

5 June 2017

Your contact is: Amy Bryan & Peter Driver - Committee Services

NOTICE OF MEETING - LICENSING APPLICATIONS SUB-COMMITTEE 1 - TUESDAY 13 JUNE 2017

A meeting of Licensing Applications Sub-Committee 1 will be held on Tuesday 13 June 2017 at 5.00pm in the Council Chamber, Civic Offices, Bridge Street, Reading.

The agenda for the meeting is set out below.

WARDS AFFECTED PAGE NO

1. DECLARATIONS OF INTEREST
 - (a) Councillors to declare any disclosable pecuniary interests they may have in relation to the items for consideration;
 - (b) Councillors to declare whether they wish to speak on the grounds they:
 - (i) Have submitted a relevant representation as an interested party; or
 - (ii) Will be speaking on behalf of an interested party.

2. MINUTES OF THE MEETING OF LICENSING APPLICATIONS SUB-COMMITTEE 2 HELD ON 26 JANUARY 2017 AND LICENSING APPLICATIONS SUB-COMMITTEE 1 ON 7 FEBRUARY 2017 1

To confirm the Minutes of the meetings of Licensing Applications Sub-Committee 2 held on 26 January 2017 and Licensing Applications Sub-Committee 1 held on 7 February 2017 as correct records.

3. APPLICATION FOR THE VARIATION OF A PREMISES LICENCE - THE VICTORIA PUBLIC HOUSE, NORCOT ROAD, TILEHURST, READING KENTWOOD 8

To consider an application for the variation of a Premises Licence in respect of the Victoria Public House, 1 Norcot Road, Tilehurst, Reading.

Present: Councillors Livingston (Chair) and Vickers.

20. APPLICATION FOR THE REVIEW OF A PREMISES LICENCE - READIPOP FESTIVAL, CHRISTCHURCH MEADOWS, CAVERSHAM, READING

The Head of Planning, Development and Regulatory Services submitted a report on an application by Reading Borough Council Environmental Protection and Nuisance Team for a review of the premises licence in respect of Readipop Festival, Christchurch Meadow, Caversham, Reading.

The report stated that the Reading Borough Council Environmental and Nuisance Team had submitted the review of the Premises Licence, outlining ten complaints that had been received from residents regarding noise from music being played at the event as well as noise from the fairground. The report also stated that a number of conditions contained on the premises licence were also breached and that there was a general lack of understanding of how to comply with these conditions.

The application sought for conditions on the premises licence to be amended and for new conditions to be applied and further, pursuant to section 177A Licensing Act 2003 the disapplication of conditions relating to noise attached to the premises licence.

A copy of the review application was attached to the report at Appendix RF-1.

The report stated that three representations had been received from local residents, which were attached to the report at Appendix RF-2a, RF-2b and RF-2c.

A plan showing the location of the premises and surrounding streets was attached to the report at Appendix RF-3.

Further to the report, the Event Application Form and a response to the review from the Premises Licence Holder had been circulated.

The report stated that the Premises Licence Holder was Readipop Limited and the Designated Premises Supervisor was Mr Mark Copley. The current Premises Licence, a copy of which was attached to the report at Appendix RF-4, permitted the following:

Hours for the Performance of Plays, Exhibition of Films, Indoor Sports, Performance of Live Music, Playing of Recorded Music, Performance of Dance, Sale of Alcohol and

Friday and Saturday	1100 hours until 2300 hours
Sunday	1100 hours until 2100 hours

Hours the Premises is Open to the Public

Friday and Saturday	1000 hours until 2330 hours
Sunday	1000 hours until 2130 hours

The premises licence was limited to one event per year which was to be notified to the Licensing Authority 28 days before the event started.

The premises still benefited from the exemption to play live music between 0800 hours and 2300 hours as per the provisions in the Live Music Act 2012 and the exemption for noise conditions stated at Section 177A of the Licensing Act 2003.

The report stated that in determining the application the Licensing Authority had a duty to carry out its functions with a view to promoting the four licensing objectives, as follows:

- The prevention of crime and disorder
- public safety
- The prevention of public nuisance
- The protection of children from harm

The report stated further that in determining the application the Licensing Authority must also have regard to the representations received, the Licensing Authority's statement of licensing policy and any relevant section of the statutory guidance to licensing authorities. Further, in determining the application the Licensing Authority could take such of the following steps as it considered appropriate and proportionate for the promotion of the licensing objectives:

- Take no further action
- To issue formal warnings to the premises supervisor and/or premises licence holder
- Modify the conditions of the licence (including, but not limited to hours of operation of licensable activities)
- Exclude a licensable activity from the scope of the licence
- Remove the designated premises licence supervisor
- Suspend the licence for a period not exceeding three months
- Revoke the licence

(Where the Sub-Committee took a step mentioned in the third and fourth bullet points above it may provide that the modification or exclusion was to have effect for a period not exceeding three months or permanently.)

The report set out paragraph 2.14 of the Secretary of State's Guidance, Section 182 of the Licensing Act 2003 (March 2015), which stated that the Act enabled licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It was therefore important that, in considering the promotion of the licensing objective of preventing public nuisance, licensing authorities and responsible authorities focused on the effect of the licensable activities at the specific premises on persons living and working in the area around the premises which might be disproportionate and unreasonable.

The report also set out paragraphs 1.5, 1.10, 11.18, 11.20, 15.36, 15.55, 15.56 of the Secretary of State's Guidance, Section 182 of the Licensing Act 2003 (March 2015) and paragraphs 10.5.1, 11.11.2 and 11.11.3 of the Council's Statement of Licensing Policy.

Mr Gavin Lombos, Readipop was present at the meeting and addressed the Sub-Committee and was represented by Mr William Donne, Licensing Consultant, who also addressed the Sub-Committee.

Rebecca Moon and Catherine Lewis, Reading Borough Council Environmental Protection and Nuisance Team, were present at the meeting and addressed the Sub-Committee on the application.

LICENSING APPLICATIONS SUB-COMMITTEE 2 MINUTES - 26 JANUARY 2017

Mr Alan Godfrey, Mrs Lin Godfrey and Mr James McMaster, local residents who had each submitted a valid representation, were present at the meeting and addressed the Sub-Committee.

Resolved -

That having reviewed the Premises Licence in respect of Readipop Festival, and having had regard to the licensing objectives and the oral and written representations made, the Secretary of State's guidance, in particular paragraphs 1.5, 2.14, 11.10, 11.18, 11.20, 15.36, 15.55 and 15.56, and the Council's Statement of Licensing Policy, in particular paragraphs 10.5.1, 11.11.2 and 11.11.3, the Sub-Committee concluded that it would be appropriate and proportionate for the premises licence to remain in force but for new conditions to be added and for some current conditions to be amended.

That the following current conditions be amended and attached to the licence as follows:

- (a) Current condition 1 be amended to - The control limits set at the mixer position shall be adequate to ensure that the music noise level shall not at any noise sensitive premises exceed 65 dBA over a 15 minute period throughout the duration of the licensable activities involving music. If there are more than 3 such licensable activities during the year, a lower limit of 62 dBA shall be in place;
- (b) Current condition 8 be amended to - In advance of licensable activities involving music, such activities shall be notified to local residents via written notice which shall include a contact name and telephone number via which complaints about noise can be made on the day of the event. During operating hours, the licensee or nominated representative shall be available to receive and respond to nuisance related complaints. The contents of the notice and the area to be covered shall be agreed with the Reading Borough Council Environmental Protection and Nuisance Team prior to the notice being delivered to residents.

