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Cambridge City Council

LICENSING SUB-COMMITTEE

To: Councillors Smith (Chair), Benstead and Znajek

Despatched: Friday, 18 February 2011

Date: Monday, 28 February 2011

Time: 10.00 am

Venue: Committee Room 1 & 2 - Guildhall

Contact: Martin Whelan

Direct Dial: 01223 457012

AGENDA

- 1 TO APPOINT A CHAIR FOR THE MEETING
- 2 APPLICATION TO VARY PREMISES LICENCE : CALCUTTA CLUB, 44 MILL ROAD, CAMBRIDGE (*Pages 1 - 40*)
- 3 DECLARATIONS OF INTEREST
- 4 LICENSING SUB-COMMITTEE PROCEDURE

Information for the public

Public attendance

You are welcome to attend this meeting as an observer, although it will be necessary to ask you to leave the room during the discussion of matters which are described as confidential.

Filming, recording and photography at council meetings is allowed subject to certain restrictions and prior agreement from the chair of the meeting.

Requests to film, record or photograph, whether from a media organisation or a member of the public, must be made to the democratic services manager at least three working days before the meeting.

Fire Alarm

In the event of the fire alarm sounding (which is a continuous ringing sound), you should pick up your possessions and leave the building by the route you came in. Once clear of the building, you should assemble on the pavement opposite the main entrance to the Guildhall and await further instructions. If your escape route or the assembly area is unsafe, you will be directed to safe areas by a member of Cambridge City Council staff.

Licensing Act 2003 - Licensing Sub-Committee: Hearings Procedure

Preliminary Matters

1. **The Chair** will commence the hearing by introducing him/herself, the other two members of the Sub-Committee and the officers present.
2. **The Chair** will ask the applicant(s)/the responsible authorities/the interested parties present, and their representatives (if applicable), to introduce themselves and identify their interest in the proceedings.

Failure of a party to attend the hearing

3. If a party has informed the licensing authority that he/she does not intend to attend or be represented at a hearing, the hearing may proceed in his/her absence.
4. If a party who has not so indicated fails to attend or be represented at a hearing, the Sub-Committee may –
 - (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
 - (b) hold the hearing in the party's absence.
5. Where the Sub-Committee holds the hearing in the absence of a party, the Sub-Committee will consider at the hearing the application, representations or notice made by that party.
6. **The Chair** will explain the procedure to be followed at the hearing and will confirm whether the Sub-Committee must reach its decision at the end of the hearing or within 5 working days of the hearing, depending on the application being heard.
7. **The Clerk to the Sub-Committee** will indicate whether any party has requested permission for any other person(s) (other than his/her representative) to appear at the hearing to assist the Sub-Committee in relation to the application, representations or notice of the party making the request. The Sub-Committee will decide whether to grant permission to allow any other person(s) to appear at the hearing on behalf of the party; such permission will not be unreasonably withheld.
8. **The Clerk to the Sub-Committee** will ask whether any party is seeking to introduce any document(s) or other information not previously disclosed to all the other parties to the hearing and the licensing authority. If all the other parties consent, the previously undisclosed document(s) or other information can be produced by a party in support of their application, representations or notice (as applicable).
9. The hearing will take the form of a discussion led by the Chair of the Sub-Committee. Cross-examination will not be permitted unless the Sub-Committee considers that cross-examination is required to consider the representations, application or notice as the case may require.
10. The Sub-Committee will consider any requests to permit cross-examination on

a case-by-case basis. When permission is given to one party, it will also normally be extended to all other parties.

11. The Sub-Committee will decide the equal maximum period of time that each party will have to present their case.

The Hearing

12. The Licensing Officer will present the report to the Sub-Committee.

13. Members may ask any relevant questions of the Licensing Officer.

14. The applicant, or the party who has initiated the hearing, will present their case first.

15. The party shall be entitled to:

(a) give further information in support of their application, representations or notice (as applicable) in response to a specific request by the licensing authority prior to the hearing;

(b) question any other party (if permission has been given by the Sub-Committee);

(c) address the Sub-Committee.

16. If the Police are a party to the hearing, they will present their case. The Police have the rights listed in paragraph 15 (a) – (c) above.

17. If any other “responsible authority” are a party to the hearing, they will present their case in turn after the Police and have the rights listed in paragraph 15 (a) – (c) above.

18. Any other interested parties will then present their case in turn and have the rights listed in paragraph 15 (a) – (c) above.

19. Members of the Sub-Committee may ask questions of the/each party or any other person permitted to appear at the hearing in support of the party.

20. **The Chair** will invite the applicant, or the party who has initiated the hearing, and any parties making representations, to briefly summarise their points if they wish.

21. **The Chair** will ask the applicant, or the party who has initiated the hearing, and all parties making representations, that they are satisfied that they have said all they wish to.

The Decision

22. In considering any representations or notice made by a party, the Sub-Committee may take into account documentary or other information produced by a party in support of their application, representations or notice (as applicable) either before the hearing or, with the consent of all the other parties, at the hearing.

23. In reaching its decision, the Sub-Committee will disregard any information given by a party, or any person who has been permitted to appear at the hearing, which is not relevant to –

(a) the application, representations or notice (as applicable) or in the case of another person, the application, representations or notice of the party

requesting their appearance, and

(b) the promotion of the licensing objectives or, in relation to a hearing to consider a notice given by the Police, the crime prevention objective.

24. The Sub-Committee may consider its decision in private and may move into private session where it considers that the public interest in so doing outweighs the public interest in that part of the hearing taking place in public. If the Sub-Committee do move into private session then all the parties and their representatives, any other person permitted to appear at the hearing, officers, the public and the press will be asked to leave the room whilst the decision is made.

The Chair will tell those present at the meeting the decision taken by the Sub-Committee and the reasons for the decision.

