

Date: 02 February 2024

Dear Councillor,

Licensing and Appeals Sub-Committee

Please find enclosed the agenda and supporting information for the Licensing and Appeals Sub-Committee meeting.

A Meeting of the **Licensing and Appeals Sub-Committee** will be held at **Training Room**, Civic Way, Swadlincote on **Monday, 12 February 2024** at **10:00**. You are requested to attend.

If you require any further information, please contact Democratic Services on the number shown above.

Yours faithfully,



Chief Executive

To: **Labour Group**
Councillor S Bambrick
Councillor A Tilley

Liberal Democrats
Councillor G Andrew

AGENDA

Open to Public and Press

- 1** Appointment of Chair
- 2** Apologies
- 3** To note any declarations of interest arising from any items on the Agenda
- 4** HEARING FOR THE CONSIDERATION OF AN OBJECTION NOTICE TO A TEMPORARY EVENT NOTICE **3 - 51**

Exclusion of the Public and Press:

- 5** The Chairman may therefore move:-
That in accordance with Section 100 (A)(4) of the Local Government Act 1972 (as amended) the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraph of Part I of the Schedule 12A of the Act indicated in the header to each report on the Agenda.

REPORT TO LICENSING & APPEALS SUB-COMMITTEE

Agenda Item: 4

Hearing Date: 12 February 2024

Contact Officer: Emma McHugh

HEARING FOR THE CONSIDERATION OF AN OBJECTION NOTICE TO A TEMPORARY EVENT NOTICE

Applicant's Name	Barrie Stevenson
Premises Name	Forester's Arms
Address	67 High Street Swadlincote Derbyshire DE11 8JA

1. PURPOSE

- 1.1 To consider an objection notice made by Chief Officer of Police in response to five temporary event notices (TEN) made by Barrie Stevenson at The Forester's Arms on 26th January 2024. A copy of the TEN is attached at **Appendices 1-5**.

2. BACKGROUND

- 2.1 The premises user submitted five TENs on 26th January 2024 regarding the intended use of the premises for # at the above premises. The nature of the event for which the notification has been received is 'extended trading hours over St Patrick's Day', extended trading hours over Easter 'extended trading hours over May Bank Holiday' and 'trading hours over August Bank Holiday'.

3. APPLICATION DETAILS

- 3.1 The TEN notifies the Licensing Authority that the above licensable activities will take place at the following days and times:

TEN	Days	Times
TEN 1	16 th to 17 th March 2024	00:00 to 02:00 each day
TEN 2	30 th March to 1 st April 2024	00:00 to 02:00 on 30 th and 31 st March and 23:00 to 02:00 on 1 st April
TEN 3	4 th to 6 th May 2024	00:00 to 02:00 on 4 th and 5 th May and 23:00 to 02:00 on 6 th May
TEN 4	25 th to 27 th May 2024	00:00 to 02:00 on 25 th and 26 th May and 23:00 to 02:00 on 27 th May
TEN 5	24 th to 26 th August 2024	00:00 to 02:00 on 24 th and 25 th August and 23:00 to 02:00 on 26 th August

- 3.2 A permitted temporary activity is a licensable activity that is carried on in accordance with a temporary event notice under section 100 and in compliance with the provisions of Part 5 of the Licensing Act 2003.
- 3.3 A TEN is subject to various restrictions and limits. Where the requirements for obtaining a TEN cannot be met, the licensable activity can only be authorised by way of a premises licence.
- 3.4 Officers are satisfied that this TEN has been properly served and the criteria in respect of TENs have been met.

4. CONSULTATION RESPONSES

- 4.1 In respect of a TEN, if the Chief Officer of Police or Environmental Health is satisfied that allowing the premises to be used in accordance with the notice would undermine any of the licensing objectives, he must give a notice to the Licensing Authority and premises licence user detailing the reasons for the objection.
- 4.2 Objection notices have been received from the Chief Officer of Police on 29th and 30th January 2024 on the grounds of prevention of crime and disorder. Copies of the objection notices are attached at **Appendix 6 and 7**.

5. OTHER RELEVANT CONSIDERATIONS

- 5.1 The Authority should consider its responsibilities under the Crime and Disorder Act 1998, and the Human Rights Act 1998 when considering the fair balance between the interests of the applicant and the rights of local residents.
- 5.2 Any decision taken by the Sub-Committee must be appropriate and proportionate to the objective being pursued.
- 5.3 Members are reminded that whenever they make a decision under the Licensing Act 2003, they have a duty to act with a view to promoting the licensing objectives.
- 5.4 When considering any representations, only those issues relating to the four licensing objectives should be considered and appropriate weight given to the importance and relevance to the application of each representation.
- 5.5 In making its decision, Members must also have regard to the Statutory Guidance issued under section 182 of the Licensing Act 2003 and the Council's own Licensing Policy. If Members depart from either, they must specify their reasons for doing so.

6. DETERMINATION

- 6.1 If having regard to the objection notice, The Sub-Committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives:

1. Allow the licensable activities to take place as stated in the TEN;
2. Impose one or more of the existing licence conditions from the premises licence on the TEN (insofar as such conditions are not

inconsistent with the event. A copy of the premises licence is attached at **Appendix 8**.

3. Issue a counter notice under section 105 of the Licensing Act 2003 meaning that the event cannot take place.

7. RIGHT OF APPEAL

7.1 Members should note that the premises user or persons making representations have the right of appeal against any decision made by the Sub-Committee. However, no appeal may be brought later than 5 working days before the day on which the TEN begins.

8. APPENDICES

1. Temporary Event Notice – 16th to 17th March 2024
2. Temporary Event Notice – 30th March to 1st April 2024
3. Temporary Event Notice – 4th to 6th May 2024
4. Temporary Event Notice – 25th to 27th May 2024
5. Temporary Event Notice – 24th to 26th August 2024
6. Police Objection
7. Police Objection
8. Premises Licence



South Derbyshire District Council

Temporary Event Notice Form

Case Reference Number - FS-Case-580793478

Name of Premises – Foresters Arms

EVENT START DATE

Event Start Date - 16/03/2024

PERSONAL DETAILS OF PREMISES USER

Agent or Applicant - Agent

Name – *Barrie Stevenson*

Contact Phone Number – *07716826294*

Email Address - *licensing@stonegategroup.co.uk*

Address Details - *FORESTERS ARMS, HIGH STREET, SWADLINCOTE, DERBYSHIRE, DE11 8JA*

Previous Names –

Date of Birth –

Place of Birth –

National Insurance Number –

Do you wish to use a different address for correspondence? – *Yes*

Correspondence Address – *EI GROUP LTD, 3, MONKSPATH HALL ROAD, MONKSPATH, SOLIHULL, B90 4SJ*

PREMISES DETAILS

Name of Premises – *Foresters Arms*

Premises Address – *FORESTERS ARMS, HIGH STREET, SWADLINCOTE, DERBYSHIRE, DE11 8JA*

Please provide a detailed description of a location where you are to carry out the licensable activities if it has no address, (including the Ordnance Survey references) (Please read note 2):

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Within the usual licensed demise of the premises.