That the following new conditions be attached to the licence as follows:

- (c) Prior to each year's licensable activities involving music, the licensee shall carry out a noise nuisance risk assessment as part of the selection of acts and music genres. This risk assessment shall take into account the low frequency content of the music and other factors likely to cause annoyance, the timing, the duration and the programming of each act. The risk assessment shall be submitted to Reading Borough Council's Environmental Protection and Nuisance Team for approval at least four weeks prior to the start of the licensable activities involving music, which shall not take place without the approval being in place;
- (d) No activity involving funfair rides shall be permitted within the western side of the Christchurch meadows area;
- (e) The funfair shall only operate during the permitted hours of the licence;

LICENSING APPLICATIONS SUB-COMMITTEE 2 MINUTES - 26 JANUARY 2017

- (f) The festival shall employ a noise management consultant suitably qualified to a standard recognised by the Institute of Acoustics to monitor and report on noise levels and liaise with Reading Borough Council as required in the preparation and during the performance of the licensable activities involving music;

That Section 177A of the Licensing Act 2003 did not apply to conditions 1 to 10 on the current premises licence or to the amended and newly imposed conditions;

The Sub-Committee's reasons were due to the number of complaints received from residents regarding noise nuisance during 2016 and the assurances from the Premises Licence Holder that there would be no more drum and bass music and that the funfair would not take place except within the licensed area and would be limited to children's' rides.

(The meeting started at 9.30am and finished at 12.48pm)

LICENSING APPLICATIONS SUB-COMMITTEE 1 MINUTES - 7 FEBRUARY 2017

Present: Councillors Woodward (Chair) and Livingston.

21. MINUTES

The Minutes of the meeting of Licensing Applications Sub-Committee 2 held on 12 January 2017 were confirmed as a correct record and signed by the Chair.

22. APPLICATION FOR GRANT OF A PREMISES LICENCE - SPRINKLES GELATO, LONDON ROAD, READING

The Head of Planning, Development and Regulatory Services submitted a report on an application by AM Estates Limited for the grant of a Premises Licence in respect of Sprinkles Gelato, 120 London Road, Reading.

The application was requesting a premises licence which would permit the following licensable activities:

Recorded Music

Monday to Sunday 0800 hours until 0000 hours

Late Night Refreshment

Monday to Sunday 2300 hours until 0000 hours

Hours Open to the Public

Monday to Sunday 0800 hours until 0000 hours

A copy of the application form was attached to the report at Appendix RF-1.

A representation against the application had been received from a resident and was attached to the report at Appendix RF-2.

The report stated that in considering representations received, the Licensing Authority had a duty to carry out its functions with a view to promoting the four licensing objectives, as follows:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

The report also stated that paragraph 11.4.1 of the Council's Statement of Licensing Policy, regarding licensing hours for Licensed Premises in Residential Areas, stated that in general the Authority would deal with the issue of licensing hours on the individual merits of each application, but that when issuing a licence, stricter conditions were likely to be imposed with regard to noise control in the case of premises that were situated in largely residential areas. In general, public houses located in and catering for residential areas wishing to open beyond 11pm would need to demonstrate clearly that public nuisance would not result from later operation.

The report also stated that the Licensing Act 2003 Section 18 (6) stated that any relevant representation should be considered in the context of the likely effect of the grant of the

LICENSING APPLICATIONS SUB-COMMITTEE 1 MINUTES - 7 FEBRUARY 2017

premises licence on the promotion of the licensing objectives. Therefore, in the context of the grant of a licence, it was reasonable for the Licensing Authority to base its decision on an application on what the likely effects of granting a licence would have on the promotion of the licensing objectives. The report also set out paragraphs 1.5, 2.14 and 8.33 to 8.39 of the Amended Guidance issued under Section 182 of the Licensing Act 2003 March 2015.

Mr Rashidul Islam, solicitor, and Mr Mohammed Ilyas, both of Sprinkles Gelato, were present and addressed the Sub-Committee on the application.

Resolved -

- (1) That, in order to promote the four licensing objectives, and having regard to the oral and written representations made, the Secretary of State's guidance and the section 11.4 and 11.4.1 of the Council's Statement of Licensing Policy, the application in respect of Sprinkles Gelato, London Road, be granted because the Sub-Committee did not consider that granting the application would have an adverse effect on the licensing objectives, in particular the prevention of public nuisance, as follows:

Recorded Music

Monday to Sunday 0800 hours until 0000 hours

Late Night Refreshment

Monday to Sunday 2300 hours until 0000 hours

Hours Open to the Public

Monday to Sunday 0800 hours until 0000 hours

- (2) That the following conditions be attached to the licence:
 - (a) Clearly legible and suitable notices shall be displayed at all exits requesting customers to respect the needs of local residents and to leave the premises and area quietly. After 23.00hrs staff shall be available to ensure that customers disperse quietly;
 - (b) No music or speech shall be relayed via external speakers, other than for events with the prior approval of the licensing authority;
 - (c) Staff, contractors and associated persons must be given adequate training to prevent them causing unnecessary noise when they leave the premises and prominent, clear notices displayed at all points where staff leave the building must instruct them to respect the needs of local residents and leave the premises and the area quietly;
 - (d) During operating hours, the licensee or a nominated representative shall be available to receive and respond to nuisance-related complaints. A contact number shall be readily available to residents upon request;
 - (e) An incident book/register shall be maintained to record all incidents of crime and disorder occurring at the premises. Details of occasions

LICENSING APPLICATIONS SUB-COMMITTEE 1 MINUTES - 7 FEBRUARY 2017

when the police are called to the premises shall be recorded. This book/register shall be made available for inspection when requested by a Police Officer or an authorised officer of Reading Borough Council at any time during the event;

- (f) The Premise Licence Holder shall ensure the premises has a digitally recorded CCTV system and that the cameras shall continually record whilst the premises are open to the public and recordings shall be kept for a minimum of 31 days with time and date stamping. Data recordings shall be made available without undue delay and no later than 24 hours from initial request to an authorised officer of Reading Borough Council or Thames Valley Police, together with facilities for viewing upon request. Recorded images shall be of such a quality as to be able to identify the recorded person.