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CAMBRIDGE CITY COUNCIL

REPORT OF: The Licensing Manager

TO: Licensing Sub-Committee 28th February 2011

APPLICATION: Application to vary Premises licence:
Calcutta Club, 44 Mill Road, Cambridge

WARD: Petersfield

1 INTRODUCTION

1.1 To consider and determine this application to vary the premises licence for the Calcutta Club, taking into account the representations of the interested parties detailed in paragraph 5 and the policy considerations detailed in paragraph 6 of the report.

1.2 The applicant, Ibrahim Miyah, is seeking to vary the existing premises licence for the Calcutta Club as follows:

The removal of licensable activities

The provision of live music, recorded music and the provision of facilities of a similar description (indoors).

Hours premises are open

Mon – Thur & Sun 12:00 to 23:00
Fri & Sat 12:00 to 00:00

(previously Mon – Thur 10:00 to 23:30, Sun 12:00 to 23:30, Fri & Sat 10:00 to 00:30 with an extra hour at bank holidays and New Year opening as listed in the current licence)

Removal of terms, conditions or restrictions

To remove:

Annex 2, condition 5: The person nominated as the DPS will join and actively support the Cambridge Pub and Club watch, whilst it is in existence and support its aims and objectives as given in its charter. This includes support of its agreed banning policy and attending meetings, personally or by sending an authorised representative of the venue. This condition is only binding whilst the pub watch

scheme is in existence.

Annex 2, condition 6: Video/CCTV equipment must be installed inside/outside the premises and maintained in working order.

Annex 3, condition 6: DPS will agree and operate a drugs and search policy, the contents of which are to be subject to approval by the police.

Annex 3, condition 7: Full CCTV to be installed and maintained in working order, providing coverage of all areas including the front of the premises and the back garden. The location of the cameras to be subject to approval by the police and the images to be retained for inspection by the police for a period of 31 days

Annex 3, condition 8: Staff training to be undertaken with details of training in support of the licensing objectives to be made available to the police and licensing authority on request.

Annex 3, condition 13: Toughened/shatterproof glass to be used.

Annex 3, condition 16: Toilets to be risk assessed for drug consumption.

Annex 3, Condition 18: Cambac radio link to be maintained.

Annex 3, condition 20: The external garden to the rear to be fenced, enclosed and only to be accessible through the premises and not used after 32:00 hours except on New Years Eve and not for the consumption of alcohol.

Annex 3, condition 22: Local residents to be provided with a contact number of the duty manager of the premises to be used in the event of any complaint.

Addition of terms, conditions or restrictions:

1. Intoxicating liquor shall not be sold/supplies on the premises otherwise than to persons taking table meals there for consumption by such persons as ancillary to their meals.
2. The sale/supply of alcohol shall be by way of waiter/waitress service for consumption by those persons seated at tables as ancillary to a meal.
3. Substantial non-alcoholic beverages including drinking water shall be equally available for consumption with or otherwise as ancillary to meals served at the premises.

1.3 A copy of the relevant variation application, plan and existing licence is attached at Appendix A.

1.4 The Sub-Committee's decision must be made with a view to promoting one or more of the four licensing objectives, 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.

2 BACKGROUND

- 2.1 The Calcutta Club, formerly known as The Locomotive is located in Mill Road. It was converted into a restaurant approximately 2 years ago. It has been a licensed premises for many years. There are no planning restrictions or conditions.
- 2.2 The premises licence in the name of The Locomotive was converted from a Justices' on licence with a variation for extended hours and regulated entertainment in June 2005. The licence was subject to a summary review request from the police in August 2008, a number of additional conditions were added as a result and the Locomotive ceased trading. In September 2009, a transfer was received, the name was changed from the Locomotive to the Calcutta Club and the premises re-opened as a restaurant with the conditions imposed in August 2008 attached. A variation was submitted in September 2010, but was withdrawn.
- 2.3 A request has now been submitted to vary the licence conditions and to remove the regulated entertainment elements to reflect the restaurant nature of the premises. The opening hours have also been amended.
- 2.4 Mill Road is situated within a cumulative impact area and is therefore subject to a special policy on cumulative impact. The special policy creates a rebuttable presumption that applications within cumulative impact areas for new premises licences or variations that are likely to add to the existing cumulative impact will normally be refused if relevant representations are received about the cumulative impact on the licensing objectives, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact already being experienced. Cumulative impact has not been referred to in the representations received.

3. LICENSING OBJECTIVES ADDRESSED BY APPLICANT

- 3.1 The Operating Schedule submitted by the applicant in part P of the application addresses the four licensing objectives. Paragraphs 8.28-8.32 and Section 10 of the Government Guidance refer to the operating schedule and licence conditions. Proposals can be translated directly into conditions attached to the premises licence. They should be realistic and within the control of the applicant/management responsible for running the premises. In the variation application, the applicant has stated that the steps proposed

will remain the same.

4. REPRESENTATIONS FROM RESPONSIBLE AUTHORITIES

- 4.1 No representations have been received from Cambridgeshire Constabulary, Cambridgeshire Fire & Rescue, the Environmental Health Managers, Planning, Child Protection and Trading Standards, the Responsible Authorities.

5. REPRESENTATIONS FROM INTERESTED PARTIES

- 5.1 Four representations attached at Appendix B have been received from 'interested parties' defined as: a person living in that vicinity; a person involved in the business in that vicinity; a body representing persons living in, or involved in such a business, or a member of the relevant licensing authority. The representations have been attached in their entirety. Not all matters raised within the representations may be relevant matters for consideration under the Licensing Act 2003.

6 POLICY CONSIDERATIONS

- 6.1 In carrying out its licensing functions, the Licensing Authority must have regard to its Statement of Licensing Policy and any statutory guidance issued under Section 182 of the Licensing Act 2003.