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below:

LAPRE/0051

Premises licence number or club premises certificate (if applicable):

LAPRE/0051

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3):

Please describe the nature of the premises below. (Please read note 4):

Public house

Please describe the nature of the event below. (Please read note 5):

Extension to trading for the weekend around St Patricks Day

LICENSABLE ACTIVITIES

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on) (Please read note 6):

The sale by retail of alcohol – *Yes*

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club – *No*

The provision of regulated entertainment – *Yes*

The provision of late night refreshment – *Yes*

Are you giving a late temporary event notice? – *No*

You have indicated that your event is more than 10 clear working days away (not including today, and the day of the event). Please confirm that this is correct –

How many days do you intend to use the premises for licensable activities? – *2*

Please state the dates on which you intend to use these premises for Licensable Activities (Maximum 7 Days)

16/03/2024 – 17/03/2024

Please state the day and times during the event period that you propose to carry on licensable activities (please give times in a 24 hour format)

16/03/2024 00:00-02:00, extending the trade that commences Friday into Saturday.

17/03/2024 00:00-02:00, extending the trade that commences Saturday into Sunday.

Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers – *200*

If the licensable activities will include the supply of alcohol, please state whether the supplies will be for the consumption on or off the premises, or both – *Both*

Will your event include entertainment of a relevant nature? –*No*

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment –

PERSONAL LICENCE HOLDER

Do you currently hold a valid personal licence –*Yes*

Date of Issue – *01/01/2000*

Issuing Licensing Authority – *North West Leicestershire Council*

Personal Licence Number – *NWL11479*

Any further relevant details – *No date of issue noted, no longer required.*

PREVIOUS NOTICES

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice? –
No

Please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in the same calendar year –

Have you already given a temporary event notice for the same premises in which the event period:
a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? – *No*

ASSOCIATES

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? – *No*

Please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year –

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or

b) Begins 24 hours or less after the event period proposed in this notice? –*No*

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? – *No*

Please state the total number of temporary event notices (including the number of late temporary event notices, your business colleague(s) have given for events in the same calendar year. -

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or
- b) Begins 24 hours or less after the event period proposed in this notice? *-No*

DECLARATION

Condition (Please read note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

Declarations (Please read note 19)

The information contained in this form is correct to the best of my knowledge and belief.

I understand that it is an offence:

(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and

(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.

I declare that the information contained in this form is correct to the best of my knowledge and belief. – *Yes*

Declaration Date – *26/01/2024*

Contact Phone Number – *01212725266*

Contact Email Address – *lucy.oldfield@stonegategroup.co.uk*

DATE CHANGES

TENs cannot be moved to cover another event day or another premises. If your event day or premises changes you will need to apply for a new TEN and paying the relevant fee of £21.00. You may cancel your TEN up to 24 hours before your planned event and the we will re-allocate the entitlement to the premises.

No refunds on the original TEN are available in these circumstances.

I accept that no refunds are given in relation to the above conditions – *I Accept*

WHAT HAPPENS NEXT

All correspondence in respect of this application will be made via email.

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We will acknowledge receipt of your application within 2 working days of you submitting your

application.

If you apply online, we are responsible for copying your STANDARD TEN or LATE TEN to the Chief Officer of Police and environmental health on the first working day after you have submitted a valid STANDARD or LATE TEN and paid the fee.

However, if you submit any part of your STANDARD TEN or LATE TEN in writing, this will not be treated as an online application and you will remain responsible for copying your STANDARD TEN or LATE TEN to the Chief Officer of Police and environmental health at the same time as the STANDARD TEN or LATE TEN is served on the licensing authority.

In such cases, your application will not be valid unless you do this in accordance with the Act and applicable Regulations.

If the Chief officer of Police and/ or environmental health wish to lodge an objection to the STANDARD TEN or LATE TEN they must do so within 3 working days of being served with a copy of the STANDARD TEN or LATE TEN and they must inform you and the Licensing Authority of their reasons for the objection. The police and / or environmental health may object to a STANDARD TEN or a LATE TEN if they consider any of the four licensing objectives of the Licensing Act 2003 would be undermined if the event were to be allowed to go ahead. You will then be served a counter notice by the licensing authority notifying you of the objections.

For a LATE TEN, where the police and/ or environmental health raise an objection, a counter notice will be served by the Licensing Authority at least 24 hours before the event is due to start, and the event will not be allowed to go ahead.

For a STANDARD TEN, the Licensing Authority will arrange for mediation in the first instance between yourselves, the police and/ or environmental health. As a result of mediation, the STANDARD TEN may be modified, and the licensing authority would then be informed. If mediation fails, a hearing will be held, where conditions may be attached to the STANDARD TEN by way of issuing a statement of conditions; or the event may not be authorised to proceed. Alternatively, the event may be permitted to proceed with no further conditions to be added.

The Local Authority will also serve a counter notice to STANDARD and LATE TENS in the following circumstances:

where the relevant premises user holds a personal licence and has already served at least fifty STANDARD TENS wholly or partly within the same calendar year;

where the relevant premises user holds a personal licence and has already served at least ten LATE TENS wholly or partly within the same calendar year

where the relevant premises user does not hold a personal licence and has already served at least five STANDARD TENS wholly or partly within the same calendar year;

where the relevant premises user does not hold a personal licence and has already served at least two LATE TENS wholly or partly within the same calendar year;

if the length of time the STANDARD or LATE last exceeds 168 hours;

if at least twenty one STANDARD OR LATE TENS (or combination) have been served in respect of any part of the relevant premises in the same calendar year as the new TEN or LATE TEN

application;

if the maximum aggregate duration of the periods covered by STANDARD and LATE TENs at any individual premises exceeds twenty six days in a calendar year; and

if the scale of the event in terms of the maximum number of people attending at any one time exceeds 499.

PAYMENTS

The total amount to pay is £21.00

Are these details correct? – Yes



South Derbyshire District Council

Temporary Event Notice Form

Case Reference Number - FS-Case-580810778

Name of Premises – Foresters Arms

EVENT START DATE

Event Start Date - *30/03/2024*

PERSONAL DETAILS OF PREMISES USER

Agent or Applicant - *Agent*

Name – *Barrie Stevenson*

Contact Phone Number – *07716826294*

Email Address - *licensing@stonegategroup.co.uk*

Address Details - *FORESTERS ARMS, HIGH STREET, SWADLINCOTE, DERBYSHIRE, DE11 8JA*

Previous Names –

Date of Birth –

Place of Birth –

National Insurance Number –

Do you wish to use a different address for correspondence? – *Yes*

Correspondence Address – *EI GROUP LTD, 3, MONKSPATH HALL ROAD, MONKSPATH, SOLIHULL, B90 4SJ*

PREMISES DETAILS

Name of Premises – *Foresters Arms*

Premises Address – *FORESTERS ARMS, HIGH STREET, SWADLINCOTE, DERBYSHIRE, DE11 8JA* .

Please provide a detailed description of a location where you are to carry out the licensable activities if it has no address, (including the Ordnance Survey references) (Please read note 2):

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Within the usual licensed demise of the premises.

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below:

LAPRE/0051

Premises licence number or club premises certificate (if applicable):

LAPRE/0051

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3):

Within the usual licensed demise of the premises.

Please describe the nature of the premises below. (Please read note 4):

Public house

Please describe the nature of the event below. (Please read note 5):

Extended trading over Easter weekend.