(The meeting started at 5.00pm and finished at 5.45pm)

LICENSING ACT 2003 HEARING TUESDAY 13th JUNE 2017 @ 1700HRS
(5PM)

APPLICATION FOR THE VARIATION OF A PREMISES LICENCE

1. Premises:
The Victoria Public House 1 Norcot Road Tilehurst Reading RG30 6BP
2. Applicant:
Punch Taverns PLC
3. <u>Premises Licence:</u>
There is currently a premises licence in force at the premises which permits the following times and licensable activities:
Live Music (Monday to Saturday from 1100hrs until midnight) (Sunday from 1200hrs until 2330hrs)
Recorded Music (Monday to Thursday from 1100hrs to 2300hrs) (Friday and Saturday from 1100hrs until 2330hrs) (Sunday from 1200hrs until 2230hrs)
Performance of Dance (Monday to Saturday from 1100hrs until midnight) (Sunday from 1200hrs until 2330hrs)
Sale of Alcohol (Monday to Thursday from 1100hrs to 2300hrs) (Friday and Saturday from 1100hrs until 2330hrs) (Sunday from 1200hrs until 2230hrs)
4. Proposed licensable activities and hours:
The application is for the variation of a premises licence to permit the following licensable activities and timings:
To extend all licensable activities (as listed above) to be permitted from 1100hrs until 0100hrs the following morning on every day of the week with a closing time of 0130hrs.
To permit the premises to sell alcohol from the terminal hour on New Years Eve right through until the opening hours of New Years Day and to remove the non standard timings stated on the premises licence (Bank Holidays/Christmas Eve, etc)

5. Temporary Event Notices

In considering any application the Licensing Authority should be aware of the possible use of Temporary Event Notices to extend entertainment activities, the sale of alcohol or hours of operation. A premises may extend the hours or scope of their operation by the use of Temporary Event Notices. Up to 15 events per year can be held under this provision at a particular premises. These events may last for up to 168 hours provided less than 500 people are accommodated and provided the total number of days used for these events does not exceed 21 per year.

6. Date of receipt of application: 30th March 2017

A copy of the application form and current licence is attached at Appendix RF-1

7. Date of closure of period for representations: 27th April 2017

8. Representations received:

During the 28 day consultation process for the application, representations were received from:

Reading Borough Council Environmental Protection and Nuisance team
(attached at Appendix RF-2a)

Reading Borough Council Licensing Team (attached at Appendix RF-2b)

Thames Valley Police (attached at Appendix RF-2c)

9. Licensing Objectives and Reading Borough Council's Licensing Policy Statement

In considering representations received the Licensing Authority has a duty to carry out its functions with a view to promoting the four licensing objectives, which are as follows:

- the prevention of crime and disorder;
- public safety
- the prevention of public nuisance
- the protection of children from harm

Any conditions that are placed on a premises licence should be appropriate and proportionate with a view to promoting the licensing objectives. The Licensing Authority can amend, alter or refuse an application should it be deemed appropriate for the promotion of the licensing objectives.

The Council's licensing policy also places an onus on applicant's who wish to open past 11pm to demonstrate how they will mitigate the issues of crime and disorder and potential public nuisance.

Amended Guidance issued under section 182 of the Licensing Act 2003
April 2017

Licensing Objectives and Aims:

- 1.5 (However) the legislation also supports a number of other key aims and purposes. These are vitally important and should be principal aims for everyone involved in licensing work.

They include:

protecting the public and local residents from crime, anti-social behaviour and noise nuisance caused by irresponsible licensed premises;

Public nuisance:

- 2.15 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.
- 2.16 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.
- 2.19 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.

Steps to promote the licensing objectives:

8.38 In completing an operating schedule, applicants are expected to have regard to the statement of licensing policy for their area. They must also be aware of the expectations of the licensing authority and the responsible authorities as to the steps that are appropriate for the promotion of the licensing objectives, and to demonstrate knowledge of their local area when describing the steps they propose to take to promote the licensing objectives. Licensing authorities and responsible authorities are expected to publish information about what is meant by the promotion of the licensing objectives and to ensure that applicants can readily access advice about these matters. However, applicants are also expected to undertake their own enquiries about the area in which the premises are situated to inform the content of the application.

8.39 Applicants are, in particular, expected to obtain sufficient information to enable them to demonstrate, when setting out the steps they propose to take to promote the licensing objectives, that they understand:

- the layout of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children may congregate;
- any risk posed to the local area by the applicants' proposed licensable activities; and
- any local initiatives (for example, local crime reduction initiatives or voluntary schemes including local taxi-marshalling schemes, street pastors and other schemes) which may help to mitigate potential risks.

8.40 Applicants are expected to include positive proposals in their application on how they will manage any potential risks. Where specific policies apply in the area (for example, a cumulative impact policy), applicants are also expected to demonstrate an understanding of how the policy impacts on their application; any measures they will take to mitigate the impact; and why they consider the application should be an exception to the policy.

8.41 It is expected that enquiries about the locality will assist applicants when determining the steps that are appropriate for the promotion of the licensing objectives. For example, premises with close proximity to residential premises should consider what effect this will have on their smoking, noise management and dispersal policies to ensure the promotion of the public nuisance objective. Applicants must consider all factors which may be relevant to the promotion of the licensing objectives, and where there are no known concerns,

acknowledge this in their application.

8.42 The majority of information which applicants will require should be available in the licensing policy statement in the area. Other publicly available sources which may be of use to applicants include:

- the Crime Mapping website;
- Neighbourhood Statistics websites;
- websites or publications by local responsible authorities;
- websites or publications by local voluntary schemes and initiatives; and
- on-line mapping tools.

8.43 While applicants are not required to seek the views of responsible authorities before formally submitting their application, they may find them to be a useful source of expert advice on local issues that should be taken into consideration when making an application. Licensing authorities may wish to encourage co-operation between applicants, responsible authorities and, where relevant, local residents and businesses before applications are submitted in order to minimise the scope for disputes to arise.

8.44 Applicants are expected to provide licensing authorities with sufficient information in this section to determine the extent to which their proposed steps are appropriate to promote the licensing objectives in the local area. Applications must not be based on providing a set of standard conditions to promote the licensing objectives and applicants are expected to make it clear why the steps they are proposing are appropriate for the premises.

Representations from the police

9.12 In their role as a responsible authority, the police are an essential source of advice and information on the impact and potential impact of licensable activities, particularly on the crime and disorder objective. The police have a key role in managing the night-time economy and should have good working relationships with those operating in their local area⁵. The police should be the licensing authority's main source of advice on matters relating to the promotion of the crime and disorder licensing objective, but may also be able to make relevant representations with regard to the other licensing objectives if they have evidence to support such representations. The licensing authority should accept all reasonable and proportionate representations made by the police unless the authority has evidence that to do so would not be appropriate for the promotion of the licensing objectives. However, it remains incumbent on the police to ensure that their representations can withstand the

scrutiny to which they would be subject at a hearing.

Licensing authorities acting as responsible authorities

9.13 Licensing authorities are included in the list of responsible authorities. A similar framework exists in the Gambling Act 2005. The 2003 Act does not require responsible authorities to make representations about applications for the grant of premises licences or to take any other steps in respect of different licensing processes. It is, therefore, for the licensing authority to determine when it considers it appropriate to act in its capacity as a responsible authority; the licensing authority should make this decision in accordance with its duties under section 4 of the 2003 Act.

The Licensing Act 2003 under Section 18 (6) also states that any relevant representation should be considered in the context of:

(a) the likely effect of the grant of the premises licence on the promotion of the licensing objectives.

Therefore in the context of the grant of a licence, it is reasonable for the Licensing Authority to base its decision on an application on what the likely effects of granting a licence would have on the promotion of the licensing objectives.

The Council's Licensing Policy Statement:

11.4 Licensed Premises in Residential Areas

11.4.1 In general the Authority will deal with the issue of licensing hours on the individual merits of each application. However, when issuing a licence, stricter conditions are likely to be imposed with regard to noise control in the case of premises that are situated in largely residential areas. In general, public houses located in and catering for residential areas wishing to open beyond 11pm will need to demonstrate clearly that public nuisance will not result from later operation.