- 6.2 **The Council's Statement of Licensing Policy:** the following sections/paragraphs are applicable to this application:

- Objectives, section 2
- Fundamental principles, section 4
- Cumulative impact, section 5
- Licensing Hours, section 6
- Licence Conditions, section 8

- 6.3 **The Statutory Guidance:** the following sections/paragraphs are applicable to this application:

Sections 2.32 – 2.40 of the guidance cover public nuisance.

Section 2.32 considers it important that licensing authorities focus on impacts of the licensable activities at the premises on persons living and working in the vicinity that are disproportionate and unreasonable.

Section 8.5 – 8.11 covers interested parties.

Section 9 covers the determination of applications, with sections 9.3 – 9.13 giving guidance to cover situations where

representations have been made. Sections 9.4 –9.6 address the issues of relevance and vicinity.

Section 10.15 – 10.18 covers duplication and other statutory provisions. The Guidance states that the Licensing Act 2003 does not affect the continued use of the powers of an environmental health officer in respect of statutory noise nuisance under the Environmental Protection Act 1990. However these general duties will not always adequately cover specific issues arising in connection with, for example, certain types of entertainment. It is only where additional and supplementary measures are necessary to promote the licensing objectives that necessary, proportionate conditions will need to be attached to a licence. If existing law places responsibilities on the employer/operator of the premises, then it cannot be necessary to impose the same or similar duties on the premises licence.

Sections 13.24 – 13.39 cover cumulative impact.

Annex D covers conditions relating to the prevention of public nuisance. The Environmental Protection Act 1990 and the Clean Neighbourhoods and Environment Act 2005 provide some protection to the general public from the effects of noise nuisance.

The police can close premises that are causing nuisance resulting from noise emanating from the premises. The Secretary of States guidance states that these matters should be considered before deciding whether or not conditions are necessary for the prevention of public nuisance.

- 6.4 Members should only impose conditions, which are proportionate and are necessary to promote the licensing objectives (10.11). Conditions which are imprecise or difficult to observe should be avoided (10.4).

7. CONCLUSIONS

- 7.1 The Licensing Authority has a duty under the Licensing Act 2003 by promoting the Licensing Objectives. Each objective has equal importance. In carrying out its licensing functions, the Licensing Authority must also have regard to its Statement of Licensing Policy, any Statutory Guidance under the Licensing Act 2003 and is bound by the Human Rights Act 1998. The Council must also fulfill its obligations under Section 17 of the Crime and Disorder Act 1998 to do all that it reasonably can to prevent crime and disorder in Cambridge.

8. OPTIONS

- 8.1 Members should, having regard to the representations, take such steps as they consider are necessary for the promotion of the licensing objectives. The steps are to modify the conditions of the licence or to reject the whole or part of the application. Conditions are modified if they are altered, omitted or any new condition added. (Licensing Act 2003 section 35(4)).

9 RECOMMENDATION

- 9.1 That members' determine the application on its individual merits.

BACKGROUND PAPERS:

The following are the background papers that were used in the preparation of this report:

Guidance issued under section 182 of the Licensing Act 2003

The Council's Statement of Licensing Policy

To inspect these documents contact Christine Allison on ext. 7879.

The author and contact officer for queries on the report is Christine Allison, on extension 7879.

Report: M:\EVERYONELICENCE\LICACT2003COMMITTEEMTG\L1-2802 Calcutta Club

Date originated: 10th February 2011

Date of last revision: 10th February 2011

Part B
Licensing Act 2003
Premises licence summary

Premises licence number

PRECAM 000014

Premises details

Postal address of premises, or if none, Ordnance Survey map reference or description

Calcutta Club
44 Mill Road

Post town
Cambridge
Telephone number
01223 322261

Post code
CB1 2AS

Where the licence is time limited the dates

N/A

Licence activities authorised by the licence
Live Music, Recorded Music, Prov of Fac for Similar Desc., Supply of Alcohol