LICENSABLE ACTIVITIES

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on) (Please read note 6):

The sale by retail of alcohol – *Yes*

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club – *No*

The provision of regulated entertainment – *Yes*

The provision of late night refreshment – *Yes*

Are you giving a late temporary event notice? – *No*

You have indicated that your event is more than 10 clear working days away (not including today, and the day of the event). Please confirm that this is correct –

How many days do you intend to use the premises for licensable activities? – *3*

Please state the dates on which you intend to use these premises for Licensable Activities (Maximum 7 Days)

30/03/2024 – 01/04/2024

Please state the day and times during the event period that you propose to carry on licensable activities (please give times in a 24 hour format)

*30/03/2024 00:00-02:00, extending trade that commences Friday into Saturday,
31/03/2024 00:00-02:00, extending trade that commences Saturday into Sunday,
01/04/2024 23:00-02:00, extending trade that commences Sunday into Monday,*

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Please state the maximum number of people at any one time that you intend to allow to be present

at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers – 200

If the licensable activities will include the supply of alcohol, please state whether the supplies will be for the consumption on or off the premises, or both – *Both*

Will your event include entertainment of a relevant nature? –*No*

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment –

PERSONAL LICENCE HOLDER

Do you currently hold a valid personal licence –*Yes*

Date of Issue – *01/01/2020*

Issuing Licensing Authority – *North West Leicestershire Council*

Personal Licence Number – *NWL11479*

Any further relevant details – *No Personal Licence start date, no longer required.*

PREVIOUS NOTICES

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice? –
Yes

Please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in the same calendar year – *1*

Have you already given a temporary event notice for the same premises in which the event period:
a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? – *No*

ASSOCIATES

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? – *No*

Please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year –

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or

b) Begins 24 hours or less after the event period proposed in this notice? –*No*

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? – *No*

Please state the total number of temporary event notices (including the number of late temporary event notices, your business colleague(s) have given for events in the same calendar year. -

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or
- b) Begins 24 hours or less after the event period proposed in this notice? *-No*

DECLARATION

Condition (Please read note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

Declarations (Please read note 19)

The information contained in this form is correct to the best of my knowledge and belief.

I understand that it is an offence:

(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and

(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.

I declare that the information contained in this form is correct to the best of my knowledge and belief. – *Yes*

Declaration Date – *26/01/2024*

Contact Phone Number – *01212725266*

Contact Email Address – *lucy.oldfield@stonegategroup.co.uk*

DATE CHANGES

TENs cannot be moved to cover another event day or another premises. If your event day or premises changes you will need to apply for a new TEN and paying the relevant fee of £21.00. You may cancel your TEN up to 24 hours before your planned event and the we will re-allocate the entitlement to the premises.

No refunds on the original TEN are available in these circumstances.

I accept that no refunds are given in relation to the above conditions – *Accept*

WHAT HAPPENS NEXT

All correspondence in respect of this application will be made via email.

We will acknowledge receipt of your application within 2 working days of you submitting your application.

If you apply online, we are responsible for copying your STANDARD TEN or LATE TEN to the Chief Officer of Police and environmental health on the first working day after you have submitted a valid STANDARD or LATE TEN and paid the fee.

However, if you submit any part of your STANDARD TEN or LATE TEN in writing, this will not be treated as an online application and you will remain responsible for copying your STANDARD TEN or LATE TEN to the Chief Officer of Police and environmental health at the same time as the STANDARD TEN or LATE TEN is served on the licensing authority.

In such cases, your application will not be valid unless you do this in accordance with the Act and applicable Regulations.

If the Chief officer of Police and/ or environmental health wish to lodge an objection to the STANDARD TEN or LATE TEN they must do so within 3 working days of being served with a copy of the STANDARD TEN or LATE TEN and they must inform you and the Licensing Authority of their reasons for the objection. The police and / or environmental health may object to a STANDARD TEN or a LATE TEN if they consider any of the four licensing objectives of the Licensing Act 2003 would be undermined if the event were to be allowed to go ahead. You will then be served a counter notice by the licensing authority notifying you of the objections.

For a LATE TEN, where the police and/ or environmental health raise an objection, a counter notice will be served by the Licensing Authority at least 24 hours before the event is due to start, and the event will not be allowed to go ahead.

For a STANDARD TEN, the Licensing Authority will arrange for mediation in the first instance between yourselves, the police and/ or environmental health. As a result of mediation, the STANDARD TEN may be modified, and the licensing authority would then be informed. If mediation fails, a hearing will be held, where conditions may be attached to the STANDARD TEN by way of issuing a statement of conditions; or the event may not be authorised to proceed. Alternatively, the event may be permitted to proceed with no further conditions to be added.

The Local Authority will also serve a counter notice to STANDARD and LATE TENS in the following circumstances:

where the relevant premises user holds a personal licence and has already served at least fifty STANDARD TENS wholly or partly within the same calendar year;

where the relevant premises user holds a personal licence and has already served at least ten LATE TENS wholly or partly within the same calendar year

where the relevant premises user does not hold a personal licence and has already served at least five STANDARD TENS wholly or partly within the same calendar year;

where the relevant premises user does not hold a personal licence and has already served at least two LATE TENS wholly or partly within the same calendar year;

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if the length of time the STANDARD or LATE last exceeds 168 hours;

if at least twenty one STANDARD OR LATE TENS (in combination) have been served in respect of any part of the relevant premises in the same calendar year as the new TEN or LATE TEN application;

if the maximum aggregate duration of the periods covered by STANDARD and LATE TENS at any individual premises exceeds twenty six days in a calendar year; and

if the scale of the event in terms of the maximum number of people attending at any one time exceeds 499.

PAYMENTS

The total amount to pay is £21.00

Are these details correct? – Yes



South Derbyshire District Council

Temporary Event Notice Form

Case Reference Number - FS-Case-580849600

Name of Premises – Foresters Arms

EVENT START DATE

Event Start Date - 04/05/2024

PERSONAL DETAILS OF PREMISES USER

Agent or Applicant - Agent

Name – *Barrie Stevenson*

Contact Phone Number – *07716826294*

Email Address - *licensing@stonegategroup.co.uk*

Address Details - *FORESTERS ARMS, HIGH STREET, SWADLINCOTE, DERBYSHIRE, DE11 8JA*

Previous Names –

Date of Birth –

Place of Birth –

National Insurance Number –

Do you wish to use a different address for correspondence? – Yes

Correspondence Address – *EI GROUP LTD, 3, MONKSPATH HALL ROAD, MONKSPATH, SOLIHULL, B90 4SJ*

PREMISES DETAILS

Name of Premises – *Foresters Arms*

Premises Address – *FORESTERS ARMS, HIGH STREET, SWADLINCOTE, DERBYSHIRE, DE11 8JA*

Please provide a detailed description of a location where you are to carry out the licensable activities if it has no address, (including the Ordnance Survey references) (Please read note 2):

Within the usual licensed demise of the premises.

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below:

LAPRE/0051

Premises licence number or club premises certificate (if applicable):

LAPRE/0051

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3):

Within the usual licensed demise of the premises.

Please describe the nature of the premises below. (Please read note 4):

Public house

Please describe the nature of the event below. (Please read note 5):

Extended trading for early May Bank Holiday weekend.

