

Tamworth Borough Council

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.

We Stonegate Pub Company Limited

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

<b>Premises licence number</b> PREM/05/0116
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Part 1 – Premises Details

<b>Postal address of premises or, if none, ordnance survey map reference or description</b>			
The Fox Inn Lichfield Road			
<b>Post town</b>	Tamworth	<b>Post code</b>	B79 7SH

<b>Telephone number at premises (if any)</b>	<del>01827 211251</del>
<b>Non-domestic rateable value of premises</b>	<del>227,000.00</del>

Part 2 – Applicant details

<b>Daytime contact telephone number</b>	<del>01827 211251</del>		
<b>E-mail address (optional)</b>			
<b>Current postal address if different from premises address</b>	Porter Tun House 500 Capability Green		
<b>Post Town</b>	Luton	<b>Postcode</b>	LU1 3LS

**Part 3 - Variation**

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not, from what date do you want the variation to take effect?

Day	Month	Year

**Please describe briefly the nature of the proposed variation (Please see guidance note)**

1. To vary the layout of the premises in accordance with plans supplied by the applicant to licence an external bar.
2. To extend the start time for opening hours and films to start from 07:00 hours Monday to Sunday (including standard and non standard timings) to allow for breakfast opening.
3. Additional non standard timings for notable days are also sought, as detailed in the application submitted to the Licensing Authority.
4. To remove all conditions under Annex 2 and replace with a new updated operating schedule.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

N/A
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**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 late night refreshment** (if ticking yes, fill in box I)

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

In all cases complete boxes K, L and M

**A**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue					
<b>Wed</b>			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Thur					
Fri					
<b>Sat</b>			<b>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</b> (please read guidance note 5)		
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)  As existing		
Mon	07:00	No Change			
Tue	07:00	No Change			
<b>Wed</b>			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Thur	07:00	No Change			
Fri	07:00	No Change			
<b>Sat</b>			<b>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</b> (please read guidance note 5) To retain all existing permissions and to add an additional hour to the terminal hour on the following notable days: St George's Day, St Andrew's Day, Maundy Thursday, Christmas Day, 29 December, Bonfire night.  New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day		
Sun	07:00	No Change			

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b>Please give further details</b> (please read guidance note 3)
Day	Start	Finish	
Mon			<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)
Tue			
Wed			<b>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</b> (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
Mon			Outdoors	<input type="checkbox"/>
Tue			Both	<input type="checkbox"/>
Wed			<b>Please give further details here</b> (please read guidance note 3)	
Thur			<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 4)	
Fri			<b>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</b> (please read guidance note 5)	
Sat				
Sun				

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue					
Wed			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					

**F – NO CHANGE / UNRESTRICTED**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue					
Wed			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)			
Mon						
Tue			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)			
Wed						
Thur			<b><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></b> (please read guidance note 5)			
Fri						
Sat						
Sun						

**H**

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

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take <u>place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day				Outdoors	<input type="checkbox"/>
Start	Finish			Both	<input type="checkbox"/>
Mon	No Change		Please give further details here (please read guidance note 3)	As existing	
Tue	No Change				
Wed	No Change		State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	No Change				
Fri	No Change		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)	To retain all existing permissions and to add an additional hour to the terminal hour on the following notable days: St George's Day, St Andrew's Day, Maundy Thursday, Christmas Day, 29 December, Bonfire night.	
Sat	No Change				
Sun	No Change				
			New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day		

**J**

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"/>
Day				Off the premises	<input type="checkbox"/>
Start	Finish			Both	<input checked="" type="checkbox"/>
Mon	No Change		State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Tue	No Change				
Wed	No Change				
Thur	No Change		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)	To retain all existing permissions and to add an additional hour to the terminal hour on the following notable days: St George's Day, St Andrew's Day, Maundy Thursday, Christmas Day, 29 December, Bonfire night.	
Fri	No Change				
Sat	No Change				
Sun	No Change		New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day		

**K**

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

**L**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
<b>Day</b>	<b>Start</b>	<b>Finish</b>	
Mon	07:00	No Change	
Tue	07:00	No Change	
Wed	07:00	No Change	
Thur	07:00	No Change	<b>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</b> (please read guidance note 5) To retain all existing permissions and to add an additional hour to the terminal hour on the following notable days: St George's Day, St Andrew's Day, Maundy Thursday, Christmas Day, 29 December, Bonfire night.
Fri	07:00	No Change	
Sat	07:00	No Change	New Year's Eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day
Sun	07:00	No Change	

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

1. To remove all conditions under Annex 2 and replace with an updated operating schedule as detailed below.

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

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  
Original licence returned under cover of a previous application to vary the DPS



**M** 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)**

The primary purpose of this application is to amend the layout and incorporate part of the external area as part of the licensed area to allow an external bar servery.

