

LICENSING ACT 2003 HEARING - MONDAY 20 JUNE 2022 @ 0930HRS

GIVING OF A TEMPORAY EVENT NOTICE

1. Premises:

The Jolly Anglers
314-316 Kennet Side
Reading
Berkshire
RG1 3EA

2. Applicant:

Mr Xhemajl Zeqiri

3. Background:

The premises is located in the east of Reading, fronting onto the Kennet & Avon Canal, with a rear garden accessed via the building or via Avon Place/ Cumberland Road. The premises is a pub and currently has the benefit of a premises licence (Licence No. LMV000406 attached as **Appendix RS-1**) held by Mrs Susan Bates which authorises:

Hours for the Provision of Regulated Entertainment

(Performance of Plays, Exhibition of Films, Indoor Sports, Performance of Live Music, Recorded Music, Performance of Dance, Anything similar to Live Music, Recorded Music & Performance of Dance)

Sunday to Thursday from 1000hrs to 2300hrs
Friday to Saturday from 1000hrs to 2330hrs

Unamplified acoustic music permitted in the garden no more than once a month

Monday to Sunday from 1000hrs to 2100hrs

Hours for the Provision of Late Night Refreshment

Sunday to Thursday from 2300hrs to 2330hrs
Friday to Saturday from 2300hrs to 0000hrs

Hours for the Sale by Retail of Alcohol

Sunday to Thursday from 1000hrs to 2300hrs
Friday to Saturday from 1000hrs to 2330hrs

Hours the Premises is Open to the Public

Sunday to Thursday from 1000hrs to 2330hrs
Friday to Saturday from 1000hrs to 0000hrs

It is important to note that the premises licence contains the following condition that restricts the use of the garden:

Condition 4 'The beer garden shall be completely cleared of patrons, plates and glasses and the lighting shall be switched off from 2130hrs and shall not be used between 2130hrs and 1000hrs.'

4. Proposed licensable activities and hours:

The application is seeking to permit the use of the premises to conduct the licensable activity of Provision of Regulated Entertainment between **1400hrs and 2359hrs on 24/06/2022**. A copy of the notice is attached as **Appendix RS-2**. It is important to note that the application does not formally request the sale by retail of alcohol, however, in section 3 of the form, the applicant does state their intention to sell alcohol in the garden until 2300hrs and inside the pub until 2359hrs.

5. Date of receipt of application: 02 June 2022

6. Date of closure of period for objections: 09 June 2022

7. Objection(s) received:

During the 3 working day consultation period for the application an objection was received from:

1. Reading Borough Council - Environmental Protection - Mrs Rebecca Moon (attached as **Appendix RS-3**) - Received 09 June 2022

8. The Licensing Authority's approach to Temporary Event Notices

In considering objections received the Licensing Authority has a duty to carry out its functions with a view to promoting the licensing objectives. Temporary Events Notice can only be objected to by the police and the relevant local authority's Environmental Protection Team and must be in relation to one or more of the Licensing Objectives as stated in Section 4(2)(a-d) of the Licensing Act 2003.

Options:

The Sub-Committee has the following options:

to serve a Counter Notice and state the reasons for their decision.

not to serve a Counter Notice and state the reasons for their decision.

To reinstate existing premises licence conditions on the Temporary Events Notice.

Should the Sub-Committee decide to serve a Counter Notice the event shall not take place. It must be noted that the applicant has the option to appeal this decision to the magistrates' court within 21 days of receiving the decision.

Should the Sub-Committee decide not to serve a Counter Notice the event shall take place. It must be noted that the objector(s) have the option to appeal this decision to the magistrates' court within 21 days of receiving the decision.

Reading Borough Council's Licensing Policy (2018) states:

4.11 The Licensing Authority recognises that in relation to Temporary Event Notices and Personal Licences that it cannot:

c) Refuse a temporary event notice unless a relevant representation is received from the police or the body within the council that deals with noise nuisance.