LICENSABLE ACTIVITIES

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on) (Please read note 6):

The sale by retail of alcohol – Yes

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club – No

The provision of regulated entertainment – Yes

The provision of late night refreshment – Yes

Are you giving a late temporary event notice? – No

You have indicated that your event is more than 10 clear working days away (not including today, and the day of the event). Please confirm that this is correct –

How many days do you intend to use the premises for licensable activities? – 3

Please state the dates on which you intend to use these premises for Licensable Activities (Maximum 7 Days)

04/05/2024 – 06/05/2024

Please state the day and times during the event period that you propose to carry on licensable activities (please give times in a 24 hour format)

*04/05/2024 00:00-02:00, extending the trading that commences Friday into Saturday,
05/05/2024 00:00-02:00, extending the trading that commences Saturday into Sunday,
06/05/2024 23:00-02:00, extending the trading that commences Sunday into Monday,*

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Please state the maximum number of people at any one time that you intend to allow to be present

at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers – *200*

If the licensable activities will include the supply of alcohol, please state whether the supplies will be for the consumption on or off the premises, or both – *Both*

Will your event include entertainment of a relevant nature? – *No*

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment –

PERSONAL LICENCE HOLDER

Do you currently hold a valid personal licence – *Yes*

Date of Issue – *20/01/2020*

Issuing Licensing Authority – *North West Leicestershire Council*

Personal Licence Number – *NWL11479*

Any further relevant details – *No start date, no longer required.*

PREVIOUS NOTICES

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice? – *Yes*

Please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in the same calendar year – *2*

Have you already given a temporary event notice for the same premises in which the event period:
a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? – *No*

ASSOCIATES

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? – *No*

Please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year –

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or

b) Begins 24 hours or less after the event period proposed in this notice? – *No*

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? – *No*

Please state the total number of temporary event notices (including the number of late temporary event notices, your business colleague(s) have given for events in the same calendar year. -

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or

b) Begins 24 hours or less after the event period proposed in this notice? *-No*

DECLARATION

Condition (Please read note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

Declarations (Please read note 19)

The information contained in this form is correct to the best of my knowledge and belief.

I understand that it is an offence:

(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and

(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.

I declare that the information contained in this form is correct to the best of my knowledge and belief. – *Yes*

Declaration Date – *26/01/2024*

Contact Phone Number – *01212725266*

Contact Email Address – *lucy.oldfield@stonegategroup.co.uk*

DATE CHANGES

TENs cannot be moved to cover another event day or another premises. If your event day or premises changes you will need to apply for a new TEN and paying the relevant fee of £21.00. You may cancel your TEN up to 24 hours before your planned event and the we will re-allocate the entitlement to the premises.

No refunds on the original TEN are available in these circumstances.

I accept that no refunds are given in relation to the above conditions – *I Accept*

WHAT HAPPENS NEXT

All correspondence in respect of this application will be made via email.

We will acknowledge receipt of your application within 2 working days of you submitting your application.

If you apply online, we are responsible for copying your STANDARD TEN or LATE TEN to the Chief Officer of Police and environmental health on the first working day after you have submitted a valid STANDARD or LATE TEN and paid the fee.

However, if you submit any part of your STANDARD TEN or LATE TEN in writing, this will not be treated as an online application and you will remain responsible for copying your STANDARD TEN or LATE TEN to the Chief Officer of Police and environmental health at the same time as the STANDARD TEN or LATE TEN is served on the licensing authority.

In such cases, your application will not be valid unless you do this in accordance with the Act and applicable Regulations.

If the Chief officer of Police and/ or environmental health wish to lodge an objection to the STANDARD TEN or LATE TEN they must do so within 3 working days of being served with a copy of the STANDARD TEN or LATE TEN and they must inform you and the Licensing Authority of their reasons for the objection. The police and / or environmental health may object to a STANDARD TEN or a LATE TEN if they consider any of the four licensing objectives of the Licensing Act 2003 would be undermined if the event were to be allowed to go ahead. You will then be served a counter notice by the licensing authority notifying you of the objections.

For a LATE TEN, where the police and/ or environmental health raise an objection, a counter notice will be served by the Licensing Authority at least 24 hours before the event is due to start, and the event will not be allowed to go ahead.

For a STANDARD TEN, the Licensing Authority will arrange for mediation in the first instance between yourselves, the police and/ or environmental health. As a result of mediation, the STANDARD TEN may be modified, and the licensing authority would then be informed. If mediation fails, a hearing will be held, where conditions may be attached to the STANDARD TEN by way of issuing a statement of conditions; or the event may not be authorised to proceed. Alternatively, the event may be permitted to proceed with no further conditions to be added.

The Local Authority will also serve a counter notice to STANDARD and LATE TENS in the following circumstances:

where the relevant premises user holds a personal licence and has already served at least fifty STANDARD TENS wholly or partly within the same calendar year;

where the relevant premises user holds a personal licence and has already served at least ten LATE TENS wholly or partly within the same calendar year

where the relevant premises user does not hold a personal licence and has already served at least five STANDARD TENS wholly or partly within the same calendar year;

where the relevant premises user does not hold a personal licence and has already served at least two LATE TENS wholly or partly within the same calendar year;

if the length of time the STANDARD or LATE last exceeds 168 hours;

if at least twenty one STANDARD OR LATE TENS (in combination) have been served in respect of any part of the relevant premises in the same calendar year as the new TEN or LATE TEN application;

if the maximum aggregate duration of the periods covered by STANDARD and LATE TENS at any individual premises exceeds twenty six days in a calendar year; and

if the scale of the event in terms of the maximum number of people attending at any one time exceeds 499.

PAYMENTS

The total amount to pay is £21.00

Are these details correct? – Yes



South Derbyshire District Council

Temporary Event Notice Form

Case Reference Number - FS-Case-580862879

Name of Premises – Foresters Arms

EVENT START DATE

Event Start Date - *25/05/2024*

PERSONAL DETAILS OF PREMISES USER

Agent or Applicant - *Agent*

Name – *Barrie Stevenson*

Contact Phone Number – *07716826294*

Email Address - *licensing@stonegategroup.co.uk*

Address Details - *FORESTERS ARMS, HIGH STREET, SWADLINCOTE, DERBYSHIRE, DE11 8JA*

Previous Names –

Date of Birth –

Place of Birth –

National Insurance Number –

Do you wish to use a different address for correspondence? – *Yes*

Correspondence Address – *EI GROUP LTD, 3, MONKSPATH HALL ROAD, MONKSPATH, SOLIHULL, B90 4SJ*

PREMISES DETAILS

Name of Premises – *Foresters Arms*

Premises Address – *FORESTERS ARMS, HIGH STREET, SWADLINCOTE, DERBYSHIRE, DE11 8JA*

Please provide a detailed description of a location where you are to carry out the licensable activities if it has no address, (including the Ordnance Survey references) (Please read note 2):

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Within the usual licensed demise of the premises.

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below:

LAPRE/0051

Premises licence number or club premises certificate (if applicable):

LAPRE/0051

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3):

Within the usual licensed demise of the premises.

Please describe the nature of the premises below. (Please read note 4):

Public house

Please describe the nature of the event below. (Please read note 5):

Extended trading for late May Bank Holiday weekend.