Application to vary a premises licence under the Licensing Act 2003**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Punch Taverns Plc

(Insert name(s) of applicant)

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

Premises licence number LP2001944

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Victoria 1 Norcot Road Tilehurst			
Post town	Reading	Postcode	RG30 6BP
Telephone number at premises (if any)		0118 9428447	
Non-domestic rateable value of premises		£18,000	

Part 2 – Applicant details

Daytime contact telephone number	03330 061999		
E-mail address (optional)	PunchLicensing@TLTsolicitors.com		
Current postal address if different from premises address	Jubilee House Second Avenue		
Post town	Burton Upon Trent	Postcode	DE14 2WF

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? Yes No

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

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?
(Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

This is an application to extend the permitted hours for the sale of alcohol and recorded music every day from 11:00h until 01:00h the following morning (current permission 11:00h until 23:00h Monday to Thursday, 11:00h until 23:30h Friday and Saturday and 11:00h until 22:30h Sunday).

To also extend the permission for live music, anything similar to live and recorded music and the performance of dance every day from 11:00h until 01:00h the following morning (current permission 11:00h until 00:00h Monday to Saturday and 12:00h until 23:30h Sunday)

For the above, to maintain thirty minutes drinking up time following the last permitted sale of alcohol. To permit the sale of alcohol from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year' Day.

Should this application be granted as applied for, to remove the non-standard timing which allows that the sale of alcohol be extended by a further hour to the permitted hours set out on the Friday, Saturday and Sunday (including Good Friday, Easter Saturday and Easter Sunday) of Bank Holidays, Christmas Eve and Boxing Day, with an additional 30 minute drinking up time.

To amend the following condition under the Protection of Children from Harm that "Children must only be permitted on the premises over the age of 14 to 17 and only when accompanied by an adult" so it now reads "Children are permitted on the premises whilst accompanied by an adult until 20:00h".

To remove the out of date condition under Public Safety that "The maximum occupancy within the premises should be 100 persons".

To remove the condition "Recognised proof of age schemes and/or photo driving licences must be used at the premises" and replace with "A challenge 25 policy will be used at the premises".

To add the condition "There will be no first entry to the premises after 23:00h on any day".

All other permitted hours, licensable activities and conditions are to remain unchanged by this application.

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

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 all that apply

- 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)

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			<u>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</u> (please read guidance note 6)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Wed					
Thur			<u>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</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 4) As per current licence permission.					
Mon		01:00						
	11:00							
Tue		01:00						
	11:00							
Wed		01:00				State any seasonal variations for the performance of live music (please read guidance note 5)		
	11:00							
Thur		01:00						
	11:00							
Fri		01:00				Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)		
	11:00							
Sat		01:00						
	11:00							
Sun		01:00						
	11:00							

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon		01:00	Please give further details here (please read guidance note 4) As per current licence permission.		
	11:00				
Tue		01:00			
	11:00				
Wed		01:00	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
	11:00				
Thur		01:00			
	11:00				
Fri		01:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
	11:00				
Sat		01:00			
	11:00				
Sun		01:00			
	11:00				

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon		01:00	Please give further details here (please read guidance note 4) As per current licence permission.		
	11:00				
Tue		01:00			
	11:00				
Wed		01:00	State any seasonal variations for the performance of dance (please read guidance note 5)		
	11:00				
Thur		01:00			
	11:00				
Fri		01:00	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)		
	11:00				
Sat		01:00			
	11:00				
Sun		01:00			
	11:00				

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing As per current licence permission.		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Mon		01:00		Outdoors	<input type="checkbox"/>
	11:00			Both	<input type="checkbox"/>
Tue		01:00	<u>Please give further details here</u> (please read guidance note 4) As per current licence permission.		
	11:00				
Wed		01:00			
	11:00		<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Thur		01:00			
	11:00				
Fri		01:00	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
	11:00				
Sat		01:00			
	11:00		Sun		
		01:00			
	11:00				

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur					
Fri			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 6)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)					
Mon		01:00						
		11:00						
Tue		01:00						
		11:00						
Wed		01:00						
		11:00						
Thur		01:00				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 6) From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year' Day. Should this application be granted as applied for, to remove the non-standard timing which allows that the sale of alcohol be extended by a further hour to the permitted hours set out on the Friday, Saturday and Sunday (including Good Friday, Easter Saturday and Easter Sunday) of Bank Holidays, Christmas Eve and Boxing Day, with an additional 30 minute drinking up time.		
		11:00						
Fri		01:00						
		11:00						
Sat		01:00						
		11:00						
Sun		01:00						
		11:00						

K

<p>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 9).</p> <p>n/a</p>

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon		01:30	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)</p> <p>From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year' Day.</p> <p>Should this application be granted as applied for, to remove the non-standard timing which allows hours to be extended by a further hour to the permitted hours set out on the Friday, Saturday and Sunday (including Good Friday, Easter Saturday and Easter Sunday) of Bank Holidays, Christmas Eve and Boxing Day, with an additional 30 minute drinking up time.</p>
	11:00		
Tue		01:30	
	11:00		
Wed		01:30	
	11:00		
Thur		01:30	
	11:00		
Fri		01:30	
	11:00		
Sat		01:30	
	11:00		
Sun		01:30	
	11:00		

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.

To amend the following condition under the Protection of Children from Harm that "Children must only be permitted on the premises over the age of 14 to 17 and only when accompanied by an adult" so it now reads "Children are permitted on the premises whilst accompanied by an adult until 20:00h".

To remove the out of date condition under Public Safety that "The maximum occupancy within the premises should be 100 persons".

To remove the condition "Recognised proof of age schemes and/or photo driving licences must be used at the premises" and replace with "A challenge 25 policy will be used at the premises".

Please tick as appropriate

- 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 not enclosed the premises licence or relevant part of premises licence.

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 and e) (please read guidance note 10)

As per current licence permission (Premises Licence number LP2001944) save for those amendments from this application.

b) The prevention of crime and disorder

There will be no first entry to the premises after 23:00h on any day.

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Children are permitted on the premises whilst accompanied by an adult until 20:00h.

A challenge 25 policy will be used at the premises.

Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee; or – paid online
- 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 11)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	30/3/17
Capacity	Solicitors for 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 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 14)

Paul Uren
TLT Solicitors
One Redcliff Street

Post town	Bristol	Post code	BS1 6TP
-----------	---------	-----------	---------

Telephone number (if any)	+44(0)3330 060213
---------------------------	-------------------

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
paul.uren@tltsolicitors.com

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. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
2. 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. 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.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
9. 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.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
14. This is the address which we shall use to correspond with you about this application.



LICENSING ACT 2003
SCHEDULE 12
PART B

PREMISES LICENCE SUMMARY

Reading Borough Council being the Licensing Authority under the above Act,
HEREBY GRANT a PREMISES LICENCE as detailed in this licence.

