

231708
 Receipt No ~~South Lakeland District Council~~
 Initials EME
 Date 25.02.14

PAGES 4-9
 NOT REQUIRED

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 [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

PL(A)0230

South Lakeland District Council
 Public Protection

25 FEB 2014

Part 1 - Premises Details

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

Giotto
 Birch Street

Post town

Windermere

Post code

LA23 1EG

Telephone number at premises (if any)

015394 43429

Non-domestic rateable value of premises

£ 16,750.00

Part 2 - Applicant Details

Daytime contact telephone number

015394 43429

E-mail address
 (optional)

Current postal
 address if
 different from
 premises address

Post Town

Postcode

Part 3 - Variation

Please tick ✓ yes

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

☒

If not do you want the variation to take effect from

Day		Month		Year	
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

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

Please describe briefly the nature of the proposed variation (please see guidance note 1)

To remove the conditions at Annex 1, point 1 which were carried forward from the old style restaurant licence. These conditions are no longer relevant

To remove the condition at Annex 1, point 2 to permit sale of alcohol to those people who are not taking a table meal. The applicant requires the flexibility to be able to serve alcohol to those customers just wanting a glass of wine or beer without any food, or with just a snack. This request is commonly made at lunchtime or during the afternoon. The applicant has no intention of changing the way in which the premises are run, but just wishes to be able to maximise the use of his premises in line with demand.

To vary the terminal hours for Sundays, Christmas Day, Good Friday from 11.30 pm to 00.00 midnight so that they are in line with other days of the week.

Notwithstanding the removal of condition 1, Annex 1 - to permit the sale of alcohol and provision of late night refreshment on New Years Eve from 00.00 midnight until 10 am on New Years Day. This is in accordance with existing permission.

To include the external patio area within the licenced premises.

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.

Please tick ✓ yes

Provision of regulated entertainment

- | | | |
|----|---|--------------------------|
| a) | plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) | films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) | indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) | boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) | live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) | recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) | performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) | anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of entertainment facilities for:

- | | | |
|----|---|--------------------------|
| i) | making music (if ticking yes, fill in box I) | <input type="checkbox"/> |
| j) | dancing (if ticking yes, fill in box J) | <input type="checkbox"/> |
| k) | entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K) | <input type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box L) ☒

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

In all cases complete boxes N, O and P

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place <u>indoors or outdoors or both</u> - please tick [✓] (please read guidance note 2)	Indoors	✓
				Outdoors	
				Both	
Day	Start	Finish			
Mon	23.00	00.00	<u>Please give further details here</u> (please read guidance note 3)		
Tue	23.00	00.00			
Wed	23.00	00.00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur	23.00	00.00			
Fri	23.00	00.00	<u>Non standard timings. Where you intend to use the premises for the provision of late night entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	23.00	00.00	New Years Eve - from 23.00 hours until 5 am		
Sun	23.00	00.00			

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (please tick box ✓) (please read guidance note 7)	On the premises	✓
Day	Start	Finish		Off the premises	
Mon	10.00	00.00	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Tue	10.00	00.00			
Wed	10.00	00.00			
Thur	10.00	00.00	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 5) New Years Eve - until the start of permitted hours the following day. This is in accordance with the existing permitted hours.		
Fri	10.00	00.00			
Sat	10.00	00.00			
Sun	10.00	00.00			

N

<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 8)</p> <p>n/a</p>
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Hours premises are open to the public Standard timings (please read guidance note 6)			State any seasonal variation (please read guidance note 4)
Day	Start	Finish	
Mon	10.00	00:30	Non standard timings. Where you intend to use the premises to be open to the public at different times to those listed in the column on the left, please list. (please read guidance note 5)
Tue	10.00	00:30	
Wed	10.00	00:30	
Thur	10.00	00:30	
Fri	10.00	00:30	
Sat	10.00	00:30	
Sun	10.00	00:30	

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

Please refer to page 2

Annex 1, point 1 - carried forward from the old style restaurant licence. These conditions are no longer relevant

Annex 1, point 2 - to permit sale of alcohol to those persons who are not taking a table meal.

