

Receipt No 233091
 Initials RP
 Date 27/5/14

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
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(Insert name(s) of applicant)

South Tyneside District Council
Public Protection

27 MAY 2014

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)0449

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Duke Of Cumberland 1 Appleby Road			
OUR REFERENCE: ER/27844/201638/JGC			
Post town	Kendal	Post code	LA 9 6ES
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£28,500.00	

Part 2 – Applicant details

Daytime contact telephone number		01283 501600	
E-mail address (optional)			
Current postal address if different from premises address		Jubilee House Second Avenue	
Post Town	BURTON UPON TRENT	Postcode	DE14 2WF
Daytime contact telephone number	01283 501600	Daytime contact telephone number	01283 501600
			Daytime contact telephone number

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?

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

Extend the opening hours of the premises as follows:

Monday – Saturday 1000 to 0200

Sunday – 1200 to 0030

Extend the hours for sale of alcohol, live music and recorded music:

Monday – Saturday 1000 to 0130

Sunday – 1200 to 0000

Add the provision for late night refreshment:

Monday – Saturday 2300 to 0130

Sunday – 2300 to 0000

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:

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Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick 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) ☒

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

In all cases complete boxes K, L and M

A

Plays	Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Standard days and timings (please read guidance note 6)		Outdoors	<input type="checkbox"/>

Day	Start	Finish	Both	<input type="checkbox"/>
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Mon			Please give further details here (please read guidance note 3)
Tue			
Wed			State any seasonal variations for performing plays (please read guidance note 4)
Thur			
Fri			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 (please read guidance note 5)
Sat			
Sun			

B

Films	Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Standard days and timings (please read guidance note 6)		Outdoors	<input type="checkbox"/>

Day	Start	Finish	Both	<input type="checkbox"/>
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Mon			Please give further details here (please read guidance note 3)
Tue			

Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)
Thur			

Fri			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 5)

Sat		

Sun		

C

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

D

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

E

Live music Standard days and timings (please read guidance note 6)	Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
		Outdoors	<input type="checkbox"/>
		Both	<input type="checkbox"/>

Day	Start	Finish	
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Mon	1000	0130	Please give further details here (please read guidance note 3)
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As per existing licence

Tue	1000	0130
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Wed	1000	0130	State any seasonal variations for the performance of live music (please read guidance note 4)
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As per existing licence

Thur	1000	0130
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Fri	1000	0130	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 5)
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As per existing licence

Sat	1000	0130
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Sun	1200	0000
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F

Recorded music			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Standard days and timings (please read guidance note 6)				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	1000	0130	Please give further details here (please read guidance note 3)		
			As per existing licence		
Tue	1000	0130			
Wed	1000	0130	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
			As per existing licence		
Thur	1000	0130			
Fri	1000	0130	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 5)		
Sat	1000	0130	As per existing licence		
Sun	1200	0000			

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	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 3)	
Tue				
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)	
Thur				
Fri			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 5)	
Sat				
Sun				

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)	Please give a description of the type of entertainment you will be providing
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Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon				

Tue			Please give further details here (please read guidance note 3)	
Wed				

Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)	
Fri				

Sat			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 (please read guidance note 5)	
Sun				

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish		
Mon	2300	0130	Please give further details here (please read guidance note 3)	
			As per existing licence	
Tue	2300	0130		
Wed	2300	0130	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)	
			As per existing licence	
Thur	2300	0130		
Fri	2300	0130	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)	
Sat	2300	0130	As per existing licence	
Sun	2300	0000		

J

Supply of alcohol Standard days and timings (please read guidance note 6)	Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
		Off the premises	<input type="checkbox"/>

Day	Start	Finish	Both	<input checked="" type="checkbox"/>
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Mon	1000	0130	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4) As per existing licence
Tue	1000	0130	
Wed	1000	0130	

Thur	1000	0130	<u>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</u> (please read guidance note 5) As per existing licence
Fri	1000	0130	
Sat	1000	0130	
Sun	1200	0000	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

AWP machines

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4) As per existing licence	
Day	Start	Finish		
Mon	1000	0200		
Tue	1000	0200		
Wed	1000	0200		
Thur	1000	0200		<u>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</u> (please read guidance note 5)
				As per existing licence
Fri	1000	0200		
Sat	1000	0200		
Sun	1200	0030		

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 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 9)

As per existing premises licence

b) The prevention of crime and disorder

As per existing premises licence

c) Public safety

As per existing premises licence

d) The prevention of public nuisance

As per existing premises licence

e) The protection of children from harm

As per existing premises licence

Checklist:

Please tick to indicate agreement

- | | |
|--|-------------------------------------|
| <input type="checkbox"/> I have made or enclosed payment of the fee. | <input checked="" type="checkbox"/> |
| <input type="checkbox"/> I have sent copies of this application and the plan to responsible authorities and others where applicable. | <input checked="" type="checkbox"/> |
| <input type="checkbox"/> I understand that I must now advertise my application. | <input checked="" type="checkbox"/> |
| <input type="checkbox"/> I have enclosed the premises licence or relevant part of it or explanation. | <input checked="" type="checkbox"/> |
| <input type="checkbox"/> I understand that if I do not comply with the above requirements my application will be rejected. | <input checked="" type="checkbox"/> |

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 10)

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

Signature	
Date	23 May 2014
Capacity	Solicitors 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)

Ford & Warren Solicitors
Westgate Point
Westgate

Our ref: DA/27844/201638/JGC

Post town	LEEDS	Post code	LS1 2AX
Telephone number (if any)	0113 243 6601		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
clientmail@forwarn.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 Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
- 2 Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
- 3 For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
- 4 For example (but not exclusively), where the activity will occur on additional days during the summer months.
- 5 For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- 6 Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
- 7 If you wish people to be able to consume alcohol on the premises, please tick 'on 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'.
- 8 Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
- 9 Please list here steps you will take to promote all four licensing objectives together.
- 10 The application form must be signed.
- 11 An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

- 12 Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
- 13 This is the address which we shall use to correspond with you about this application.