The times the licence authorises the carrying out of licensable activities

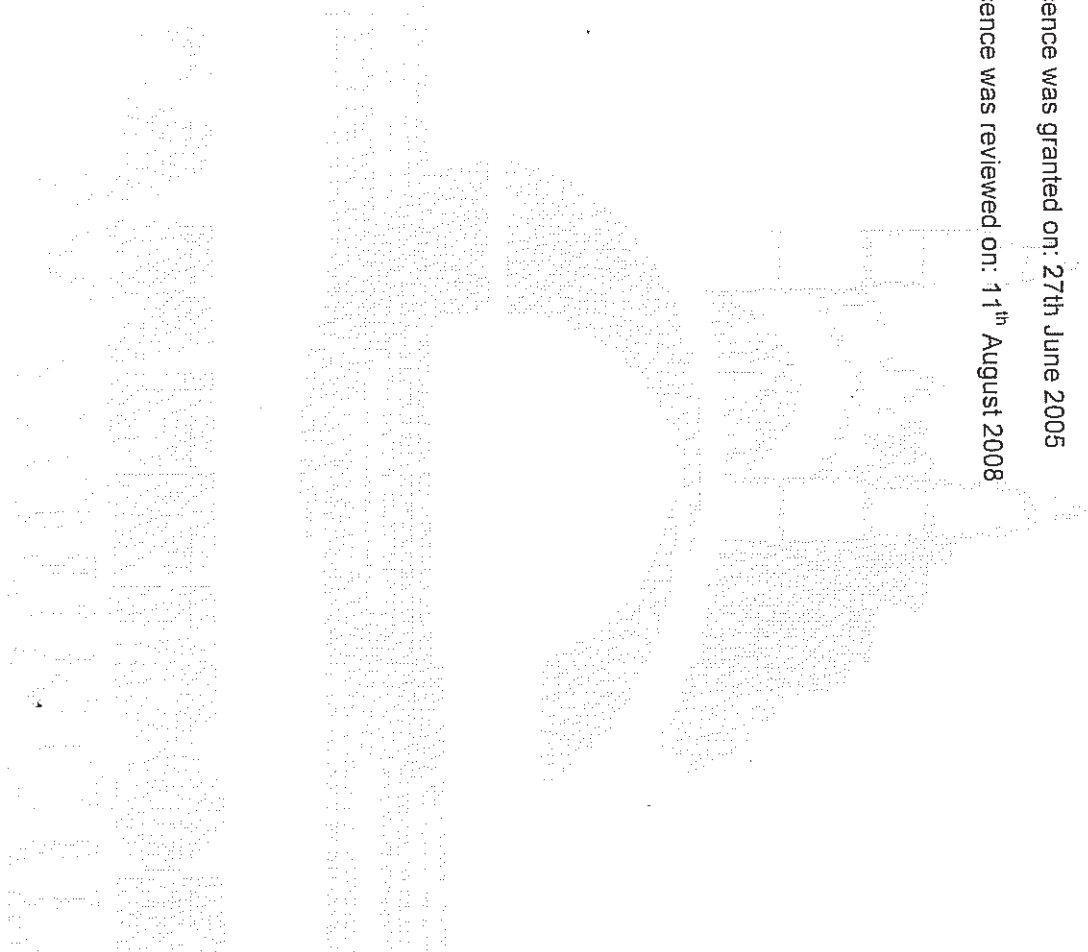
Activity	Live Music - Indoors					
Day	Times					
Sun	18:00	23:00				
Mon						
Tue						
Wed						
Thurs						
Fri	18:00	23:00				
Sat	18:00	23:00				
Non Std Timings & Seasonal Variations						
Activity	Recorded Music - Indoors					
Day	Times					
Sun	12:00	23:00				
Mon	10:00	23:00				
Tue	10:00	23:00				
Wed	10:00	23:00				
Thurs	10:00	23:00				
Fri	10:00	23:00				
Sat	10:00	23:00				
Non Std Timings & Seasonal Variations	In respect of Bank Holiday weekends, namely Easter (except Good Friday) and each May Bank Holiday, Spring (Whitsun) Bank Holiday and August Bank Holiday a further additional hour for every Thursday, Friday, Saturday and Sunday and for Christmas Eve and Boxing Day. On New Year's Eve, non standard timings run from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.					
Activity	Prov of Fac for Similar Desc. - Indoors					
Day	Times					
Sun						

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol
Mr Ansar Miah

State whether access to the premises by children is restricted or prohibited
Restricted

This licence was granted on: 27th June 2005

This licence was reviewed on: 1st August 2008





Application to vary a premises licence 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 IRAZAHM S MUYAT
(insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number REC AM 0000 14

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description
MIL ROAD
44 WILKINGHAMA RD

Post town	<u>CAMBRIDGE</u>	Post code	<u>CB1 2AS</u>
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Telephone number at premises (if any)	<u>01223 322267</u>
Non-domestic rateable value of premises	<u>£13,000</u>

Part 2 – Applicant details

Daytime contact telephone number	<u>01223 322267</u>		
E-mail address (optional)			
Current postal address if different from premises address			
Post Town		Postcode	

POSTAGE AND
 ENVELOPE NOT SERVICE
 11 JAN 2011
 (POSTED BY)
 CAMBRIDGE CB1 0JH

Part 4 Operating Schedule

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

Provision of regulated entertainment

Please tick 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)

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

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)	Start	Finish	Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Mon				<p><u>State any seasonal variations for performing plays</u> (please read guidance note 4)</p> <p><u>Non-standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>	
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)		
Day	Start	Finish	Indoors	Outdoors	Both
Mon			<input type="checkbox"/> Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both	Please give further details here (please read guidance note 3)	
Tue					
Wed					
Thur					
			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Fri					
Sat					
			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)		
Day	Start	Finish	Indoors	Outdoors	Both
Mon			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tue			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Wed			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Thur			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Fri			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sat			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sun			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<p>State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)</p>			<p>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)</p>		
<p>Please give further details here (please read guidance note 3)</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)		
Day	Start	Finish	Indoors	Outdoors	Both
Mon			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)

Indoors	<input type="checkbox"/>
Outdoors	<input type="checkbox"/>
Both	<input type="checkbox"/>

Please give further details here (please read guidance note 3)

State any seasonal variations for the performance of live music (please read guidance note 4)

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)

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)		
Day	Start	Finish	Indoors	Outdoors	Both
Mon			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tue			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	
Day	Start	Finish	Indoors	Outdoors
Mon			<input type="checkbox"/>	<input type="checkbox"/>
Tue			<input type="checkbox"/>	<input type="checkbox"/>
Wed			<input type="checkbox"/>	<input type="checkbox"/>
Thur			<input type="checkbox"/>	<input type="checkbox"/>
Fri			<input type="checkbox"/>	<input type="checkbox"/>
Sat			<input type="checkbox"/>	<input type="checkbox"/>
Sun			<input type="checkbox"/>	<input type="checkbox"/>

Please give further details here (please read guidance note 3)		Both	<input type="checkbox"/>
<p>State any seasonal variations for the performance of dance (please read guidance note 4)</p>			
<p>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 (please read guidance note 5)</p>			

H

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

1

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		
Day	Start	Finish	Will the facilities for making music be indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Thur					
Fri			Nor 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)		
Sat					
Sun					

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)	Start	Finish	Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors
				Outdoors
			Please give a description of the facilities for dancing you will be providing	<input type="checkbox"/>
				<input type="checkbox"/>
Day			Please give further details here (please read guidance note 3)	<input type="checkbox"/>
Mon				<input type="checkbox"/>
			State any seasonal variations for providing dancing facilities (please read guidance note 4)	<input type="checkbox"/>
Tue				<input type="checkbox"/>
Wed			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list (please read guidance note 5)	<input type="checkbox"/>
Thur				<input type="checkbox"/>
Fri				<input type="checkbox"/>
Sat				<input type="checkbox"/>
Sun				<input type="checkbox"/>