5.31 An event organiser who wishes to arrange a one off event or extend the hours for licensable activities at a premises, may notify the Authority of the proposed event. The application (or notice) needs to be submitted to the Licensing Authority with the fee of £21.

The application must be submitted electronically via the gov.uk portal or via hardcopy. If submitted via hardcopy then it must also be sent to Thames Valley Police and the Council's Environmental Protection and Nuisance team.

5.32 A temporary event notice must be submitted to the authority at least ten clear working days before any event. This does not include the day of the application; the date the application is submitted; weekends or bank holidays. Failure to adhere to these timescales may invalidate the application.

5.34 Each Temporary Event may last for up to 168 hours and an individual premises may hold up to 15 events totalling 21 days. There must be a gap of 24 hours between the end of one temporary event and the start of another one. **Please note: for 2022 & 2023 only, these limits have been increased to 20 events totalling 26 days.**

5.35 If the police or the Environmental Protection and Nuisance team make a representation in regard to a temporary event notice then the Licensing Authority will arrange a hearing before the Licensing Application Committee in the required timescales.

5.36 Applicants are encouraged to submit Temporary Event notices as far in advance as possible to allow issues to be worked out and for any required hearing to be held in good time before any proposed event.

9.27 The Licensing Authority cannot in itself object to the holding of a temporary event notice. Thames Valley Police and the Environmental Health team can object to a temporary event notice if it believes that holding such event would undermine the licensing objectives. Given that the Authority works in partnership with Thames Valley Police and Environmental Health, it may, if requested, provide both with any information that it has in relation to enforcement matters including inspections carried out and/or complaints received. However, it will be down to Thames Valley Police and Environmental Health to make a representation if they reach the conclusion that holding the event will undermine the licensing objectives.

9.28 Any person who applies for a temporary event notice who is found not complying with the notice, will be subject to enforcement activity for carrying out licensable activities not in accordance with the authorisation they have applied for.

9. Amended Guidance issued under section 182 of the Licensing Act 2003 (April 2018)

7.4 Unless it is sent electronically, it must be sent to the relevant licensing authority, to the police and “local authority exercising environmental health functions” (“EHA”) at least ten working days before the event.

7.6 The police or EHA (“relevant persons” for the purposes of TENs) may intervene to prevent such an event taking place by sending an objection to the licensing authority, which the licensing authority must consider on the basis of the statutory licensing objectives and decide whether the event should go ahead. A relevant person may also intervene by agreeing a modification of the proposed arrangements directly with the TENs user. If a relevant person sends an objection, this may result in the licensing authority imposing conditions on a TEN but only where the venue at which the event is to be held has an existing premises licence or club premises certificate. When giving a TEN, the premises user should consider the promotion of the four licensing objectives. The licensing authority may only otherwise intervene if the statutory permitted limits on TENs would be exceeded.

7.7 A TEN does not relieve the premises user from any requirements under planning law for appropriate planning permission where it is required.

7.10 The police and EHA have a period of three working days from when they are given the notice to object to it on the basis of any of the four licensing objectives.

7.20 TENs may be given in respect of premises which already have a premises licence or club premises certificate to cover licensable activities not permitted by the existing authorisation.

7.28 If the licensing authority receives an objection notice from the police or EHA that is not withdrawn, it must (in the case of a standard TEN only) hold a hearing to consider the objection unless all parties agree that this is unnecessary. The licensing committee may decide to allow the licensable activities to go ahead as stated in the notice. If the notice is in connection with licensable activities at licensed premises, the licensing authority may also impose one or more of the existing licence conditions on the TEN (insofar as such conditions are not inconsistent with the event) if it considers that this is appropriate for the promotion of the licensing objectives. If the authority decides to impose conditions, it must give notice to the premises user which includes a statement of conditions (a “notice (statement of conditions)”) and provide a copy to each relevant party. Alternatively, it can decide that the event would undermine the licensing objectives and should not take place. In this case, the licensing authority must give a counter notice.