The operating schedule is outdated and therefore a new operating schedule is set out below which is appropriate for the premises to promote the licensing objectives.

The application does not seek to vary the standard terminal hour for any licensable activities.

Prior to submission of the application discussions have taken place with the Police Licensing Officer and Environmental Health Officer and their comments have been taken into account when preparing the application.

**b) The prevention of crime and disorder**

1. A CCTV system shall be installed at the premises and maintained in good working order and used at all times when the premises are open for licensable activities. Any CCTV footage shall be held for at least 31 days and shall be made available to an officer of the Licensing Authority or Police on reasonable request.
2. Clear signage must be displayed at all entrance and exits indicating that CCTV is in operation.
3. An incident log book (which may be electronic) shall be kept on the premises and made available on request to an authorised officer of the Council or Police which will record the following:-
  - a. Any incidents of disorder
  - b. Any seizures of drugs or offensive weapons
  - c. Any ejections of patrons
4. All bar staff to receive appropriate training in relation to alcohol sales prior to commencing their duties. This will include the premise licence holder, underage sales policy and other relevant licensing matters. Training documents (which may be in an electronic format) shall be made available to an authorised Police Officer or Council Officer upon request.

**c) Public safety**

1. No persons will be permitted to take any opened vessels containing any alcoholic/non alcoholic drinks from the designated outside drinking area.
2. All glasses and bottles shall be removed from the public areas as soon as reasonably practicable after they are finished with or are empty.

**d) The prevention of public nuisance**

1. A notice advising customers to leave the premise quietly and respect the needs of residents must be displayed at each of the exits of the premise.
2. A notice advising customers to be quiet and respect the needs of residents must be displayed in all outside drinking/smoking areas.

**e) The protection of children from harm**

1. A Challenge 25 policy must be adopted and enforced at the premise where all persons who appear to be under the age of 25 must be challenged for acceptable identification to prove they are over the age of 18 prior to the purchase of alcohol.
2. The only acceptable forms of identification will be a valid photo driving licence, valid passport or a valid PASS approved proof of age card.
3. Challenge 25 posters must be displayed at all entrances to the premise, all areas where alcohol is displayed and at the cash till payment area.
4. Posters must be displayed prominently and in sight of customers & staffs.
5. A log (which may be electronic) shall be kept detailing all refused sales of alcohol. The log shall include the date and time of the refusal and the name of the member of staff who refused the sale. A copy of the log or electronic report shall be made available upon reasonable request.

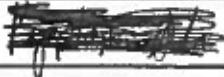
Please tick yes

- I have made or enclosed payment of the fee or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy
- 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 SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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	02 June 2016
Capacity	Poppleston Allen – Solicitors for & on behalf of the applicant

**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	

<b>Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)</b> <del>██████████</del> Popleston Allen Solicitors 37 Stoney Street The Lace Market			
Post town	Nottingham	Post code	NG1 1LS
Telephone number (if any)	<del>██████████</del>		
If you would prefer us to correspond with you by e-mail your e-mail address (optional) m.peach@popall.co.uk			