LICENSABLE ACTIVITIES

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on) (Please read note 6):

The sale by retail of alcohol – *Yes*

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club – *No*

The provision of regulated entertainment – *Yes*

The provision of late night refreshment – *Yes*

Are you giving a late temporary event notice? – *No*

You have indicated that your event is more than 10 clear working days away (not including today, and the day of the event). Please confirm that this is correct –

How many days do you intend to use the premises for licensable activities? – *3*

Please state the dates on which you intend to use these premises for Licensable Activities (Maximum 7 Days)

25/05/2024 – 27/07/2024 Permission given to COS via email to amend to 27/05/2024

Please state the day and times during the event period that you propose to carry on licensable activities (please give times in a 24 hour format)

*25/05/2024 00:00-02:00, extending the trade that commences Friday into Saturday,
26/05/2024 00:00-02:00, extending the trade that commences Saturday into Sunday,
27/05/2024 23:00-02:00, extending the trade that commences Sunday into Monday,*

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Please state the maximum number of people at any one time that you intend to allow to be present

at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers – *200*

If the licensable activities will include the supply of alcohol, please state whether the supplies will be for the consumption on or off the premises, or both – *Both*

Will your event include entertainment of a relevant nature? – *No*

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment –

PERSONAL LICENCE HOLDER

Do you currently hold a valid personal licence – *Yes*

Date of Issue – *01/01/2020*

Issuing Licensing Authority – *North West Leicestershire Council*

Personal Licence Number – *NWL 11479*

Any further relevant details – *No start date, no longer required.*

PREVIOUS NOTICES

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice? – *Yes*

Please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in the same calendar year – *3*

Have you already given a temporary event notice for the same premises in which the event period:
a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? – *No*

ASSOCIATES

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? – *No*

Please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year –

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or

b) Begins 24 hours or less after the event period proposed in this notice? – *No*

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? – *No*

Please state the total number of temporary event notices (including the number of late temporary event notices, your business colleague(s) have given for events in the same calendar year. -

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or

b) Begins 24 hours or less after the event period proposed in this notice? *-No*

DECLARATION

Condition (Please read note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

Declarations (Please read note 19)

The information contained in this form is correct to the best of my knowledge and belief.

I understand that it is an offence:

(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and

(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.

I declare that the information contained in this form is correct to the best of my knowledge and belief. – *Yes*

Declaration Date – *26/01/2024*

Contact Phone Number – *01212725266*

Contact Email Address – *lucy.oldfield@stonegategroup.co.uk*

DATE CHANGES

TENs cannot be moved to cover another event day or another premises. If your event day or premises changes you will need to apply for a new TEN and paying the relevant fee of £21.00. You may cancel your TEN up to 24 hours before your planned event and the we will re-allocate the entitlement to the premises.

No refunds on the original TEN are available in these circumstances.

I accept that no refunds are given in relation to the above conditions – *I Accept*

WHAT HAPPENS NEXT

All correspondence in respect of this application will be made via email.

We will acknowledge receipt of your application within 2 working days of you submitting your application.

If you apply online, we are responsible for copying your STANDARD TEN or LATE TEN to the Chief Officer of Police and environmental health on the first working day after you have submitted a valid STANDARD or LATE TEN and paid the fee.

However, if you submit any part of your STANDARD TEN or LATE TEN in writing, this will not be treated as an online application and you will remain responsible for copying your STANDARD TEN or LATE TEN to the Chief Officer of Police and environmental health at the same time as the STANDARD TEN or LATE TEN is served on the licensing authority.

In such cases, your application will not be valid unless you do this in accordance with the Act and applicable Regulations.

If the Chief officer of Police and/ or environmental health wish to lodge an objection to the STANDARD TEN or LATE TEN they must do so within 3 working days of being served with a copy of the STANDARD TEN or LATE TEN and they must inform you and the Licensing Authority of their reasons for the objection. The police and / or environmental health may object to a STANDARD TEN or a LATE TEN if they consider any of the four licensing objectives of the Licensing Act 2003 would be undermined if the event were to be allowed to go ahead. You will then be served a counter notice by the licensing authority notifying you of the objections.

For a LATE TEN, where the police and/ or environmental health raise an objection, a counter notice will be served by the Licensing Authority at least 24 hours before the event is due to start, and the event will not be allowed to go ahead.

For a STANDARD TEN, the Licensing Authority will arrange for mediation in the first instance between yourselves, the police and/ or environmental health. As a result of mediation, the STANDARD TEN may be modified, and the licensing authority would then be informed. If mediation fails, a hearing will be held, where conditions may be attached to the STANDARD TEN by way of issuing a statement of conditions; or the event may not be authorised to proceed. Alternatively, the event may be permitted to proceed with no further conditions to be added.

The Local Authority will also serve a counter notice to STANDARD and LATE TENS in the following circumstances:

where the relevant premises user holds a personal licence and has already served at least fifty STANDARD TENS wholly or partly within the same calendar year;

where the relevant premises user holds a personal licence and has already served at least ten LATE TENS wholly or partly within the same calendar year

where the relevant premises user does not hold a personal licence and has already served at least five STANDARD TENS wholly or partly within the same calendar year;

where the relevant premises user does not hold a personal licence and has already served at least two LATE TENS wholly or partly within the same calendar year;

if the length of time the STANDARD or LATE last exceeds 168 hours;

if at least twenty one STANDARD OR LATE TENS (in combination) have been served in respect of any part of the relevant premises in the same calendar year as the new TEN or LATE TEN application;

if the maximum aggregate duration of the periods covered by STANDARD and LATE TENS at any individual premises exceeds twenty six days in a calendar year; and

if the scale of the event in terms of the maximum number of people attending at any one time exceeds 499.

PAYMENTS

The total amount to pay is £21.00

Are these details correct? – Yes



South Derbyshire District Council

Temporary Event Notice Form

Case Reference Number - FS-Case-580872949

Name of Premises – Foresters Arms

EVENT START DATE

Event Start Date - *24/08/2024*

PERSONAL DETAILS OF PREMISES USER

Agent or Applicant - *Agent*

Name – *Barrie Stevenson*

Contact Phone Number – *07716826294*

Email Address - *licensing@stonegategroup.co.uk*

Address Details - *FORESTERS ARMS, HIGH STREET, SWADLINCOTE, DERBYSHIRE, DE11 8JA*

Previous Names –

Date of Birth –

Place of Birth –

National Insurance Number –

Do you wish to use a different address for correspondence? – *Yes*

Correspondence Address – *EI GROUP LTD, 3, MONKSPATH HALL ROAD, MONKSPATH, SOLIHULL, B90 4SJ*

PREMISES DETAILS

Name of Premises – *Foresters Arms*

Premises Address – *FORESTERS ARMS, HIGH STREET, SWADLINCOTE, DERBYSHIRE, DE11 8JA*

Please provide a detailed description of a location where you are to carry out the licensable activities if it has no address, (including the Ordnance Survey references) (Please read note 2):

Page 30 of 51

Within the usual licensed demise of the premises.

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below:

LAPRE/0051

Premises licence number or club premises certificate (if applicable):

LAPRE/0051

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3):

Within the usual licensed demise of the premises.

Please describe the nature of the premises below. (Please read note 4):

Public house

Please describe the nature of the event below. (Please read note 5):

Extended trading for the August Bank Holiday weekend.