7.29 Premises users are not required to be on the premises during the event authorised by the TEN, but they will remain liable to prosecution for certain offences that may be committed at the premises during the period covered by it. These include, for example, the offences of the sale of alcohol to a person who is drunk; persistently selling alcohol to children and allowing disorderly conduct on licensed premises.

7.32 The system of permitted temporary activities gives police and EHAs the opportunity to consider whether they should object to a TEN on the basis of any of the licensing objectives.

7.33 If the police or EHA believe that allowing the premises to be used in accordance with the TEN will undermine the licensing objectives, they must give the premises user and the licensing authority an objection notice. The objection notice must be given within the period of three working days following the day on which they received the TEN.

7.34 Where a standard TEN was given, the licensing authority must consider the objection at a hearing before a counter notice can be issued. At the hearing, the police, EHA and the premises user may make representations to the licensing authority. Following the hearing, the licensing authority may decide to impose conditions which already apply to an existing premises licence or club premises certificate at the venue, or issue a counter notice to prevent the event going ahead. As noted above, there is no scope for hearings in respect of late TENs and if objections are raised by the police or EHA in relation to a late TEN, the notice will be invalid and the event will not go ahead.

7.37 As noted above, the police or EHA (as “relevant persons”) may contact the premises user to discuss their objections and try to come to an agreement which will allow the proposed licensable activities to proceed. The TEN can be modified (for example, by changing the details of the parts of the premises that are to be used for the event, the description of the nature of the intended activities or their duration). The other relevant person has to agree for the modification to be made. There is no scope under the 2003 Act for the modification of a late TEN.

7.38 The 2003 Act provides that only the licensing authority can impose conditions to a TEN from the existing conditions on the premises licence or club premises certificate at the venue. The licensing authority can only do so:

- if the police or the EHA have objected to the TEN;
- if that objection has not been withdrawn;
- if there is a licence or certificate in relation to at least a part of the premises in respect of which the TEN is given;
- and if the licensing authority considers it appropriate for the promotion of the licensing objectives to impose one or more conditions.

7.39 This decision is one for the licensing authority alone, regardless of the premises user’s views or willingness to accept conditions. The conditions must be notified to the premises user on the form prescribed by regulations.

7.40 Where a TEN is not prominently displayed at the premises, the police and licensing officers have the right under sections 109(5) and (6) of the 2003 Act to request the premises user (or relevant nominated person who has the TEN in their custody) to produce the TEN for examination. If the police do not intervene when a TEN is given, they will still be able to rely on their powers of closure under the Anti-social Behaviour, Crime and Policing Act 2014.

10. Relevant Case law for consideration:

East Lindsey District Council v Abu Hanif (t/a Zara's Restaurant) (2016)
this underpins the principles widely acknowledged within the Licensing Act 2003 that the licensing objectives are prospective, and that the prevention of crime and disorder requires a prospective consideration of what is warranted in the public interest, having regard to the twin considerations of prevention and deterrence.

11. Appendices

Appendix RS-1: Current Premises Licence

Appendix RS-2: Temporary Event Notice

**Appendix RS-3: Objection from Reading Borough Council -
Environmental Protection - Mrs Rebecca Moon**

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	LMV000406
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Premises Details

Trading name of Premises and Address	
The Jolly Anglers 314-316 Kennet Side Reading Berkshire RG1 3EA	
Telephone Number	0118 376 7823

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

Licensable Activities

Licensable Activities authorised by the Licence
Performance of Plays - Indoor Exhibition of Films - Indoor Indoor Sporting Events Performance of Live Music - Indoor & Outdoor Playing of Recorded Music - Indoor Performance of Dance - Indoor Anything similar to Live Music, Recorded Music & Performance of Dance - Indoor Provision of Facilities for Making Music - Indoor Late Night Refreshment - 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 Plays	
Monday	from 1000hrs until 2300hrs
Tuesday	from 1000hrs until 2300hrs
Wednesday	from 1000hrs until 2300hrs
Thursday	from 1000hrs until 2300hrs
Friday	from 1000hrs until 2330hrs
Saturday	from 1000hrs until 2330hrs
Sunday	from 1000hrs until 2300hrs