Premises Licence Number	LP2001944
-------------------------	-----------

Premises Details

Trading name of Premises and Address	
The Victoria 1 Norcot Road Tilehurst Reading RG30 6BP	
Telephone Number	0118 942 8447

Where the Licence is time limited the dates the Licence is valid
N/A

Licensable Activities

Licensable Activities authorised by the Licence
Performance of Live Music - Indoor Playing of Recorded Music - Indoor Performance of Dance - Indoor Anything similar to Live Music, Recorded Music & Performance of Dance - Indoor Sale of Alcohol by Retail - On & Off the Premises

Authorised Hours for Licensable Activities

The times the licence authorises the carrying out of licensable activities	
Hours for the Performance of Live Music	
Monday	from 1100hrs until 2400hrs
Tuesday	from 1100hrs until 2400hrs
Wednesday	from 1100hrs until 2400hrs
Thursday	from 1100hrs until 2400hrs
Friday	from 1100hrs until 2400hrs
Saturday	from 1100hrs until 2400hrs
Sunday	from 1200hrs until 2330hrs
Hours for the Playing of Recorded Music	
Monday	from 1100hrs until 2300hrs

Tuesday	from 1100hrs until 2300hrs
Wednesday	from 1100hrs until 2300hrs
Thursday	from 1100hrs until 2300hrs
Friday	from 1100hrs until 2330hrs
Saturday	from 1100hrs until 2330hrs
Sunday	from 1200hrs until 2230hrs

Hours for the Performance of Dance

Monday	from 1100hrs until 2400hrs
Tuesday	from 1100hrs until 2400hrs
Wednesday	from 1100hrs until 2400hrs
Thursday	from 1100hrs until 2400hrs
Friday	from 1100hrs until 2400hrs
Saturday	from 1100hrs until 2400hrs
Sunday	from 1200hrs until 2330hrs

Hours for anything similar to Live Music, Recorded Music & Performances of Dance

Monday	from 1100hrs until 2400hrs
Tuesday	from 1100hrs until 2400hrs
Wednesday	from 1100hrs until 2400hrs
Thursday	from 1100hrs until 2400hrs
Friday	from 1100hrs until 2400hrs
Saturday	from 1100hrs until 2400hrs
Sunday	from 1200hrs until 2330hrs

Hours for the Sale by Retail of Alcohol

Monday	from 1100hrs until 2300hrs
Tuesday	from 1100hrs until 2300hrs
Wednesday	from 1100hrs until 2300hrs
Thursday	from 1100hrs until 2300hrs
Friday	from 1100hrs until 2330hrs
Saturday	from 1100hrs until 2330hrs
Sunday	from 1100hrs until 2230hrs

Non Standard Timings: The sale of alcohol be extended by a further hour to the permitted hours set out above on the Friday, Saturday and Sunday (including Good Friday, Easter Saturday and Easter Sunday) of Bank Holidays, Christmas Eve and Boxing Day with an additional 30 minute drinking up time.

Opening Hours

Hours the Premises is Open to the Public

Monday	from 1100hrs until 2330hrs
Tuesday	from 1100hrs until 2330hrs
Wednesday	from 1100hrs until 2330hrs
Thursday	from 1100hrs until 2330hrs
Friday	from 1100hrs until 2400hrs
Saturday	from 1100hrs until 2400hrs
Sunday	from 1100hrs until 2300hrs

Non Standard Timings:

The Hours the premises are open to the public are extended in line with the Non 33

Standard Timings detailed in the Authorised Hours for Licensable Activities section above.

Alcohol

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

Sale of Alcohol by Retail - On & Off the Premises

Premises Licence Holder

Name, (registered) address of holder of premises licence

Name: Punch Taverns Plc
Address: Jubilee House, Second Avenue, Burton Upon Trent, Staffordshire DE14 2WF

Registered number of holder, for example company number or charity number [where applicable]

03752645

Designated Premises Supervisor

Name of designated premises supervisor where the premises licence authorises the supply of alcohol

Name: Mr David Kesterton

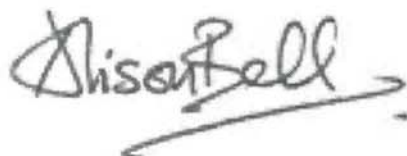
Access to the premises by Children

State whether access to the premises by children is restricted or prohibited
Not Stated

This Certificate shall continue in force from 26/08/2016 unless previously suspended or revoked.

Dated: 13 September 2016

Head of Environment & Neighbourhood Services



LICENSING ACT 2003 PREMISES LICENCE - PART A

Reading Borough Council being the Licensing Authority under the above Act,
HEREBY GRANT a PREMISES LICENCE as detailed in this licence.

Premises Licence Number	LP2001944
--------------------------------	------------------

Premises Details

Trading name of Premises and Address	
The Victoria 1 Norcot Road Tilehurst Reading RG30 6BP	
Telephone Number	0118 942 5550

Where the Licence is time limited the dates the Licence is valid
N/A

Licensable Activities

Licensable Activities authorised by the Licence
Performance of Live Music - Indoor Playing of Recorded Music - Indoor Performance of Dance - Indoor Anything similar to Live Music, Recorded Music & Performance of Dance - Indoor Sale of Alcohol by Retail - On & Off the Premises

Authorised Hours for Licensable Activities

The times the licence authorises the carrying out of licensable activities	
Hours for the Performance of Live Music	
Monday	from 1100hrs until 2400hrs
Tuesday	from 1100hrs until 2400hrs
Wednesday	from 1100hrs until 2400hrs
Thursday	from 1100hrs until 2400hrs
Friday	from 1100hrs until 2400hrs
Saturday	from 1100hrs until 2400hrs
Sunday	from 1200hrs until 2330hrs
Hours for the Playing of Recorded Music	
Monday	from 1100hrs until 2300hrs
Tuesday	from 1100hrs until 2300hrs
Wednesday	from 1100hrs until 2300hrs
Thursday	from 1100hrs until 2300hrs

Friday	from 1100hrs until 2330hrs
Saturday	from 1100hrs until 2330hrs
Sunday	from 1200hrs until 2230hrs

Hours for the Performance of Dance

Monday	from 1100hrs until 2400hrs
Tuesday	from 1100hrs until 2400hrs
Wednesday	from 1100hrs until 2400hrs
Thursday	from 1100hrs until 2400hrs
Friday	from 1100hrs until 2400hrs
Saturday	from 1100hrs until 2400hrs
Sunday	from 1200hrs until 2330hrs

Hours for anything similar to Live Music, Recorded Music & Performance of Dance

Monday	from 1100hrs until 2400hrs
Tuesday	from 1100hrs until 2400hrs
Wednesday	from 1100hrs until 2400hrs
Thursday	from 1100hrs until 2400hrs
Friday	from 1100hrs until 2400hrs
Saturday	from 1100hrs until 2400hrs
Sunday	from 1200hrs until 2330hrs

Hours for the Sale by Retail of Alcohol

Monday	from 1100hrs until 2300hrs
Tuesday	from 1100hrs until 2300hrs
Wednesday	from 1100hrs until 2300hrs
Thursday	from 1100hrs until 2300hrs
Friday	from 1100hrs until 2330hrs
Saturday	from 1100hrs until 2330hrs
Sunday	from 1100hrs until 2230hrs

Non Standard Timings: The sale of alcohol be extended by a further hour to the permitted hours set out above on the Friday, Saturday and Sunday (including Good Friday, Easter Saturday and Easter Sunday) of Bank Holidays, Christmas Eve and Boxing Day with an additional 30 minute drinking up time.

