0000			
Fri	0000	0330	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 5)		
	1200	0000			
Sat	0000	0500			
	1200	0000			
Sun	0000	0500			
	1200	0000			

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u> AMPLIFICATION AVAILABLE FOR SOLO PERFORMERS AND KARAOKE ON A HAD HOC BASIS					
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>			
Mon	0000	0330		Outdoors	<input type="checkbox"/>			
	1200	0000		Both	<input type="checkbox"/>			
Tue	0000	0200	<u>Please give further details here</u> (please read guidance note 3)					
	1200	0000						
Wed	0000	0200						
	1200	0000						
Thur	0000	0200				<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
	1200	0000						
Fri	0000	0330						
	1200	0000						
Sat	0000	0500	<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u> (please read guidance note 5)					
	1200	0000						
Sun	0000	0500						
	1200	0000						

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) FOOD AND REFRESHMENTS WILL BE AVAILABLE		
Mon	0000	0330			
	1200	0000			
Tue	0000	0200			
	1200	0000			
Wed	0000	0200			
	1200	0000			
Thur	0000	0200			
	1200	0000			
Fri	0000	0330			
	1200	0000			
Sat	0000	0500			
	1200	0000			
Sun	0000	0500			
	1200	0000			

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)					
Mon	0000	0330						
	1200	0000						
Tue	0000	0200						
	1200	0000						
Wed	0000	0200						
	1200	0000						
Thur	0000	0200				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 (please read guidance note 5)		
	1200	0000						
Fri	0000	0330						
	1200	0000						
Sat	0000	0500						
	1200	0000						
Sun	0000	0500						
	1200	0000						

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name GARY SERRANT	
Address 182 WROSE ROAD WROSE BRADFORD	
Postcode	BD2 1PS
Personal Licence number (if known) BD/PER2335	
Issuing licensing authority (if known) BRADFORD	

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 8)
 NONE

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	0000	0400	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
	1200	0000	
Tue	0000	0230	
	1200	0000	
Wed	0000	0230	
	1200	0000	
Thur	0000	0230	
	1200	0000	
Fri	0000	0400	
	1200	0000	
Sat	0000	0530	
	1200	0000	
Sun	0000	0530	
	1200	0000	

P Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

ALL DOOR STAFF WILL BE SIA REGISTERED
CCTV RECORDINGS WILL BE KEPT FOR 28 DAYS
FIRST AID TRAINED STAFF WILL BE ON DUTY
SIGNS WILL BE DISPLAYED ASKING CUSTOMERS TO LEAVE QUIETLY AND RESPECT OTHERS
DRUGS WILL NOT BE TOLERATED AND WE WILL BECOME MEMBERS OF BRADFORD DRUG WATCH
WE WILL BE MEMBERS OF ANY PUB WATCH SCHEME OPERATED LOCALLY
WE WILL OPERATE A CHECK 21 SCHEME
WE WILL RESERVE THE RIGHT TO REFUSE ANYONE WHO DOES NOT AGREE AND ACCEPT OUR RIGHT OF ENTRY POLICY
STAFF WILL RECEIVE IN HOUSE ON GOING TRAINING
SOUND WILL NOT BE HEARD AT THE NEAREST NOISE SENSITIVE PLACE
A CONTRACT WITH A LOCAL TAXI COMPANY WILL BE IMPLEMENTED
A RECORD OF ANY INCIDENTS WILL BE MAINTAINED AND AVAILABLE FOR INSPECTION
A DOOR STAFF LOG WILL BE MAINTAINED

b) The prevention of crime and disorder

ALL DOOR STAFF WILL BE SIA REGISTERED
A RIGHT OF ENTRY POLICY WILL BE IMPLEMENTED
A ZERO TOLERANCE DRUG POLICY WILL BE USED
ANYONE WHO APPEARS UNDULY INTOXICATED OR SEEMS UNDER THE INFLUENCE OF DRUGS WILL NOT BE SERVED
A CHECK 21 POLICY WILL BE IMPLEMENTED