Please tick ✓ yes

I have enclosed the premises licence



I have enclosed the relevant part of the premises licence



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

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

P

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

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

Given the nature of the variation sought, the applicant does not consider that any additional steps need to be taken.

b) The prevention of crime and disorder

please refer to (a) above

c) Public safety

please refer to (a) above

d) The prevention of public nuisance

please refer to (a) above

e) The protection of children from harm

please refer to (a) above

Please tick ✓ yes

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

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

Part 5 - Signatures (please read guidance note 10)

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

Signature

[Redacted Signature]

Date 21.02.14

Capacity

Solicitor for the applicant

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12) If signing on behalf of the applicant please state in what capacity.

Signature

Date

Capacity

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

Mrs Suzie Fisher
Thomson Hayton Winkley
114-116 Stricklandgate

Post town Kendal

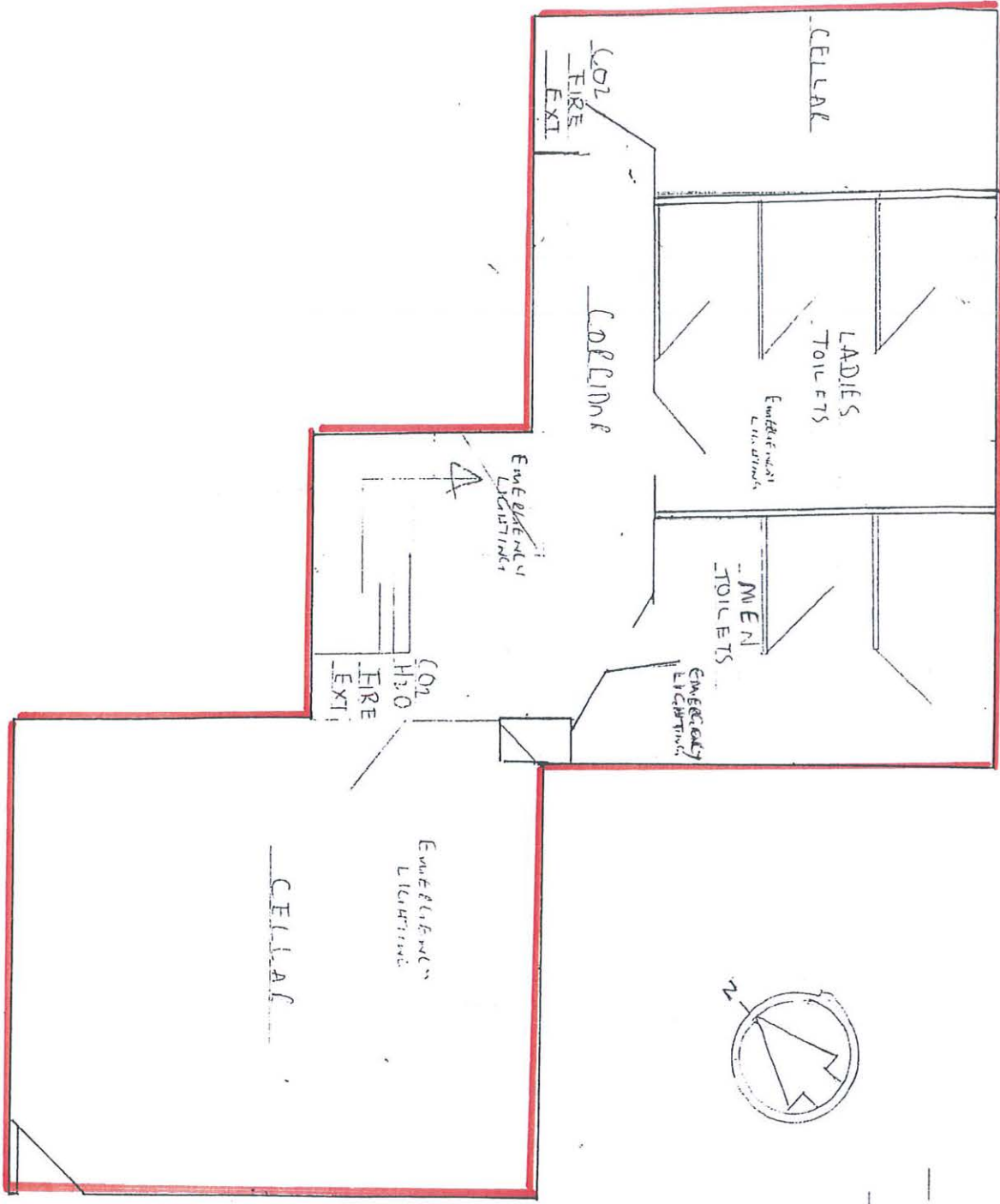
Post code LA9 4QA

Telephone number (if any) 01539 721945

If you would prefer us to correspond with you by e-mail put your e-mail address (optional)