LICENSABLE ACTIVITIES

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on) (Please read note 6):

The sale by retail of alcohol – *Yes*

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club – *No*

The provision of regulated entertainment – *Yes*

The provision of late night refreshment – *Yes*

Are you giving a late temporary event notice? – *No*

You have indicated that your event is more than 10 clear working days away (not including today, and the day of the event). Please confirm that this is correct –

How many days do you intend to use the premises for licensable activities? – *3*

Please state the dates on which you intend to use these premises for Licensable Activities (Maximum 7 Days)

24/08/2024 – 26/08/2024

Please state the day and times during the event period that you propose to carry on licensable activities (please give times in a 24 hour format)

*24/08/2024 00:00-02:00, extending the trade that commences Friday into Saturday,
25/08/2024 00:00-02:00, extending the trade that commences Saturday into Sunday,
26/08/2024 23:00-02:00, extending the trade that commences Sunday into Monday,*

Please state the maximum number of people at any one time that you intend to allow to be present

at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers – *200*

If the licensable activities will include the supply of alcohol, please state whether the supplies will be for the consumption on or off the premises, or both – *Both*

Will your event include entertainment of a relevant nature? – *No*

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment –

PERSONAL LICENCE HOLDER

Do you currently hold a valid personal licence – *Yes*

Date of Issue – *01/01/2020*

Issuing Licensing Authority – *West North Leicestershire Council*

Personal Licence Number – *NWL11479*

Any further relevant details – *No start date, no longer required.*

PREVIOUS NOTICES

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice? – *Yes*

Please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in the same calendar year – *4*

Have you already given a temporary event notice for the same premises in which the event period:
a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? – *No*

ASSOCIATES

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? – *No*

Please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year –

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or

b) Begins 24 hours or less after the event period proposed in this notice? – *No*

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? – *No*

Please state the total number of temporary event notices (including the number of late temporary event notices, your business colleague(s) have given for events in the same calendar year. -

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or

b) Begins 24 hours or less after the event period proposed in this notice? *-No*

DECLARATION

Condition (Please read note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

Declarations (Please read note 19)

The information contained in this form is correct to the best of my knowledge and belief.

I understand that it is an offence:

(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and

(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.

I declare that the information contained in this form is correct to the best of my knowledge and belief. – *Yes*

Declaration Date – *26/01/2024*

Contact Phone Number – *01212725266*

Contact Email Address – *lucy.oldfield@stonegategroup.co.uk*

DATE CHANGES

TENs cannot be moved to cover another event day or another premises. If your event day or premises changes you will need to apply for a new TEN and paying the relevant fee of £21.00. You may cancel your TEN up to 24 hours before your planned event and the we will re-allocate the entitlement to the premises.

No refunds on the original TEN are available in these circumstances.

I accept that no refunds are given in relation to the above conditions – *Accept*

WHAT HAPPENS NEXT

All correspondence in respect of this application will be made via email.

We will acknowledge receipt of your application within 2 working days of you submitting your application.

If you apply online, we are responsible for copying your STANDARD TEN or LATE TEN to the Chief Officer of Police and environmental health on the first working day after you have submitted a valid STANDARD or LATE TEN and paid the fee.

However, if you submit any part of your STANDARD TEN or LATE TEN in writing, this will not be treated as an online application and you will remain responsible for copying your STANDARD TEN or LATE TEN to the Chief Officer of Police and environmental health at the same time as the STANDARD TEN or LATE TEN is served on the licensing authority.

In such cases, your application will not be valid unless you do this in accordance with the Act and applicable Regulations.

If the Chief officer of Police and/ or environmental health wish to lodge an objection to the STANDARD TEN or LATE TEN they must do so within 3 working days of being served with a copy of the STANDARD TEN or LATE TEN and they must inform you and the Licensing Authority of their reasons for the objection. The police and / or environmental health may object to a STANDARD TEN or a LATE TEN if they consider any of the four licensing objectives of the Licensing Act 2003 would be undermined if the event were to be allowed to go ahead. You will then be served a counter notice by the licensing authority notifying you of the objections.

For a LATE TEN, where the police and/ or environmental health raise an objection, a counter notice will be served by the Licensing Authority at least 24 hours before the event is due to start, and the event will not be allowed to go ahead.

For a STANDARD TEN, the Licensing Authority will arrange for mediation in the first instance between yourselves, the police and/ or environmental health. As a result of mediation, the STANDARD TEN may be modified, and the licensing authority would then be informed. If mediation fails, a hearing will be held, where conditions may be attached to the STANDARD TEN by way of issuing a statement of conditions; or the event may not be authorised to proceed. Alternatively, the event may be permitted to proceed with no further conditions to be added.

The Local Authority will also serve a counter notice to STANDARD and LATE TENS in the following circumstances:

where the relevant premises user holds a personal licence and has already served at least fifty STANDARD TENS wholly or partly within the same calendar year;

where the relevant premises user holds a personal licence and has already served at least ten LATE TENS wholly or partly within the same calendar year

where the relevant premises user does not hold a personal licence and has already served at least five STANDARD TENS wholly or partly within the same calendar year;

where the relevant premises user does not hold a personal licence and has already served at least two LATE TENS wholly or partly within the same calendar year;

if the length of time the STANDARD or LATE last exceeds 168 hours;

if at least twenty one STANDARD OR LATE TENS (in combination) have been served in respect of any part of the relevant premises in the same calendar year as the new TEN or LATE TEN application;

if the maximum aggregate duration of the periods covered by STANDARD and LATE TENS at any individual premises exceeds twenty six days in a calendar year; and

if the scale of the event in terms of the maximum number of people attending at any one time exceeds 499.

PAYMENTS

The total amount to pay is £21.00

Are these details correct? – Yes

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority (please delete as applicable):

Police

Your Name	Steve PHILLIPS
Job Title	Police Licensing Enforcement Officer 2815
Postal and email address	South Derbyshire Licensing Unit, South Divisional Headquarters, Prime Park Way, Derby DE1 3AB
Contact telephone number	07860825277/ 101 ext 14259

Name of the premises you are making a representation about	THE FORESTERS ARMS (LAPRE/0051) PID 2270
Address of the premises you are making a representation about	67 High Street, Swadlincote, Derbyshire, DE118JA.

Which of the four licensing objectives does your representation relate to?		Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
To prevent crime and disorder	Yes	<p>This is a Temporary Event Notice requested for a very busy Licenced Premises integral to the local night-time economy of Swadlincote town centre.</p> <p>Over the past months there have been violent incidents at this premises and as such any TEN submitted will require the premises licence conditions adding so that we can be assured the licensing objectives can be worked to and the safety of customers and staff ensured.</p> <p>Extension to trading for the weekend around St Patricks Day 16/03/2024 00:00-02:00, extending the trade that commences Friday into Saturday. 17/03/2024 00:00-02:00, extending the trade that commences Saturday into Sunday.</p> <p>Extended trading over Easter weekend. 30/03/2024 00:00-02:00, extending trade that commences Friday into Saturday, 31/03/2024 00:00-02:00, extending trade that commences Saturday into Sunday, 01/04/2024 23:00-02:00, extending trade that commences Sunday into Monday,</p> <p>Applicants has previously made the below comment on the application understanding that conditions will be required for this TEN, however I don't see that on either of these applications .</p> <p>"Adhering to usual licensing conditions during TENS hours with door security and extra team on and challenge 25 in place".</p> <p style="text-align: right; color: blue;">Page 36 of 51</p>

Public safety	Yes	As above
To prevent public nuisance	Yes	As above
To protect children from harm	Yes	As above