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)			Please give a description of the type of entertainment facility you will be providing		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed					
Thur			State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j (please read guidance note 4)		
Fri					
Sat			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 (please read guidance note 5)		
Sun					

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)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	
Tue				
Wed				
Thur				
Fri				
Sat			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)	
Sun				
Non-standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)				

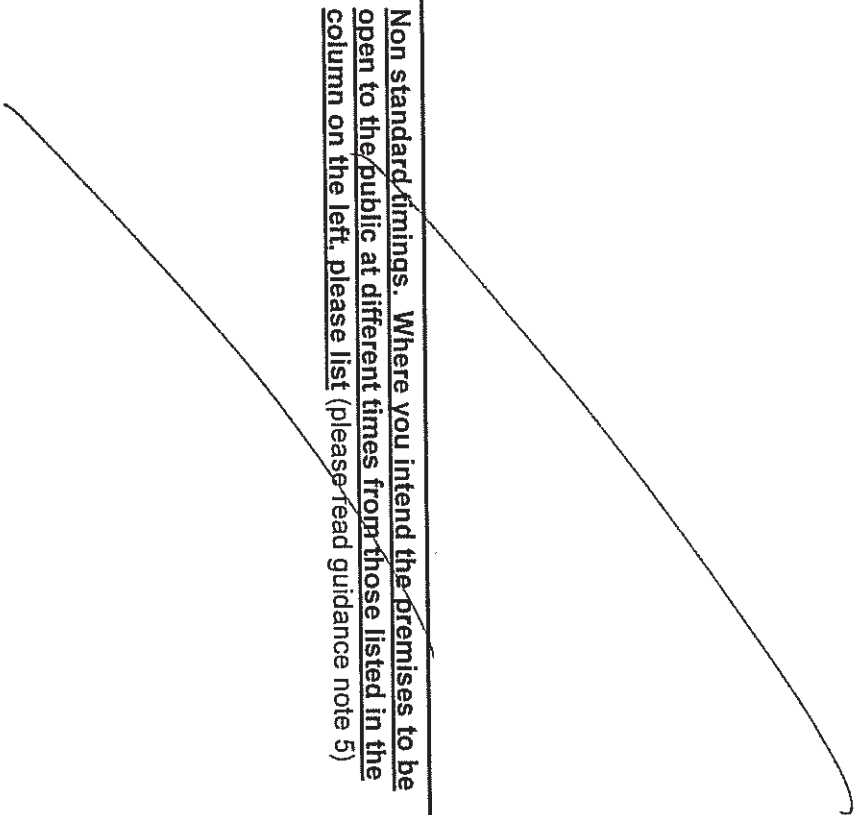
M

Day	Start	Finish	Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	
				Off the premises	Both
Mon			State any seasonal variations for the supply of alcohol (please read guidance note 4)	<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>
Tue				<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>
Wed				<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>
Thur				<input type="checkbox"/>	<input type="checkbox"/>
			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)	<input type="checkbox"/>	<input type="checkbox"/>
Fri				<input type="checkbox"/>	<input type="checkbox"/>
				<input type="checkbox"/>	<input type="checkbox"/>
Sat				<input type="checkbox"/>	<input type="checkbox"/>
			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)	<input type="checkbox"/>	<input type="checkbox"/>
Sun				<input type="checkbox"/>	<input type="checkbox"/>

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)

0

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	12.00PM	23.00	
Tue	12.00PM	23.00	
Wed	12.00PM	23.00	
Thur	12.00PM	23.00	
Fri	12.00PM	00.00	
Sat	12.00PM	00.00	
Sun	12.00PM	23.00	

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)

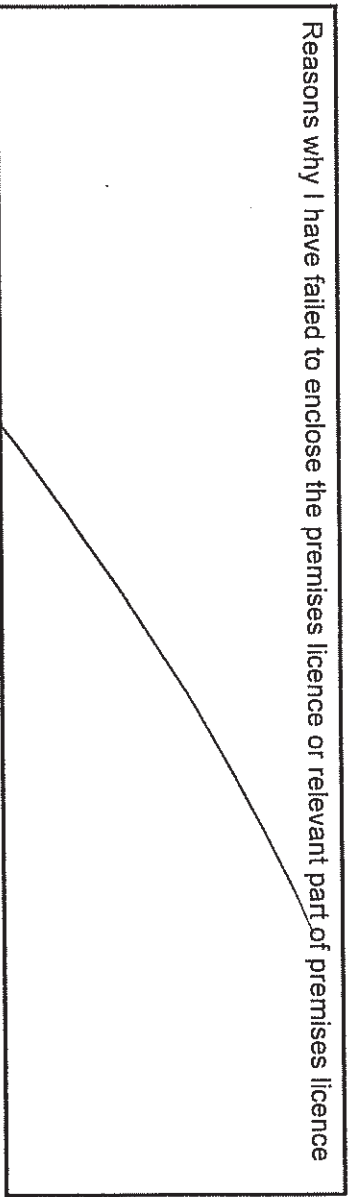
Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

Please tick yes

- I have enclosed the premises licence YES NO
- I have enclosed the relevant part of the premises licence YES NO

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence



P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

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

DO NOT

b) The prevention of crime and disorder

ALL INTRODUCED VARIATIONS

c) Public safety

AFFECT THE FOUR LICENSING OBJECTIVES. OUR STEPS REMAIN THE SAME.

d) The prevention of public nuisance

e) The protection of children from harm


Please tick yes

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

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

Part 5 – Signatures (please read guidance note 10)

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

Signature	
Date	15/12/2010
Capacity	PROPRIETOR

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (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 address for correspondence associated with this application (please read guidance note 13)

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

Notes for Guidance

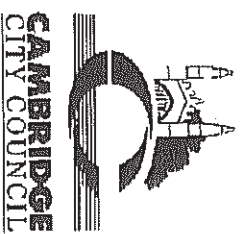
This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003.