Hours for the Exhibition of Films

Monday from 1000hrs until 2300hrs
Tuesday from 1000hrs until 2300hrs
Wednesday from 1000hrs until 2300hrs
Thursday from 1000hrs until 2300hrs
Friday from 1000hrs until 2330hrs
Saturday from 1000hrs until 2330hrs
Sunday from 1000hrs until 2300hrs

Hours for Indoor Sports

Monday from 1000hrs until 2300hrs
Tuesday from 1000hrs until 2300hrs
Wednesday from 1000hrs until 2300hrs
Thursday from 1000hrs until 2300hrs
Friday from 1000hrs until 2330hrs
Saturday from 1000hrs until 2330hrs
Sunday from 1000hrs until 2300hrs

Hours for the Performance of Live Music

Monday from 1000hrs until 2300hrs
Tuesday from 1000hrs until 2300hrs
Wednesday from 1000hrs until 2300hrs
Thursday from 1000hrs until 2300hrs
Friday from 1000hrs until 2330hrs
Saturday from 1000hrs until 2330hrs
Sunday from 1000hrs until 2300hrs

Unamplified acoustic music permitted in the garden no more than once a month:

Monday to Sunday from 1000hrs until 2100hrs

Hours for the Playing of Recorded Music

Monday from 1000hrs until 2300hrs
Tuesday from 1000hrs until 2300hrs
Wednesday from 1000hrs until 2300hrs
Thursday from 1000hrs until 2300hrs
Friday from 1000hrs until 2330hrs
Saturday from 1000hrs until 2330hrs
Sunday from 1000hrs until 2300hrs

Hours for the Performance of Dance

Monday from 1000hrs until 2300hrs
Tuesday from 1000hrs until 2300hrs
Wednesday from 1000hrs until 2300hrs
Thursday from 1000hrs until 2300hrs
Friday from 1000hrs until 2330hrs
Saturday from 1000hrs until 2330hrs
Sunday from 1000hrs until 2300hrs

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

Monday from 1000hrs until 2300hrs
Tuesday from 1000hrs until 2300hrs
Wednesday from 1000hrs until 2300hrs
Thursday from 1000hrs until 2300hrs
Friday from 1000hrs until 2330hrs
Saturday from 1000hrs until 2330hrs
Sunday from 1000hrs until 2300hrs

Hours for the Provision of Facilities for Making Music

Monday from 1000hrs until 2300hrs
Tuesday from 1000hrs until 2300hrs
Wednesday from 1000hrs until 2300hrs
Thursday from 1000hrs until 2300hrs
Friday from 1000hrs until 2330hrs
Saturday from 1000hrs until 2330hrs
Sunday from 1000hrs until 2300hrs

Hours for the Provision of Late Night Refreshment

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

Hours for the Sale by Retail of Alcohol

Monday from 1000hrs until 2300hrs
Tuesday from 1000hrs until 2300hrs
Wednesday from 1000hrs until 2300hrs
Thursday from 1000hrs until 2300hrs
Friday from 1000hrs until 2330hrs
Saturday from 1000hrs until 2330hrs
Sunday from 1000hrs until 2300hrs

Opening Hours

Hours the Premises is Open to the Public

Monday from 1000hrs until 2330hrs
Tuesday from 1000hrs until 2330hrs
Wednesday from 1000hrs until 2330hrs
Thursday from 1000hrs until 2330hrs
Friday from 1000hrs until 2400hrs
Saturday from 1000hrs until 2400hrs
Sunday from 1000hrs until 2330hrs

All licensable activities permitted from 1000hrs on New Year's Eve until 0200hrs on New Year's Day

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: Mrs Susan Bates

Address:

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

N/A

Additional Details

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

Name: Ms Valentina-Elena Filip

Address:

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: LP7003269

Issuing Authority: Reading Borough Council

This Licence shall continue in force from **31/03/2022** unless previously suspended or revoked.