<p>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing and Appeals Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.</p>	<ol style="list-style-type: none"> 1. Full training shall be provided to all staff on commencement of employment relating to all age restricted products sold and any system or procedures they are expected to follow in the course of dealing with these goods. <ol style="list-style-type: none"> a. Refresher training shall be provided at regular intervals – at least every 6 months. b. Records detailing the training provided shall be kept on the premises for production upon request of a Police Officer or other authorised person. c. All records must be written and shall be retained on the premise for a minimum of 12 months. 2. A challenge 25 Proof of age scheme shall be operated at all times. <ol style="list-style-type: none"> a. Anyone attempting to purchase alcohol (or other age restricted product) that appears under the age of 25 years shall be asked to produce a proof of age. b. The only acceptable forms of identification shall be: <ul style="list-style-type: none"> • PASS – accreditation proof of age card. • Photo Driving Licence. • Current Passport. c. Clear, prominent and unobstructed signage informing customers of the proof of age scheme in operation, shall be displayed within the premises. d. A system of recording sales refused under the proof of age scheme shall be operated at all times. e. The refusal book/log shall be kept on the premises for production upon request of a Police Officer or other authorised person as detailed within Section 13 of the Licensing Act 2003. f. The records relating to the refusal book/log shall be retained on the premises for a minimum of 12 months. 3. The DPS shall ensure that a written incident log is maintained within the premises and details of all incidents
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are recorded within the log. This log shall be kept on the premises for a period of not less than 12 months and shall be produced upon request of a Police Officer or other authorised person.

4. The DPS shall ensure that a written Refusals log is maintained within the premises and details of all challenges and refusals are recorded within the log. This log shall be kept on the premises for a period of not less than 12 months and shall be produced upon request of a Police Officer or other authorised person.

5. The Premises Licence Holder or nominated person shall ensure that clear, prominent and legible notices are displayed internally at all exits, requesting customers and other users to leave the premises and the area local to the premises, quietly and in an orderly manner respecting the needs of local residents.

6. A CCTV system shall be installed at all times and the recording system must be maintained in good working order and any faults repaired as soon as possible. (It is recommended that all maintenance paperwork be kept to show that the retailer has shown all due diligence in maintaining the system).

a. The CCTV recording system must be operating at all times when the premises are open for licensable activities.

b. All CCTV recordings must be retained for a minimum of 28 days. These images must be available for viewing at any reasonable time upon request of a Police Officer or other authorised person as detailed within Section 13 of the Licensing Act 2003.

c. The Premises License Holder, Designated Premises Supervisor or person in charge of the premises must be able to retrieve and copy any recording/images at the time of asking or within 48 hours if so required. (The police will not meet the cost for a recording or materials used for a reproduction of the image in respect of any crime and disorder; all costs are to be met by the owner of the system. If the incident was unrelated to the premises, the retrieval, if a cost incurred, would be met between the agencies requiring the image).

d. The CCTV recording unit is to be kept secure, to be opened only by the Premises Licence holder, Designated Premises Supervisor, or authorised, designated member of staff.

e. Installed CCTV cameras are to be positioned so as to ensure that all parts of the premises to which the public has access are sufficiently covered (save for any toilet areas).

f. All cameras installed will be of a standard that will offer optimum image quality in low light.

g. All digital recordings to be made in real time (time lapse not to be used).

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| | <p>7. No customer shall be allowed to remove any alcoholic or other drinks from the licensed area of the premises in an open container (e.g. glasses and open bottles) unless to an external area set aside for consumption indicated on a plan.</p> <p>8. Anyone under the age of 16 must be off the Premises by 20.00hrs. Unless at a pre-arranged function.</p> |
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Signed: S D PHILLIPS

Date: 29th of January 2024

Please return this form along with any additional sheets to the Licensing Section, South Derbyshire District Council, Council Offices, Civic Way, Swadlincote, Derbyshire, DE11 0AH or email to licensing@south-derbys.gov.uk. This form must be returned within the Statutory Period. For more details please check with the Licensing Office on 01283 595 716/724/890

SOUTH DERBYSHIRE DISTRICT COUNCIL
Licensing Act 2003

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority (please delete as applicable):

Police

Your Name	Steve PHILLIPS
Job Title	Police Licensing Enforcement Officer 2815
Postal and email address	South Derbyshire Licensing Unit, South Divisional Headquarters, Prime Park Way, Derby DE1 3AB
Contact telephone number	07860825277/ 101 ext 14259

Name of the premises you are making a representation about	THE FORESTERS ARMS (LAPRE/0051) PID 2270
Address of the premises you are making a representation about	67 High Street, Swadlincote, Derbyshire, DE118JA.

Which of the four licensing objectives does your representation relate to?		Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
To prevent crime and disorder	Yes	<p>This is a series of three Temporary Event Notices requested for a very busy Licenced Premises integral to the local night-time economy of Swadlincote town centre.</p> <p>Over the past months there have been violent incidents at this premises and as such any TEN submitted will require the premises licence conditions adding so that we can be assured the licensing objectives can be worked to and the safety of customers and staff ensured. Please see below for the requested dates and times</p> <p>Extended May Day Bank Holiday weekend</p> <p>04/05/2024 00:00-02:00, Friday into Saturday, 05/05/2024 00:00-02:00, Saturday into Sunday, 06/05/2024 23:00-02:00, Sunday into Monday,</p> <p>Extended trading for late May Bank Holiday weekend</p> <p>25/05/2024 00:00-02:00, Friday into Saturday, 26/05/2024 00:00-02:00, Saturday into Sunday, 27/05/2024 23:00-02:00, Sunday into Monday,</p> <p>Extended trading for August Bank Holiday weekend</p> <p>24/08/2024 00:00-02:00, Friday into Saturday, 25/08/2024 00:00-02:00, Saturday into Sunday, 26/08/2024 23:00-02:00, Sunday into Monday,</p> <p>Applicants has previously made the below comment on the application understanding that conditions will be required for this TEN, however I don't see that on either of these applications.</p> <p>"Adhering to usual licensing conditions during TENS hours with door security and extra team on and challenge 25 in place .</p>

Public safety	Yes	As above
To prevent public nuisance	Yes	As above
To protect children from harm	Yes	As above

<p>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing and Appeals Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.</p>	<p>1. Full training shall be provided to all staff on commencement of employment relating to all age restricted products sold and any system or procedures they are expected to follow in the course of dealing with these goods.</p> <p>a. Refresher training shall be provided at regular intervals – at least every 6 months.</p> <p>b. Records detailing the training provided shall be kept on the premises for production upon request of a Police Officer or other authorised person.</p> <p>c. All records must be written and shall be retained on the premise for a minimum of 12 months.</p> <p>2. A challenge 25 Proof of age scheme shall be operated at all times.</p> <p>a. Anyone attempting to purchase alcohol (or other age restricted product) that appears under the age of 25 years shall be asked to produce a proof of age.</p> <p>b. The only acceptable forms of identification shall be:</p> <ul style="list-style-type: none"> • PASS – accreditation proof of age card. • Photo Driving Licence. • Current Passport. <p>c. Clear, prominent and unobstructed signage informing customers of the proof of age scheme in operation, shall be displayed within the premises.</p> <p>d. A system of recording sales refused under the proof of age scheme shall be operated at all times.</p> <p>e. The refusal book/log shall be kept on the premises for production upon request of a Police Officer or other authorised person as detailed within Section 13 of the Licensing Act 2003.</p> <p>f. The records relating to the refusal book/log shall be retained on the premises for a minimum of 12 months.</p>
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3. The DPS shall ensure that a written incident log is maintained within the premises and details of all incidents are recorded within the log. This log shall be kept on the premises for a period of not less than 12 months and shall be produced upon request of a Police Officer or other authorised person.