Opening Hours

Hours the Premises is Open to the Public

Monday	from 1100hrs until 2330hrs
Tuesday	from 1100hrs until 2330hrs
Wednesday	from 1100hrs until 2330hrs
Thursday	from 1100hrs until 2330hrs
Friday	from 1100hrs until 2400hrs
Saturday	from 1100hrs until 2400hrs
Sunday	from 1100hrs until 2300hrs

Non Stanadar Timings:

The Hours the premises are open to the public are extended in line with the Non Standard Timings detailed in the Authorised Hours for Licensable Activities section above.

Alcohol

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

Sale of Alcohol by Retail - On & Off the Premises

Premises Licence Holder

Name, (registered) address of holder of premises licence

Name: Punch Taverns Plc

Address: Jubilee House, Second Avenue, Burton Upon Trent, Staffordshire DE14 2WF

Additional Details

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

Name: Mr David Kesterton

Address: 27 Celia Phillips Close, Thetford, Norfolk, IP24 1TU

Designated Premises Supervisor

Personal Licence number and issuing authority of personal licence held by the designated premises supervisor where the premises licence authorises the supply of alcohol

Personal Licence Number: 18250447

Issuing Authority: Redditch Borough Council

This Licence shall continue in force from 26/08/2016 unless previously suspended or revoked.

Dated: 13 September 2016

Head of Environment & Neighbourhood Services



Annex 1

Mandatory Conditions

Supply of Alcohol

To be applied where a premises licence authorises the supply of alcohol	
1	No supply of alcohol may be made under the premises licence:- <ol style="list-style-type: none">a) at a time when there is no designated premises supervisor in respect of the premises licence, orb) 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 made under the premises licence must be made or authorised by a person who holds a personal licence.

Film Exhibitions

To be applied only where a premises licence or club premises certificate authorises the exhibitions of films	
1	The admission of children to any exhibition of any film must be restricted in accordance with section 20 of Part 3 of the Licensing Act 2003.
2	In the case of films which have been classified by the British Board of Film Classification admission of children to films must be restricted in accordance with that classification.
3	In the case of films which have not been classified by the British Board of Film Classification, admission of children must be restricted in accordance with any recommendation made by the Licensing Authority.

Door Supervisors

To be applied where a premises licence or club premises certificate includes a condition that any person must be at the premises to carry out a security activity. [Except premises with a premises licence authorising only plays or films or premises used exclusively by a club].	
1	Each individual present at the licensed premises to carry out a security activity must be licensed by the Security Industry Authority.

Responsible Drink Promotions (commencement date 01/10/2014)

- 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).

Supply of Tap Water (commencement date 01/10/2014)

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

Age Verification Policy (commencement 01/10/2014)

1. 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.

2. 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.

Drink Measurements (commencement date 01/10/2014)

1. 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.”

Minimum Permitted Pricing (commencement 28th May 2014)

1. 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.

2. 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;

(b) “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

(i) P is the permitted price,

(ii) 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) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the 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.

4. (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.

4. (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 the Operating Schedule

General

1. All staff must be adequately trained in procedures to ensure that no underage drinking or drunkenness occurs on the premises.

Prevention of Crime & Disorder

1. All staff must be adequately trained in drug awareness and means to prevent violent and antisocial behaviour.

2. The Premises Licence holder must ensure that the Designated Premises Supervisor holds membership of, and actively participates in, the Reading Pub Watch Scheme, including making use of apparatus supplied as part of the scheme.

3. The Premises must have installed a CCTV system in accordance with the Association of Chief Police Officers standard, to a specification approved by the Crime Reduction Advisor of the Thames Valley Police. The CCTV system must be effectively maintained and must be operated continually throughout trading hours.

Public Safety

1. The maximum occupancy capacity within the premises should be 100 persons.

Prevention of Public Nuisance

1. All staff must be appropriately trained in procedures to prevent incidents of public nuisance. 2. All windows will be closed and locked from 2200hrs onwards.

Protection of Children from Harm

1. Recognised proof of age schemes and/or photo driving licences must be used at the premises.

2. Children must only be permitted on the premises over the age of 14 to 17 and only when accompanied by an adult.

Annex 3

Conditions attached after a hearing by the Licensing Authority

1. All external doors/windows must be kept closed, other than for access and egress, when events involving amplified music or speech are taking place and where doors and windows must remain shut to ensure neighbours are not disturbed, a suitable ventilation system may be required allowing a minimum of eight air changes per hour and any new plant associated with this system shall be suitably guarded and maintained and should not result in an increase in the background noise level as measured at the nearest noise sensitive premises.
2. The licensee shall ensure that no noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to undue disturbance to local residents.
3. During operating hours, the licensee or a nominated representative shall be available to receive and respond to nuisance-related complaints and a contact number shall be readily available to residents upon request.
4. Clearly legible and suitable notices shall be displayed at all exits requesting customers to respect the needs of local residents and to leave the premises and area quietly and after 2230 hours, staff shall be available to ensure that customers disperse quietly.

Annex 4

Plans

As attached plan no.102 E dated August 2013

INTERNAL MEMORANDUM

To: Licensing

From: Rebecca Moon

Dept: **Licensing**

Dept: **Environmental Protection & Nuisance**

Cc: applicant
PunchLicensing@TLTsolicitors.com

Date: 19 April 2017

Urgent Response required Further action (see below)

Subject: Application for Premises Licence: my ref - 586974
Premises: The Victoria, The Victoria Ph 1 Norcot Road, RG30 6BP

I refer to the above application.

I have reviewed the application and consulted our records and would like to make representation against the application. I am concerned that due to the residential location of the premises, there is potential for a public nuisance to occur due to live and recorded music until 1 am and premises opening until 1:30 am every day. There are no measures outlined in section P(d) of the application regarding how public nuisance will be prevented. 1 am is a very sensitive time of the night when the background noise is likely to be low and most surrounding residents will be sleeping. The premises is surrounded by residential properties.

The Reading Borough Council Licensing Policy Statement states that public houses located in and catering for residential areas wishing to open beyond 11pm will need to demonstrate clearly that public nuisance will not result from later operation. In this case I do not believe that the applicant has demonstrated this to be the case - no measures have been proposed at all.

The main areas of concern are:

- Break out of music noise (live and recorded) from the premises
- Noise from the outdoor area and smokers
- Noise from people leaving the venue at the end of the night

The current noise control conditions on the premises licence are as follows in italics, however I do not believe that these are sufficient to prevent public nuisance from the proposed extended hours of opening and of music. There may well be break out of music noise even with doors and windows closed, which is indicated by complaints received in 2009 about loud music regularly coming from the pub. In addition the current conditions do not

control noise from the beer garden, and it is difficult to control noise from patrons leaving the premises late at night.

1. All external doors/windows must be kept closed, other than for access and egress, when events involving amplified music or speech are taking place and where doors and windows must remain shut to ensure neighbours are not disturbed, a suitable ventilation system may be required allowing a minimum of eight air changes per hour and any new plant associated with this system shall be suitably guarded and maintained and should not result in an increase in the background noise level as measured at the nearest noise sensitive premises.

2. The licensee shall ensure that no noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to undue disturbance to local residents.

3. During operating hours, the licensee or a nominated representative shall be available to receive and respond to nuisance-related complaints and a contact number shall be readily available to residents upon request.