Dated: 6 April 2022

Signed on behalf of the issuing licensing authority



Frances Martin
Executive Director for Economic Growth and Neighbourhood Services

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:-
 - 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 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 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.

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.

Conditions Consistent with the Operating Schedule

N/A

Annex 3

Conditions attached after a hearing by the Licensing Authority

Conditions agreed with Thames Valley Police:

1 (a) All incidents which impact on any of the four licensing objectives shall be recorded in a register kept at the premises for this purpose. The name of the person recording the information and the names of members of staff who dealt with the incident shall also be recorded and, where known, any offenders names shall be recorded;

(b) The Designated Premises Supervisor shall ensure a system is maintained for preventing customers from taking alcoholic and non alcoholic beverages in open containers e.g. bottles, glasses or cans, from the licensed premises, unless confined within a current street café pavement licensed area for the premises, and in any case not between 2330 hours and 0800 hours Monday to Sunday inclusive;

(c) Clear signage is to be displayed at the premises to state that the premises is within an Alcohol Exclusion Area and thus drinking is not permitted outside the premises;

(d) 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 members to be under the age of 25 years without having first provided identification. Only a valid British driver's licence showing a photograph of the person, a valid passport or proof of age card showing the 'Pass' hologram are to be accepted as identification;

(e) Notices advertising the Challenge 25 Policy shall be displayed in a prominent position on the premises;

(f) The Designated Premises Supervisor shall conduct a risk assessment of every event held at the premises, Sunday to Saturday inclusive, to establish if door staff shall be required;

Conditions agreed with Environmental Protection

2 (a) 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;

(b) All external doors and windows must be kept closed, other than for access and egress, when events involving amplified music or speech are taking place. 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/hour. 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 (L90) as measured at the nearest noise sensitive premises;

(c) The placing of refuse - such as bottles - into receptacles outside the premises shall only take place between the hours of 0800 hours and 2000 hours;

(d) 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 closing staff shall be available to ensure that customers disperse quietly;

(e) No music or speech shall be relayed via external speakers;

(f) 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;

Additional Conditions

3 (a) Staff shall ensure that customers do not congregate outside the premises;

(b) Children shall not be permitted on the premises unless accompanied by an adult.

Conditions agreed after a Hearing of the Licensing Authority - Variation Application - June 2011

1. The Premises Licence Holder shall ensure the premises' digitally recorded CCTV system cameras shall continually record whilst the premises are open to the public and recordings shall be kept for a minimum of 28 days with time and date stamping. Data recordings shall be made immediately available to an authorised officer of Reading Borough Council or a Thames Valley Police officer together with facilities for viewing upon request. Recorded images shall be of such a quality as to be able to identify the recorded person.

2. Children shall not be permitted in the garden unless accompanied by a responsible adult.

3. Signage indicating public nuisance will not be tolerated shall be displayed.

4. The beer garden shall be completely cleared of patrons, plates and glasses and the lighting shall be switched off from 2130hrs and shall not be used between 2130hrs and 1000hrs.

5. When the beer garden is in use, at least every hour, observation of the noise level in the beer garden and the likelihood that it will cause disturbance shall be undertaken by a member of staff. When the level of noise is considered unsatisfactory and likely to cause disturbance, this shall be recorded in an incident book and action taken to resolve the situation shall also be recorded. The incident book shall be made available for inspection by an authorised officer of Reading Borough Council or a Police Officer.

6. Events involving live music in the beer garden shall only be of an acoustic nature and shall not be amplified. Such events shall only take place at a maximum frequency of once per month.

7. The licensee shall maintain a boundary fence in good condition at all times and of a minimum height of two meters to enclose the beer garden.

8. Lighting in the beer garden, except for the steps accessing the garden where greater visibility is required, shall be of low intensity and of a low energy variety contained within the garden.

Annex 4

Plans

As attached ground floor plan drawing no. A-P-01 dated 29/01/2022 & garden plan received 16/03/2022.