4. The DPS shall ensure that a written Refusals log is maintained within the premises and details of all challenges and refusals are recorded within the log. This log shall be kept on the premises for a period of not less than 12 months and shall be produced upon request of a Police Officer or other authorised person.

5. The Premises Licence Holder or nominated person shall ensure that clear, prominent and legible notices are displayed internally at all exits, requesting customers and other users to leave the premises and the area local to the premises, quietly and in an orderly manner respecting the needs of local residents.

6. A CCTV system shall be installed at all times and the recording system must be maintained in good working order and any faults repaired as soon as possible. (It is recommended that all maintenance paperwork be kept to show that the retailer has shown all due diligence in maintaining the system).

a. The CCTV recording system must be operating at all times when the premises are open for licensable activities.

b. All CCTV recordings must be retained for a minimum of 28 days. These images must be available for viewing at any reasonable time upon request of a Police Officer or other authorised person as detailed within Section 13 of the Licensing Act 2003.

c. The Premises License Holder, Designated Premises Supervisor or person in charge of the premises must be able to retrieve and copy any recording/images at the time of asking or within 48 hours if so required. (The police will not meet the cost for a recording or materials used for a reproduction of the image in respect of any crime and disorder; all costs are to be met by the owner of the system. If the incident was unrelated to the premises, the retrieval, if a cost incurred, would be met between the agencies requiring the image).

d. The CCTV recording unit is to be kept secure, to be opened only by the Premises Licence holder, Designated Premises Supervisor, or authorised, designated member of staff.

e. Installed CCTV cameras are to be positioned so as to ensure that all parts of the premises to which the public has access are sufficiently covered (save for any toilet areas).

f. All cameras installed will be of a standard that will offer optimum image quality in low light.

g. All digital recordings to be made in real time (time lapse not to be used).

7. No customer shall be allowed to remove any alcoholic or other drinks from the licensed area of the premises in an open container (e.g. glasses and open bottles) unless to an external area set aside for consumption indicated on a plan.

8. Anyone under the age of 16 must be off the Premises by 20.00hrs. Unless at a pre-arranged function.

Signed: S D PHILLIPS

Date: 30th of January 2024

Please return this form along with any additional sheets to the Licensing Section, South Derbyshire District Council, Council Offices, Civic Way, Swadlincote, Derbyshire, DE11 0AH or email to licensing@south-derbys.gov.uk. This form must be returned within the Statutory Period. For more details please check with the Licensing Office on 01283 595 716/724/890

Premises Licence

Part A

Premises Licence Number **LAPRE/0051**

Part 1 – Premises Details

Postal Address of premises, or if none ordnance survey map reference of description

**The Foresters Arms
67 High Street
Swadlincote
Derbyshire
DE11 8JA**

Telephone Number

Where the Licence is time limited the dates

Licensable Activities authorised by the licence
Sale by retail of alcohol for consumption on and off the premises

The times the licence authorises the carrying out of licensable activities

Sunday – Thursday: 10.00hrs – 23.00hrs

Friday & Saturday: 10.00hrs – 00.00hrs

**Christmas Day: 12.00hrs – 15.00hrs
19.00hrs – 22.30hrs**

From the end of permitted hours on New Year's Eve to the start of permitted hours New Year's Day.

The opening hours of the premises

Sunday – Thursday: 10.00hrs – 23.30hrs

Friday & Saturday: 10.00hrs – 00.30hrs

**Christmas Day: 12.00hrs – 15.20hrs
19.00hrs – 22.50hrs**

From the end of permitted hours on New Year's Eve to the start of permitted hours New Year's Day.

Where the licence authorises supplies of alcohol whether there are on and or off supplies
Sale by retail of alcohol for consumption on and off the premises

Date Issued: 13/10/2005

Date Last Amended: 08/08/2022

Part 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

**The Craft Union Pub Company Limited
3 Monkspath Hall Road
Solihull
West Midlands
B90 4SJ**

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

09429990

Name address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

**Barrie Stevenson
Foresters Arms
67 High Street
Swadlincote
Derbyshire
DE11 8JA**

Personal licence number and Issuing Authority of personal licence held by designated premises supervisor where the premises authorises for the supply of alcohol

Reference: **NWL11479** Issued by: **North West Leicestershire Council**

Annex 1 – Mandatory Conditions

1. No supply of alcohol may be made under the premises licence:

(a) At a time when there is no designated premises supervisor in respect of the premises licence or

(b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—

(a) Games or other activities which require or encourage, or are designed to require or encourage, individuals to—

(i) Drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or.

(ii) Drink as much alcohol as possible (whether within a time limit or otherwise);.

(b) Provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;.

(c) Provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;.

(d) Selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;.

(e) Dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

5. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

(a) A holographic mark, or.

(b) An ultraviolet feature.

6. The responsible person must 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;.

(b) These measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and.

(c) Where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

7. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

8. For the purposes of the condition set out in paragraph 1—

(a) "Duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(6);

(b) "Permitted price" is the price found by applying the formula—
 $P = D + (D \times V)$

Where—

(i) P is the permitted price,

(i) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "Relevant person" means, in relation to premises in respect of which there is in force a premises licence—

(i) The holder of the premises licence,

(ii) The designated premises supervisor (if any) in respect of such a licence, or

(iii) The personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "Relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "Value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994(7).

9. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

10. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions consistent with operating schedule

1. Full training shall be provided to all staff on commencement of employment relating to all age restricted products sold and any system or procedures they are expected to follow in the course of dealing with these goods.
 - a. Refresher training shall be provided at regular intervals – at least every 6 months.
 - b. Records detailing the training provided shall be kept on the premises for production upon request of a Police Officer or other authorised person.

- c. All records must be written and shall be retained on the premise for a minimum of 12 months.
2. A challenge 25 Proof of age scheme shall be operated at all times.
 - a. Anyone attempting to purchase alcohol (or other age restricted product) that appears under the age of 25 years shall be asked to produce a proof of age.
 - b. The only acceptable forms of identification shall be:
 - PASS – accreditation proof of age card.
 - Photo Driving Licence.
 - Current Passport.
 - c. Clear, prominent and unobstructed signage informing customers of the proof of age scheme in operation, shall be displayed within the premises.
 - d. A system of recording sales refused under the proof of age scheme shall be operated at all times.
 - e. The refusal book/log shall be kept on the premises for production upon request of a Police Officer or other authorised person as detailed within Section 13 of the Licensing Act 2003.
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 - f. All cameras installed will be of a standard that will offer optimum image quality in low light.
 - g. All digital recordings to be made in real time (time lapse not to be used).
7. No customer shall be allowed to remove any alcoholic or other drinks from the licensed area of the premises in an open container (e.g. glasses and open bottles) unless to an external area set aside for consumption indicated on a plan.
8. Anyone under the age of 16 must be off the Premises by 20.00hrs. Unless at a pre-arranged function.

Annex 3 – Conditions attached after Hearing

Annex 4 – Plans

the foresters arms @ swadlincote