c) Public safety

ALL EXITS AND EMERGENCY EXITS WILL BE CLEARLY MARKED
ALL EXITS WILL BE KEPT FREE FROM OBSTRUCTION
A FIRST AID TRAINED MEMBER OF STAFF WILL BE ON DUTY

d) The prevention of public nuisance

SIGNS WILL BE DISPLAYED ASKING CUSTOMERS TO LEAVE IN AN ORDERELY MANNER
A LOCAL TAXI FIRM WILL BE APPOINTED
NOISE WILL NOT BE HEARD AT THE NEAREST SENSITIVE POINT

e) The protection of children from harm

CHILDREN WILL BE ALLOWED INTO THE PREMISES WITH AN ADULT UNTIL 2300
 ALCOHOL WILL NOT BE SOLD TO ANYONE UNDER 18 YEARS OF AGE
 A CHECK 21 POLICY WILL BE IN FORCE
 NO ENTERTAINMENT OF AN ADULT NATURE SHALL BE PERMITTED


Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- 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 4 – Signatures (please read guidance note 10)

Signature of applicant 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	
Date	19.2.08
Capacity	AGENT

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) LICENCE TRADE CONSULTANTS 35 WATERLOO ROAD			
Post town	LEEDS	Post code	LS28 8DF
Telephone number (if any)	01132 909686		
If you would prefer us to correspond with you by e-mail your e-mail address (optional) info@licencetradeconsultants.co.uk			

Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to 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.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Memo

To: Licensing Team
City Hall
Bradford

LICENSING UNIT

26 FEB 2008

LEGAL/C/

Department of Environment &
Neighbourhoods

Environmental Health

Environmental Protection – Operations
City Team
6th Floor
Jacobs Well
Bradford
West Yorkshire BD1 5RW
From: Jeanette Howarth

Date: 25th February 2008

Tel: (01274) 434190
Fax: (01274) 740839
Email: jeanette.howarth@bradford.gov.uk

Licensing Act 2003
Application for a Premises Licence
Mingles, 47-49 Cheapside, Bradford, BD1 4HP

I have received a Premises Licence application for Mingles, 47-49 Cheapside, Bradford.

I have concerns about noise being emitted from the premises due to the close proximity of residential properties. This Department has received complaints in the past about noise arising from the playing of amplified music within the premises so I would advise that conditions are attached to the licence to prevent public nuisance as follows;

1. Noise from amplified and non-amplified music, singing and speech arising from regulated entertainment at the premises shall **not be** audible at the nearest noise sensitive premises.

The licensee is advised to carry out a simple 'sound check' outside the nearest noise sensitive premises by listening to the music, singing or speech coming from the regulated entertainment. If it is clearly audible, then it is likely to be a breach of the condition and steps should be taken to reduce the volume of the noise.

2. All external doors and windows to the licensed premises where regulated entertainment is being provided shall remain closed during the course of the entertainment, other than for normal access and egress.
3. Speakers used to relay amplified music, singing or speech as part of the regulated entertainment shall not be positioned so they are directed out through external doors, windows or similar openings nor shall they be positioned outside the premises.
4. Prominent, clear notices shall be displayed at all exits requesting that customers and staff shall respect the needs of local residents and leave the premises and area around the premises in a quiet and orderly manner.



The applicant has also applied for consent to provide regulated entertainment indoors until the early hours of the morning and I have concerns about the times being requested. I would therefore suggest the following conditions are imposed restricting the hours that such entertainment is provided due to the close proximity of residential accommodation:

- Sunday to Thursday 11:30 hours to 01:00 hours
- Friday and Saturdays 11:00 hours to 02:00 hours

If you require any further information please do not hesitate to contact me.

Regards

Jeanette Howarth
Environmental Health Officer
Pollution City Team