suzie.fisher@thwlegal.co.uk

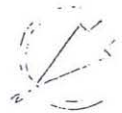
GIOTTO
RESTAURANT



BASEMENT

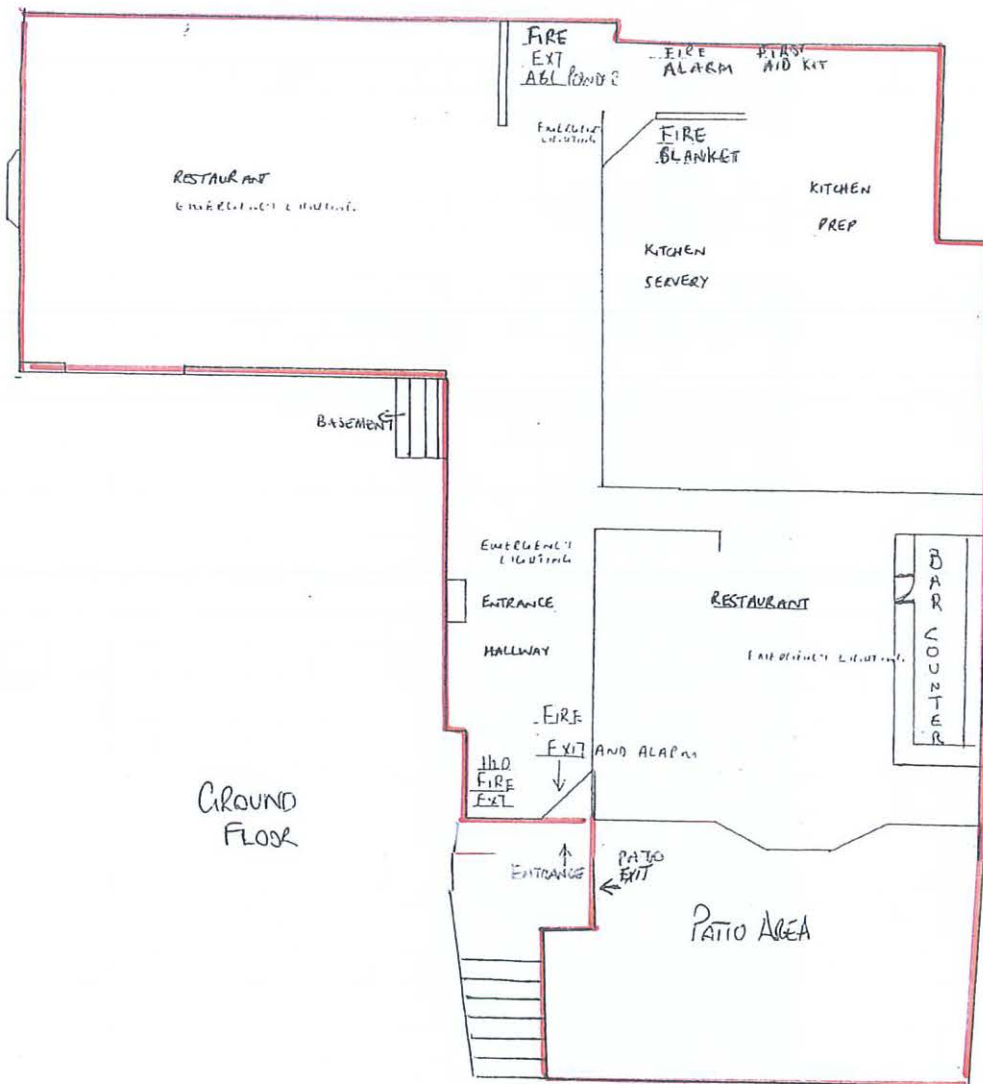
SCALE 1:50

GROTTO RESTAURANT



— = LITENED AREA

SCALE 1:50



GROUND
FLOOR

BIRCH STREET