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 state 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.

Licensing,
Environmental Services,
Cambridge City Council,
Mandela House,
4 Regent Street,
Cambridge,
CB2 1BY

Part A

Licensing Act 2003
 Format of premises licence
 CAMBRIDGE CITY COUNCIL



Premises licence number

PRECAM 000014

Part 1 – Premises details

Postal address of premises, or if none, Ordnance Survey map reference or description
Calcutta Club
44 Mill Road

Post town
Cambridge
 Telephone number
01223 322261

Post code
CB1 2AS

Where the licence is time limited the dates
N/A

Licensable activities authorised by the licence
Live Music, Recorded Music, Prov of Fac for Similar Desc., Supply of Alcohol

The times the licence authorises the carrying out of licensable activities	
Activity	Live Music - Indoors
Day	Times
Sun	18:00 23:00
Mon	
Tue	
Wed	
Thurs	
Fri	18:00 23:00
Sat	18:00 23:00
Non Std Timings & Seasonal Variations	
Activity	Recorded Music - Indoors
Day	Times
Sun	12:00 23:00
Mon	10:00 23:00
Tue	10:00 23:00
Wed	10:00 23:00
Thurs	10:00 23:00
Fri	10:00 23:00
Sat	10:00 23:00
Non Std Timings & Seasonal Variations	
In respect of Bank Holiday weekends, namely Easter (except Good Friday) and each May Bank Holiday, Spring (Whitsun) Bank Holiday and August Bank Holiday a further additional hour for every Thursday, Friday, Saturday and Sunday and for Christmas Eve and Boxing Day. On New Year's Eve, non standard timings run from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. Prov of Fac for Similar Desc. - Indoors	
Activity	Times
Day	
Sun	

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence
Mr Ibrahim Sultan Miyah

**44 Mill Road
Cambridge
CB1 2AS**

01223 322267

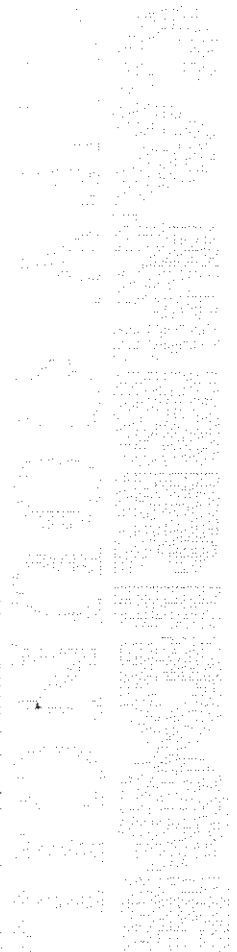
info@calcutta-club.co.uk

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

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

**18 Mentmore Road
St Albans
Herts
AL1 2BY**

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol
**PER 0333
Hertsmere Borough Council**



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.

Annex 2 - Conditions consistent with the operating schedule

1. On Christmas Day alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours. In this condition, permitted hours means 12:00 to 15:00 and 19:00 to 22:30.

The above restrictions do not prohibit:

- (a) during the first thirty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first thirty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (f) the sale of alcohol to a trader or club for the purposes of the trade or club;
- (g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (h) the taking of alcohol from the premises by a person residing there; or
- (i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
- (j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

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

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

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

The Prevention of Public Nuisance

10. During entertainment windows and doors are to remain closed and locked
11. Double glazing installed shall be maintained.
12. Regulated entertainment shall finish by 23:00.
13. No regulated entertainment shall be provided until noise limiter, set to the satisfaction of EPMI have been provided and satisfactory certificates of calibration have been submitted to EPMI.
14. No rubbish, refuse or bottles shall be disposed of in the rear yard after 23:00.

The Protection of Children from Harm

15. On occasions when the venue is open primarily for the sale and consumption of alcohol the DPS or relevant person will actively operate a "Challenge 21" Policy". This will include a voluntary agreement to only accept identity cards with a "Pass" accreditation, passports or photold driving licences, or any future identification card as approved by central government, as bona-fide recognised forms of identification.
16. The Act covers the issue of unaccompanied children.
17. No children after 17.00 hours.

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

Conditions attached following review hearing on 11th August 2008:

1. Reduction of hours for licensable activities to 23:00hrs Sunday to Thursday and 0:00hrs Friday and Saturday, with closing times of 23.30 hrs Sunday to Thursday and 0:30hrs Friday and Saturday.
2. Non-standard timings: in respect of Bank Holiday weekends, namely Easter (except Good Friday) and each May Bank Holiday, Spring (Whitsun) Bank Holiday and August Bank Holiday a further additional hour to the condition 1 above for every Thursday, Friday, Saturday and Sunday, and for Christmas Eve and Boxing Day. On New Year's Eve, non-standard timings run from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.
3. No regulated entertainment to be permitted after 23.00hrs
4. Premises to be renamed prior to re-opening.
5. DPS to operate a Challenge 21 Policy (see also condition 15 above under the protection of children from harm).
6. DPS will agree and operate a Drugs and Search Policy, the contents of which are to be subject to approval by the police.
7. Full CCTV to be installed and maintained in working order, providing coverage of all areas including the front of the premises and the back garden. The location of the cameras to be subject to approval by the police and the images there from to be retained for inspection by the police for a period of 31 days (see also condition 6 above under the prevention of crime and disorder).
8. Staff training to be undertaken with details of training in support of the licensing objectives to be made available to Cambridgeshire Constabulary Police and the Licensing Authority on request.
9. Premises to be redecorated (so as to ensure all areas are appropriately supervised) and in a way which incorporates any reasonable request made by the police.
10. The DPS is to be someone who has no known association with the previous DPS/Management Team as at 18 July 2008 and whose appointment will be subject to approval by the police.
11. Toilets to be inspected on a regular basis and staff briefed on all aspects of drug awareness.
12. Irresponsible drinks promotions to be prohibited.
13. Toughened/shatter proof glass to be used.