**Reading
Temporary Event Notice
Licensing Act 2003**

For help contact
licensing@reading.gov.uk
Telephone: 0118 937 3762

* required information

Section 1 of 9

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 9

APPLICATION DETAILS ([See also guidance on completing the form, general notes and note 1](#))

Have you had any previous or maiden names?

- Yes No

* Your date of birth

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Continued from previous page...

Additional Contact Details

Are the contact details the same as (or similar to) those given in section one? If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

E-mail

Telephone number

Other telephone number

Section 3 of 9

THE PREMISES

I, the proposed user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry out a temporary activity at the premises described below.

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). [\(See also guidance on completing the form, note 2\)](#)

* Does the premises have an address?

Yes No

Address

Is the address the same as (or similar to) the address given in section one? If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

* Building number or name

314-316

* Street

Kennet Side

District

* City or town

Reading

County or administrative area

Berkshire

* Postcode

RG13EA

* Country

United Kingdom

* Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

Neither Premises licence Club premises certificate

* Premises licence number

LP9000557

Location Details

* Provide further details about the location of the event

The event will take place in the garden and the main building of the Jolly Anglers Pub.

Continued from previous page...

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below ([see also guidance on completing the form, note 3](#))

The event will only take place on the premises of the pub.

Describe the nature of the premises below ([see also guidance on completing the form, note 4](#))

The premises is a public house.

Describe the nature of the event below ([see also guidance on completing the form, note 5](#))

The party will start in the garden at 14:00 on Friday 24th June 2022

The DJ will be using amplification at a low decibel rating. 80db, maximum, measured from the garden fence.
By 23:00 the music will be tuned off and the guests will be moved inside the main pub.

Alcohol will be served in the garden until 23:00.

Inside the main pub alcohol will be served 23:59.

A risk assessment has been emailed by Rhodri Buttrick to licensing@reading.gov.uk and licensing@thamesvalley.pnn.police.uk from [REDACTED] the subject line is "Jolly Anglers Party 24 06 22 supporting documents".

Section 4 of 9

LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises

([see also guidance on completing the form, note 6](#)):

The sale by retail of alcohol Edit made by Robert Smalley - 13/06/2022

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club

The provision of regulated entertainment

([See also guidance on completing the form, note 7](#)).

The provision of late night refreshment

The giving of a late temporary event notice

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event.

([See also guidance on completing the form, note 8](#)).

Event Dates

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

([see also guidance on completing the form, note 9](#))

Continued from previous page...

Event start date / /
dd mm yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Event end date / /
dd mm yyyy

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

[\(see also guidance on completing the form, note 10\)](#)

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

Note that the maximum number of people cannot exceed 499.

[\(see also guidance on completing the form, note 11\)](#)

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both [\(see also guidance on completing the form, note 12\):](#)

- On the premises only
- Off the premises only
- Both

Section 5 of 9

RELEVANT ENTERTAINMENT [\(See also guidance on completing the form, note 13\)](#)

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

Section 6 of 9

PERSONAL LICENCE HOLDERS [\(See also guidance on completing the form, note 14\)](#)

Do you currently hold a valid personal licence? Yes No

Provide the details of your personal licence below.

Issuing licensing authority

Continued from previous page... Licence number

PA107771

Date of issue

/ /
dd mm yyyy

Any further relevant details

Section 7 of 9

PREVIOUS TEMPORARY EVENT NOTICES [\(See also guidance on completing the form, note 15\)](#)

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 No

State the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that 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 Yes No
- b) Begins 24 hours or less after the event period proposed in this notice?

Section 8 of 9

ASSOCIATES AND BUSINESS COLLEAGUES [\(See also guidance on completing the form, note 16\)](#)

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?

Yes No

Continued from previous page...

Has any associate of yours 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?
- Yes 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?

Yes No

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?
- Yes No

Section 9 of 9

CONDITION (See also guidance on completing the form, note 18) Ed by Robert Smalley - 13/06/2022

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.
This formality requires a fixed fee of £21

DECLARATION (See also guidance on completing the form, note 19)

* (i) to knowingly or recklessly make a false statement 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 (6) months, or to both.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

Xhemajl Zeqiri

Continued from previous page...

* Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
 2. Go back to <https://www.gov.uk/apply-for-a-licence/temporary-event-notice/reading/apply-1> to upload this file and continue with your application.
- Don't forget to make sure you have all your supporting documentation to hand.

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

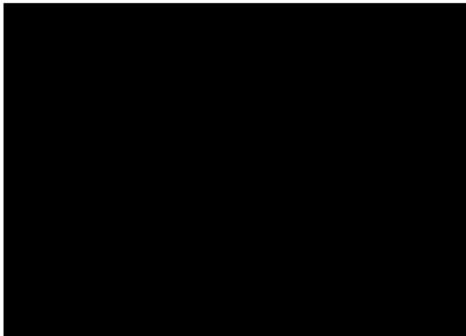
Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed



[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [Next >](#)

Student Party 24 06 22 Risk Assessment

The Jolly Anglers Garden

People

Risk assessor

Pub Manager Xhemail Zeqiri

People at risk

Contractors, Employees and Members of the Public

Hazards

Emergency evacuations.

Possible harm

The need to evacuate in the event of fire.

Existing control measures

The owner is trained on the emergency evacuation procedures for their relevant location. The evacuation point is under the railway bridge down river from the pub.

In an emergency, for example, an accident or fire, employees do not have to socially distance as it would be unsafe to do so.

Intoxication of guests at events.

Possible harm

Intoxication can lead to a disregard for social distancing.

Existing control measures

If intoxication is identified as a potential risk then the Bar Manager will consult with the client to identify an acceptable solution. If a solution cannot be reached the guest will be asked to leave.

Swimming pool and Hot tub

Possible harm

Risk of injury or drowning by falling into the swimming pool or Hot tub.

Existing control measures

We have taken steps to reduce the risk of anyone falling into the pool or hot tub. This has been done by blocking off the pool from guests with a 1.1 M high glass barrier. Guests for this event are not permitted in the pool or Hot tub. They will be made aware of this. Anyone trying to use either the pool or hot tub will be asked to leave. The pool and hot tub area can be seen by the staff member at the outside bar. Security and the pub manager will also be able to monitor this area.

Weather

Possible harm

Bad weather can cause damage to equipment and expose people to cold temperatures

Existing control measures

Guests have been told that most weather situations will not affect the event continuing so they should bring appropriate attire. This includes warm layers and waterproofs. Sun cream is also advised in case of hot weather.

Free tap water is available to all to mitigate the risk of dehydration.

All equipment is water proofed with plastic coverings and the stage can be covered by a large parasol if needed. Much of the equipment can be housed under cover.

If it rains during the event as long as it is not torrential, the show will continue. If rain is very heavy a manager will make the decision to switch all power off at the mains to avoid electrical risk.

Layout of site

Possible harm

Poor layout of tables, chairs and equipment could hamper social distancing and result in trip hazards

Existing control measures

Any cables will be arranged so as not to cause a trip hazard. Where cables have to be run along the ground bright hazard tape will be used to secure and to alert people to risk of tripping.

Equipment will be monitored in case of wind or people walk by happens to move anything out of position.

If needed to show can be stopped by manager or promoter in the event of an equipment issue.

Manual handling

Possible harm

Employees could sustain sprains or strains from the use of incorrect or poor manual handling technique

Existing control measures

The speakers and stage will need to be set up.

There is provision of manual handling equipment such as trolleys and mechanical lifting aids wherever reasonably practicable.

Manual handling posters provided by Peninsula are provided and discussed / displayed as required.

Staff are instructed not to lift or move any loads that are too heavy for them, but to ask for assistance if required.

Uneven, Wet or Slippery Floors

Possible harm

People may slip or fall and injure themselves

Existing control measures

Flooring in all areas is of suitable construction, such as non-slip, rough tile and natural stone. The flag stones do not become too slippery when wet.