#### 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 or 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.

**MOORINGS KEY**

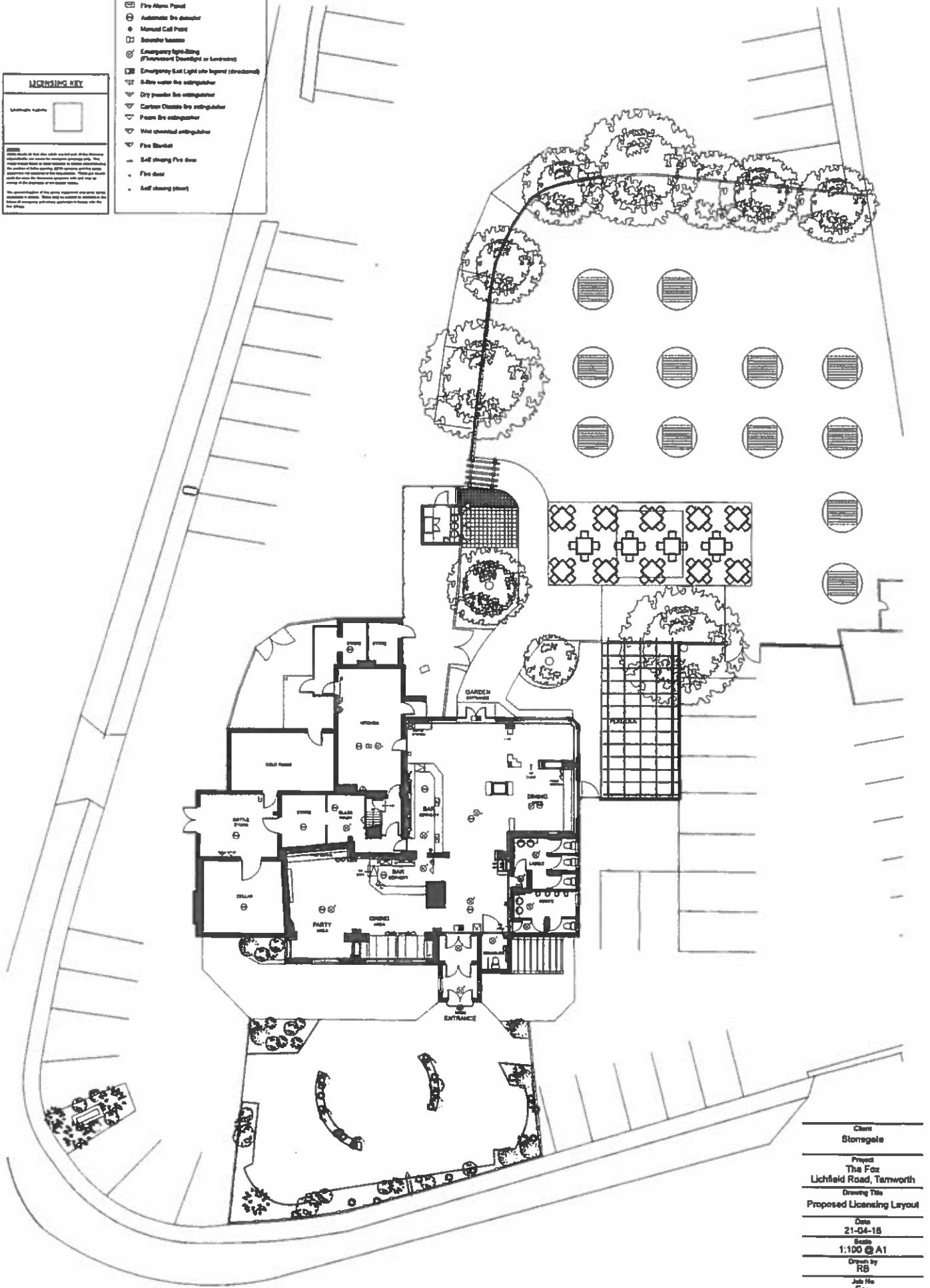
Location: [ ]

Notes:

The responsibility of the design team is to ensure that the proposed layout complies with the relevant fire safety regulations. This drawing is intended to provide a general overview of the proposed layout and is not intended to be used as a basis for fire safety design. The design team will be responsible for ensuring that the proposed layout complies with the relevant fire safety regulations.

**Fire Prevention Key**

- ☐ Fire Alarm Panel
- ⊙ Automatic fire detector
- Manual Call Point
- ⊠ Sounder beamer
- ⊙ Emergency light-fitting (Fluorescent Downlight or Ledinaire)
- ⊠ Emergency Exit Light (see legend (directional))
- ⊠ 6-litre water fire extinguisher
- ⊠ Dry powder fire extinguisher
- ⊠ Carbon Dioxide fire extinguisher
- ⊠ Foam fire extinguisher
- ⊠ Wet chemical extinguisher
- ⊠ Fire blanket
- Self closing Fire door
- Fire door
- Self closing (other)



Client	Storngale
Project	The Fox
	Lichfield Road, Tamworth
Drawing Title	Proposed Licensing Layout
Date	21-04-18
Scale	1:100 @ A1
Drawn by	RB
Job No	Fox
Drawing No	02