CAMBRIDGE CITY COUNCIL

Local Government (Miscellaneous Provisions) Act 1982

PUBLIC ENTERTAINMENT LICENCE CONDITIONS

GENERAL

Definitions

In these conditions, unless otherwise specified, the following meanings shall apply: -

Approval of the Council - means approval by consent of the Council in writing.

Competent Electrical Contractor - in connection with electrical installation testing this means an electrical contractor who is a member of the Electrical Contractors Association or who is registered with the National Inspection Council for Electrical Installation Contracting.

Competent Person - in relation to portable appliance electrical testing means having sufficient knowledge of the appliance(s) and training to know the potential defects, electrical knowledge and the precautions necessary to avoid danger to themselves or others.

Council - means Cambridge City Council

Council Regulations - means the Rules and Conditions for Public Entertainment made by the Council.

County Fire Officer - means the County Fire Officer of the Cambridgeshire Fire and Rescue Service.

Emergency Lighting - means lighting provided for use when the supply to the normal lighting fails.

Exit Signs - means signs and their lighting, obtained from a source which is independent from the general supply of the building, provided to assist the public, performers and staff to leave the premises without the aid of normal lighting.

First Aider means a fully trained person who has passed a course conducted by an organisation approved for such purposes by the Health and Safety Executive e.g. St John Ambulance, British Red Cross Society, St Andrews Ambulance Association, and has kept the qualification up to date.

Indoor Sports - means contests, exhibitions or displays of any sport as an entertainment.

Licensee - means the person or persons to whom a current licence has been granted.

Non-combustible material - means material which is deemed to be non-combustible when tested in accordance with the provisions of the current edition of British Standard 476 Part 4, or such other material or combination of materials as the Council accepts as being non-combustible for the purpose of these regulations.

Normal lighting - means all lighting, other than emergency lighting, permanently installed in those parts of the premises to which the public have access. It includes decorative lighting but not lighting installed solely for advertising purposes.

Access for Fire and Police Officers and Officers of the Licensing Authority

2. An authorised officer representing the Council, the Chief Constable or the County Fire Officer whether in uniform or not shall upon production of written identification have free access to any place in respect of which an entertainment licence is in force at all reasonable times.

Log Book

3. A logbook shall be provided in which shall be kept accurate records of tests required in these conditions, visits by enforcing officers, and incidents as required in these conditions.
4. The logbook shall be produced to an officer for inspection on request.

Permitted Hours

5. The licensed premises shall not be kept or used for public music or dancing or other public entertainment of a like kind, except between the hours specified in the attached Schedule.
6. The licensed premises shall not be kept or used for public dancing or other public entertainment of a like kind on Sunday except with the express permission of the Council operating under the legislation relating to such activities on Sundays.

Numbers Admitted

7. The numbers admitted are not to exceed those stated in the Schedule attached to the licence and as related to the type of function stated.

Emergency Exits

8. Exit doors as specified by the County Fire Officer shall open outwards and shall be fitted with a fastening only of a pattern and in a position approved by the County Fire Officer on behalf of the Council.
9. The licensed premises shall be provided with sufficient exits to enable the whole of the audience to be cleared from the building within a reasonable time. The number of such exits approved by the Council shall not be less than those stated in the attached Schedule and they shall be available and unobstructed at all times during the operation of this licence.
10. All stairs and steps comprising parts of the means of escape in case of fire shall be maintained with non-slippery and even surfaces.

Emergency Exit Signs

11. The premises shall be provided with Emergency Exit signs as specified by the County Fire Officer. They shall be sited in a position not less than 2.06m (6ft. 9ins) from the floor (measured to the base of the sign) wherever possible.
Signs must conform to the Health and Safety (Safety Signs and Signals) Regulations 1996. Signs which have a pictogram conforming to BS5499: Part 1 1990 and are

22. All chairs arranged in rows (concert style) shall be battened together in units of not less than four and not more than twelve.
23. No persons other than the licensee, his employees or authorised persons shall be allowed to remain in any passage, gangway or staircase during any performance or entertainment.
24. Every gangway, passage or staircase shall, at all times, be kept entirely free from chairs or any other obstruction, including such chairs as are provided for the personal use of the licensee, his employees or authorised persons.

Lighting

25. The main lighting throughout the premises shall be by electricity and the lighting points shall be fixed in places approved by the Council on the advice of the County Fire Officer.
26. Emergency lighting shall be capable of providing sufficient illumination for the public to leave safely and should be capable of maintaining the required level of illumination for at least two hours.
27. All switches controlling the emergency lighting shall have marked immediately below them "EMERGENCY LIGHTING ONLY".
28. In the event of the failure of emergency lighting systems, all members of the public shall be required to leave and shall not be re-admitted until the emergency lighting is restored.
29. All emergency lighting shall be maintained in effective working order whilst public entertainment is taking place.
30. Emergency lighting shall be tested at least once in every six month period and a visual check carried out immediately prior to each event. A record of this shall be kept in the logbook. Suitable remedial action must be taken to remedy defects found and this shall be recorded in the logbook.

Stewarding

31. The licensee shall be responsible for ensuring that stewards are capable and suitable to undertake the duties allocated to them.
32. All stewards shall wear uniforms, badges, sashes or armbands so as to be clearly identifiable to members of the public using the premises. Stewards/staff should also ensure that no overcrowding occurs in any part of the premises, that gangways and exits are kept clear at all times, to prevent standing on seats or furniture and to be aware of any special requirements needed to ensure the safe evacuation of the audience/patrons.
33. All stewards/staff shall be given instructions with regard to the method and use of fire extinguishers, the positions of emergency switches and the methods of entrance and exit by both normal and emergency exits. Dates and times of instruction shall be recorded in the logbook.