Servers are advised to wear suitable, grippy, footwear.

The stairs down into the pub are well lit.

The outside toilets are well lit.

Flooring in all areas is subject to regular inspection under the control of the manager to ensure it is in satisfactory condition.

Stairways, walkways, floor coverings and surfaces are subject to regular maintenance to ensure they remain in suitable condition.

Where any damage or excessive wear is noticed, the flooring area is identified with suitable warning signage and the area quarantined from foot traffic until remedial works are carried out

Floors are subject to a cleaning regime using suitable methods and substances for that type of surface.

Electrical cables for the comedy event are taped and routed away from walkways.

Electrical hazards

Possible harm

Fires could start leading to burns, smoke inhalation or death. Employees or others could suffer burns or electric shock from contact with faulty electrical equipment

Existing control measures

All additional electrical equipment for the comedy show (speakers, audio mixer) is visually inspected before use.

Any damaged or faulty electrical equipment identified is quarantined for replacement or repair.

Any fault in the fixed electrical installation is reported to the maintenance manager qualified electricians to attend and remedy.

Mains Circuit Boards are located in secure cupboards with suitable warning signage in place.

Regular premises inspections are undertaken to identify any damage or deterioration to the fixed wiring components or portable equipment.

There is a hazard reporting process in place for employees to report any damage to components of the electrical installation or portable electrical equipment.

Door supervision

Possible harm

Condition 1f of our licence states that there must be an assessment for each event to establish if door staff are required.

Existing control measures

We have decided it prudent to employ one door supervisor. They will work along side the Pub Manager to ensure good behaviour of the guests. As the guests are age 18 to 23. There is a chance they will be excitable. The presence of uniformed security and the constant vigilance of the Pub Manager should allow us to prohibit guest behaving in ways that could disturb the neighbourhood or do harm to anyone in the pub.

This is a private hire event. The addition of the door supervisors will allow us to control capacity and turn away "gate crashers", while allowing the staff can focus on service. A guest list will be supplied by the Event Promoters. Any suspected "gate crashers" can be reported to the Pub Manger by the event Promoters.

The visible presence of uniformed security will also go some way to send the message that people must behave appropriately.

To conclude, security being on hand to assist the Pub Manger will greatly reduce the risk of the event. Any bad behaviour during the event can reported to and dealt with by the Pub Manger or the Security. If someone is disruptive, threatening they will be respectfully asked to comply. If they refuse they will be asked to leave by security. If intoxication is identified as a potential risk then the customer in question will no longer be served and will be asked to leave. Any incidents or worries about behaviour can be reported to the Pub Manger by staff or by guests.

INTERNAL MEMORANDUM

To: Licensing

Dept: Licensing

Cc:

From: Rebecca Moon

Dept: **Environmental Protection & Nuisance**

Date: 9 June 2022

Urgent Response required Further action (see below)

Subject: Application for TEN 24th June 2022 my ref - 737120
Premises: Jolly Anglers PH, Kennet Side, RG1 3AE

I refer to the above application.

I have reviewed the application and consulted our records and would like to make representation against the application. Due to the residential location of the premises, the Environmental Protection team is of the view that it is not appropriate and is unreasonable for the premises to hold regular DJ events in the garden. The recent event on 14th May 2022 led to a complaint about noise, and in addition there is a recent complaint about ongoing noise from the premises which is under investigation.

Whilst we did not object to the previous TEN, that was because a one off/approximately once per year event with loud music in the garden may be tolerated by residents, however, this latest application falling just a month after the previous one indicates that the premises plans to hold such events more regularly and in my professional opinion this would be likely to amount to a public nuisance as a result of music noise.

The reason for there being a condition on the licence preventing outdoor music from being played (No music or speech shall be relayed via external speakers) is to prevent public nuisance, because it is not possible to control outdoor music from a DJ to a level whereby residents will not experience disturbance.

Please contact me if you require any further information.

Kind regards
Rebecca Moon
Senior Environmental Health Officer
Environmental Protection and Nuisance