4. Clearly legible and suitable notices shall be displayed at all exits requesting customers to respect the needs of local residents and to leave the premises and area quietly and after 2230 hours, staff shall be available to ensure that customers disperse quietly.

If the applicant agreed to the inclusion of the following conditions upon the licence, it may be that a limited extension to opening hours, until midnight, could be implemented without a significant disturbance to local residents.

- Live and recorded music shall be reduced to a background level at 11 pm on Monday-Thursday and Sundays and at 11:30 pm on Friday and Saturday.
- The beer gardens shall be cleared of patrons from 11 pm and shall not be used between 11 pm and 11 am.
- The number of smokers permitted outside the premises after 11 pm shall be limited to 3 at any one time and no drinks shall be permitted outside after this time.

If the applicant agreed to the above measures being placed as conditions on the premises licence and the limited extension to the opening hours then I would be willing to withdraw my representation.

Please contact me if you require any further information.

Kind regards

Rebecca Moon
Senior Environmental Health Officer

Name of Officer	Peter Narancic						
Type of Application	Variation of Premises Licence - Licensing Act 2003						
Name of Premises	The Victoria PH						
Address	1 Norcot Road						
	Reading						
	RG30 6BP						
Licensable Activities	Performance of dance						
	Recorded Music						
	Live Music						
	Anything similar to above						
Finish Times	Mon	Tue	Wed	Thu	Fri	Sat	Sun
	X	X	X	X	X	X	X
Content of Application							
The application seeks to:							
1.	EXTEND PERMITTED HOURS TO SELL ALCOHOL PLUS ADD ADDITIONAL 30 MINUTES DRINKING UP TIME FROM 0100 HOURS	MONDAY - SUNDAY			1100 - 0100 HOURS		
2.	EXTEND PERMITTED HOURS TO PLAY RECORDED MUSIC	MONDAY - SUNDAY			1100 - 0100 HOURS		
3.	EXTEND PERMITTED HOURS FOR LIVE MUSIC AND PERFORMANCE OF DANCE & ANYTHING SIMILAR	MONDAY - SUNDAY			1100 - 0100 HOURS		
4.	A CHANGE TO THE NON-STANDARD TIMINGS- PERMIT ALCOHOL FROM END OF PERMITTED HOURS ON NEW YEARS EVE TO START OF PERMITTED HOURS ON NEW YEARS DAY						
5.	REMOVE NON-STANDARD TIMINGS WHICH ALLOWS THAT THE SALE OF ALCOHOL BE EXTENDED BY A FURTHER HOUR TO THE PERMITTED HOURS SET OUT	ON THE FRIDAY, SATURDAY AND SUNDAY (INCLUDING GOOD FRIDAY, EASTER SATURDAY, AND EASTER SUNDAY) OF BANK HOLIDAYS, CHRISTMAS EVE AND BOXING DAY, WITH AN ADDITIONAL 30 MINUTES DRINKING UP TIME.					
6.	HOURS PREMISES OPEN TO PUBLIC	MONDAY - SUNDAY			1100 - 0130 HOURS		

7.	AMEND CONDITION 'PROTECTION FROM CHILDREN FROM HARM' THAT CHILDREN MUST ONLY BE PERMITTED ON THE PREMISES OVER THE AGE OF 14 TO 17 WHEN ACCOMPANIED BY AN ADULT TO STATE 'CHILDREN ARE PERMITTED ON THE PREMISES WHILST ACCOMPANIED BY AN ADULT UNTIL 2000 HOURS'		
8.	REMOVE THE OUT OF DATE CONDITION 'RECOGNISED PROOF OF AGE SCHEMES AND/OR PHOTO DRIVING LICENCES MUST BE USED AT THE PREMISES' AND REPLACE WITH 'A CHALLENGE 25 POLICY WILL BE USED AT THE PREMISES'.		

Officer comments

In order to promote the four licensing objectives, I object to the application due to the potential undermining of the licensing objectives - notably the prevention of crime and disorder, protection of children from harm and the prevention of public nuisance. I believe that the operating schedule contained within the application does not include suitable measures to promote the licensing objectives. I refer to Section 18 (6) of the Licensing Act in regard to the likely effect the granting of a licence would have on the promotion of the licensing objectives and sections 8.33 to 8.41 of the Secretary of State's Guidance which deals with the information that applicants should provide to the licensing authority in order to actively promote the licensing objectives. I believe the information included in the application does not assist in both of these regards and require the additional conditions to be attached to any premises licence that may be granted. Together with recent evidence that premises which allows children access are being used for illegal (class A) drug use which I would suggest, seriously undermines the above mentioned licensing objectives.

Additionally, in line with other nearby licensed premises located in residential areas, all licensable activities to cease at midnight.

Reading Borough Council Licensing Policy statement states:

Licensed Premises in Residential Areas

In general the Authority will deal with the issue of licensing hours on the individual merits of each application. However, when issuing a licence, stricter conditions are likely to be imposed with regard to noise control in the case of premises that are situated in largely residential areas. In general, public houses located in and catering for residential areas wishing to open beyond 11pm will need to demonstrate clearly that public nuisance will not result from later operation.

Licence Conditions

General Approach to Licence Conditions

The purpose of the licensing Act is the regulation of licensable activities on licensed premises. All conditions attached to Premises Licences and Club Premises Certificates, will be focused on matters, which are within the control of individual licensees and others in possession of relevant authorisations. Accordingly, matters will centre on the premises being used for licensable activities and the vicinity of these premises.

Licensing law is not the primary mechanism for the general control of nuisance and anti-social behaviour once persons are away from licensed premises, and therefore, beyond the direct control of the individual, club or business holding the licence, certificate or authorisation. However, licensing law will always be part of a holistic approach to the management of the evening and local economy.

Licensing conditions will relate to licensed premises and the impact of those licensable activities on the premises in the vicinity thereof. In this latter regard the Council will primarily focus on the direct impact of any activities taking place on those living, working or otherwise engaged in the area concerned business, which is a relevant representation, or conditions are consistent with the operating schedule submitted by the applicant.

The Authority will, only impose conditions on premises if it is considered necessary and proportionate to do so in order to promote the licensing objectives. The Authority does not propose to implement standard conditions on licences across the board but instead, will draw upon a pool of conditions based upon those issued by the Home office and will attach such other conditions as it considers appropriate, given the circumstances of each individual case.

The model conditions will cover issues surrounding;

crime and disorder

public safety

public nuisance

protection of children from harm

Conditions to be imposed on licences will be tailored to the individual premises and events concerned. None of the matters discussed within this policy which may result in the imposition of conditions will be applicable or suitable for all premises. The Authority will have regard to the size and type of premises when considering imposing conditions upon licences as the result of receiving relevant representations.

Applicants are asked to consider the model conditions and incorporate such of the

conditions into their operating schedules as they consider appropriate and necessary in order to promote the licensing objectives. The Authority will impose the model conditions on application when those conditions are consistent with the operating schedule.

1. The premises shall at all times operate a Challenge 25 policy to prevent any customers who attempt to purchase alcohol and who appear to the staff member to be under the age of 25 years from making such a purchase without having first provided identification. Only a valid driver's licence showing a photograph of the person, a valid passport or a nationally approved proof of age card showing the 'Pass' hologram, or military id card (or any other similarly nationally recognised scheme), are to be accepted as identification.