Toilets and Washing Facilities

39. (a) The premises shall be provided with male and female sanitary facilities at least to the level specified in the Schedule to the licence. (The standard for provision is contained in the appendix to these rules).
- (b) The sanitary accommodation should be internal but where this is found to be impracticable, access should be by a suitable covered passageway.
- (c) The walls, floors and ceilings of the sanitary accommodation must be finished in smooth impervious materials and maintained in a clean condition.
- (d) Sanitary accommodation must be provided with permanent and independent ventilation to the external air. Where mechanical ventilation is provided it should provide a minimum of three air changes per hour and be linked to the lighting system in such a manner as to allow an over-run of at least ten minutes.
- (e) All internal sanitary accommodation must be entered through properly constructed lobbies which must be provided with means of permanent and independent ventilation to the external air. All doors to lobbies must be tight fitting and self-closing. All accommodation must be adequately screened to ensure privacy.
- (f) Adequate means of artificial lighting must be provided and maintained.
- (g) Adequate provision should be made in female accommodation for the disposal of sanitary dressings.
- (h) Wash hand basins must be provided with hot and cold water or hot water at a suitably controlled temperature, soap and suitable and sufficient hand drying facilities.
- (i) No charge shall be made for the use of toilet and washing facilities.

Alterations to Premises

40. No alterations or additions to the premises, either internal or external, shall be carried out except with the prior knowledge and approval of the Council.

Electrical Certificates

41. A certificate in the form prescribed for the purpose by the 16th edition of the Institution of Electrical Engineers Regulations for Electrical Installations (the IEE Wiring Regulations) (B.S. 7671:1992) in respect of the permanent electrical installation in the licensed premises, signed by a competent electrical contractor certifying that the permanent electrical installation requires no remedial works or other action, to ensure or determine its safety, shall be available for inspection, on demand, by the licensing authority, for the period for which the premises are licensed. The original of this certificate shall be forwarded by the licensee to the Council every 3 years, or more frequently as specified on the current certificate referred to, or by the District Council. The certificate must be completed and signed by a competent electrical contractor who is approved by the National Inspection Council for Electrical Installation Contracting or a member of the Electrical Contractors Association. Where remedial works or other action recommended by the competent electrical contractor is brought to the notice of the licensing authority, these shall be carried out within a period of time specified by the

Guarding Heating Appliances

49. All electric fires, stoves and open fireplaces in the premises shall be provided with adequate protective guards.

Gas Appliances

50. Any gas appliances in the premises are required to have been serviced in the last 12 months and a certificate to this effect, including details of what the service entailed, signed by a Confederation of Registered Gas Installers (CORGI) registered gas engineer must be available for inspection on the premises.

51. No portable Liquefied Petroleum Gas (LPG) heaters are allowed.

Special Effects Equipment

52. No special effects equipment shall be used in the premises under the terms of the licence, unless approved by the Council. This includes equipment using a heat source to produce effects, i.e. smoke capsules, pyrotechnics, and generators, lasers and holographs.

53. Applications for consent to use such special effects shall be made by the licensee in writing at least seven days before the first performance of the entertainment and shall give full details of its proposed use, together with the date and time of any rehearsal.

Hypnotism

54. Pursuant to the provisions of the Hypnotism Act 1952, no exhibition, demonstration or performance of hypnotism shall be given on any person at the licensed premises except with the express consent of the Council and in accordance with the conditions attached to such consent.

55. Applications for such consent shall be made to the Council at least 28 days before the performance.

Signs on Premises

56. There shall be installed on the premises a telephone or a clear notice available to staff indicating the nearest telephone for calling the emergency services. Instructions for calling the emergency services must be posted at each telephone in the licensed premises.

57. The current licence and schedule shall be exhibited in a conspicuous position at the principal entrance to the premises at all times to the satisfaction of the Council. The licence and schedule shall be adequately protected against theft vandalism or defacement.

Noise Control

58. The licensee or responsible person shall ensure that no noise shall emanate from the licensed premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance or unreasonable disturbance to the occupiers of premises in the vicinity of the licensed premises.

Furthermore, opportunity must be given to an Authorised Officer of the Council to inspect and examine such temporary installations prior to being brought into use, for the purpose of public entertainment and/or public sporting entertainment.

First Aid

66. First aid facilities must be provided as follows: -

a) General Events

First Aid facilities shall be suitable and sufficient for the type of use of the licensed premises, in accordance with the Health and Safety (First Aid) Regulations 1981.

b) Indoor Sports Events (where a significant proportion of attendees are participating in physical contact sports otherwise the provisions in a) above apply)

(i) A First Aider shall be provided for each 125 persons or part thereof and shall wear an authorised identifying armband or apparel.

(ii) At least one First Aid room with adequate heating, lighting and ventilation, and suitable staff to be provided. Facilities shall include a telephone connection to an external line, and hot, cold and drinking water over a sink or basin together with adequate first aid materials and equipment including blankets, pillows, stretchers, buckets, bowls, trolleys and screens.

UPDATED NOVEMBER 1999

APPENDIX A

Provision of Toilets and Washing Facilities

Sanitary accommodation shall be provided within the premises. Only in existing licensed premises, where this is impracticable, will external accommodation be permitted, provided that such access is by a suitable covered passageway.

The number of facilities provided shall be as follows:-

(i) In premises where drink is incidental to a meal (e.g. a refreshment), or where the sale of food or drink is not the principal activity:

Males		Numbers of each sex	Females	
WCs	Urinals		WCs	
1	-	Up to 25	1	
1	1	26 – 50	2	
1	2	51 – 75	2	
1	3	76 – 100	3	

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