2. Notices advertising the Challenge 25 age verification policy shall be displayed in prominent positions on the premises.

3. Staff employed to sell alcohol shall undergo training upon induction in utilising the Challenge 25 proof of age checking policy. This shall include, but not be limited to, dealing with refusal of sales, proxy purchasing and identifying attempts by intoxicated persons to purchase alcohol. Such training sessions are to be documented and refreshed every six months. All training sessions are to be documented in English. Records of training shall be kept for a minimum of one year and be made available to an authorised officer of Thames Valley Police and Reading Borough Council upon request.

4. An incident log shall be maintained to record all incidents of crime and disorder occurring at the premises. Details of occasions when the police are called to the premises shall be recorded. This log shall be available for inspection by a Police Officer or an authorised officer of Reading Borough Council upon request and shall be retained for one year. The log shall be signed off by the Designated Premises Supervisor (DPS) or nominated representative at the end of each trading session. A weekly review of the incident register shall also be carried out by the Designated Premises Supervisor.

5. All cashiers involved in the sale of alcohol shall be trained to record refusals of sales of alcohol in a refusals log (whether written or electronic). The log shall contain:

- Details of the time and date the refusal was made;
- The identity of the staff member refusing the sale;
- Details of the alcohol the person attempted to purchase.

This log /register shall be made available for inspection by a police Officer or authorised officer of Reading Borough Council upon request.

6. The Premises Licence Holder shall ensure that a system of preventing drinks being taken from the building by customers other than to the beer garden or other enclosed area is adopted and maintained. The Premises Licence holder shall prevent customers from leaving the premise with any alcoholic or non alcoholic drinks from the Premises in open containers (e.g. glasses, opened bottles & cans).

7. Children shall only be permitted on the premises when accompanied by a responsible adult. No children shall be permitted on the premises after 20.00 hours.

8. The last permitted first entry time to the premises on any given night shall be 23.00 hours.

If the applicant agrees to the above measures being placed as conditions on the premises licence and the reduced operating hours I would be willing to withdraw my representation.

Date Received	30/03/2017	Date Due	27/04/2017
----------------------	------------	-----------------	------------

Date	26	04	2017



Mr Mike King
Licensing Officer
Reading & West Berkshire LPAs
The Police Station
Castle Street
Reading
RG1 7TH

E-mail: mike.king@thamesvalley.pnn.police.uk

27 April 2017

Licensing Department
Reading Borough Council
Civic Offices
Bridge Street
Reading
RG1 2LU

Dear Sir

Licensing Act 2003
Victoria, Norcot Road, Reading

Please find attached the formal Representation from Thames Valley Police against the application from Punch Taverns to increase Licensable Activities at the above mentioned venue

If you require any further information or assistance then please do not hesitate to contact me where every assistance will be given.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Mike King'.

Mike King
| Licensing Officer | Thames Valley Police | Telephone 101 | Internal 7516353 |
Fax 01189 536353 | Reading Police Station, Castle Street, Reading, RG12 7TH

On 26th April 2017 Thames Valley Police (TVP) were made aware of an application to vary the hours of operation for the sale of alcohol from the current 23.30 p.m. to 01.00 a.m. The premises is surrounded on three sides by high density residential housing which potentially could be subjected to disturbance and disruption due to the increase in the permitted licensable activity.

In looking at the application which include Live Music, Recorded Music, Performance of Dance, and Anything of a Similar Description to That Falling within e, (f), or (g), all until 01.00 a.m. one can only conclude that there is going to be an increase in noise pollution along with that of arriving and departing customers in the early hours.

There are, in walking distance, a further three Public Houses local to the premises whose alcohol sales in two are restricted until Midnight and the other to 23.00 p.m. Overall TVP have not been made aware of any public nuisance issues.

It is pertinent to mention that the premises has been subject to a hearing by the Licensing Authority following noise issues at the venue and the Licensing Panel found it prudent to attach four conditions to address the problems that have been experienced by local residents.

In addition, on the 9th June 2016 an intelligence submission was made to the Police advising that the new DPS was letting in individuals who had been previously barred by the previous incumbent due to their behaviour, this despite being advised of them by the regulars attending the venue. The submission further advises that it is believed that some of these individuals are dealing in drugs. The premises has been swabbed for drug usage with positive results, in most cases this has been Cocaine usage with 50% of the readings being Medium to High.

Incidents that have been recorded by TVP going back to January 2014 to date, these include incidents from Intelligence Reports, Command & Control and the Occurrences from the crime data base will be submitted in due course when the redaction process of sensitive data has been completed.

In one document it suggests that underage children were in the venue contrary to Condition 2 of the Protection of Children section of the Annex 2 Conditions. The document also advises that they were becoming intoxicated as adults were buying alcohol for them a clear breach of the Licensing Act 2003.

TVP has been advised that Reading Borough Council's Environmental Services and the Licensing Department are also submitting similar representations to the application. It has had sight of the licensing submission and fully supports its contents. In addition, TVP wish to update the CCTV Condition attached to the Premises Licence, and include a Drugs, Search and Dispersal Condition to the current Premises Licence.

This representation is submitted in support of the four Licensing Objectives.

In addition TVP would seek that the following proposed conditions are attached to the premises licence.

Prevention of Crime and Disorder

CCTV

The current CCTV system shall be maintained and operated correctly to the satisfaction of Thames Valley Police, (TVP) ensuring **ALL** licensed areas of the premises (except toilet facilities) are monitored, including all entry and exit points enabling frontal identification of every person entering and in any light condition.

All cameras shall continually record whilst the premises are open to the public and the recordings shall be kept and available for a minimum of 31 days with time and date stamping and, except for mechanical breakdown beyond the control of the premises licence holder, shall be made available upon request to the authorised officers of (TVP) Reading Borough Council (RBC). Any breakdown or system failure will be notified to the Police immediately and remedied as soon as practicable. **Any request from (TVP) or (RBC) for a recording to be made for evidential purposes must be carried out immediately.**

The recordings for up to the preceding two days shall be made available immediately on request. Recordings outside this period shall be made available upon 24 hours notice. A sign advising customers that CCTV is in use shall be positioned in a prominent position. A fully trained person who can operate the system shall be available at all times when the premises is open to the public.

Drugs Initiative

The Premises Licence Holder shall implement an active policy, agreed with TVP, to prevent illegal weapons and drugs being brought onto the premises, including search, detection, confiscation, storage and disposal of drugs procedures.

The venue shall also actively partake in drugs initiatives run by TVP (including, but not exclusively, drug itemiser, passive drug dogs and spiked drinks campaigns).

Search Policy

Notices shall be displayed advising the public that the right to conduct an outer body search is reserved as a condition of entry, and that the TVP shall be informed if anyone is found in possession of illegal drugs or offensive weapons.

Dispersal Policy

A closure and dispersal policy, agreed with TVP, for controlling the closing of the premises and the departure of customers at the conclusion of the licensed activities shall be put in place and shall be actively operated.



© Ordnance Survey

iShare printing

Scale: 1:1417

Printed on: 10/5/2017 at 13:06 PM



© Crown copyright and database rights 2017 Ordnance Survey 100019672