

**Application for a premises licence to be granted 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 Windermere Lake Cruises Ltd

*(Insert name(s) of applicant)*

**apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003**

**Part 1 – Premises details**

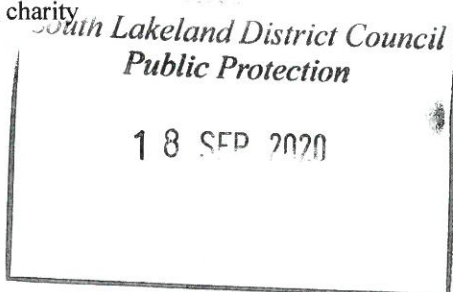
Postal address of premises or, if none, ordnance survey map reference or description			
<b>MV Swift</b> <b>Windermere Lake Cruises Ltd</b> Winander House Glebe Road			
<b>Post town</b>	Bowness-on-Windermere	<b>Postcode</b>	LA23 3HE

Telephone number at premises (if any)	<b>015394 43360</b>
Non-domestic rateable value of premises	<b>£0</b>

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
  - i as a limited company/limited liability partnership  please complete section (B)
  - ii as a partnership (other than limited liability)  please complete section (B)
  - iii as an unincorporated association or  please complete section (B)
  - iv other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)



- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a statutory function or
- a function discharged by virtue of Her Majesty's prerogative

~~(A) INDIVIDUAL APPLICANTS (fill in as applicable)~~

<input type="checkbox"/> Mr	<input type="checkbox"/> Mrs	<input type="checkbox"/> Miss	<input type="checkbox"/> Ms	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>		I am 18 years old or over <input type="checkbox"/> Please tick yes			
<b>Nationality</b>					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

~~SECOND INDIVIDUAL APPLICANT (if applicable)~~

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes			
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

**(B) OTHER APPLICANTS**

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Windermere Lake Cruises Ltd
Address Winander House Glebe Road Bowness-on-Windermere Cumbria LA23 3HE
Registered number (where applicable) 00929280
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited company

Telephone number (if any) <b>015394 43360</b>
E-mail address (optional) n.wilkinson@windermere-lakecruises.co.uk

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
A	S	A P

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

<p>Please give a general description of the premises (please read guidance note 1)</p> <p>MV Swift is a brand new 300 seater steamer which will operate on Lake Windermere. It has three decks. There will be a bar and food service area. Alcohol will be served to be consumed in all areas of the vessel edged red on the plan.</p>
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If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

n/a
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What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

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

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

**B**

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

C

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



**D**

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

## E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day				Outdoors	<input type="checkbox"/>
Start	Finish			Both	<input checked="" type="checkbox"/>
Mon	09:00	23:00		<b><u>Please give further details here</u></b> (please read guidance note 4)	
Tue	09:00	23:00			
Wed	09:00	23:00	<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 5)		
Thur	09:00	23:00			
Fri	09:00	23:00	<b><u>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</u></b> (please read guidance note 6)		
Sat	09:00	23:00			
Sun	09:00	23:00			

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon	09:00	23:00			
Tue	09:00	23:00			
			<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 5)		
Wed	09:00	23:00			
Thur	09:00	23:00			
			<b><u>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</u></b> (please read guidance note 6)		
Fri	09:00	23:00			
Sat	09:00	23:00			
Sun	09:00	23:00			

**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 type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)		
Mon	09:00	23:00			
Tue	09:00	23:00			
Wed	09:00	23:00	<b>State any seasonal variations for the performance of dance</b> (please read guidance note 5)		
Thur	09:00	23:00			
Fri	09:00	23:00	<b>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</b> (please read guidance note 6)		
Sat	09:00	23:00			
Sun	09:00	23:00			

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing  Facilities for dancing Facilities for making music		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon	09:00	23:00		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Tue	09:00	23:00	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed	09:00	23:00			
Thur	09:00	23:00			
Fri	09:00	23:00	<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 5)		
Sat	09:00	23:00			
Sun	09:00	23:00	<b><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></b> (please read guidance note 6)		

**I**

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

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	09:00	22:45			
Tue	09:00	22:45			
Wed	09:00	22:45			
Thur	09:00	22:45	<b>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</b> (please read guidance note 6)		
Fri	09:00	22:45			
Sat	09:00	22:45			
Sun	09:00	22:45			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

<b>Name</b> Nicholas James Roy Thompson	
<b>Date of birth</b>	
<b>Address</b>	
<b>Postcode</b>	
<b>Personal licence number (if known)</b> PA036263	
<b>Issuing licensing authority (if known)</b> South Lakeland District Council	

**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 9).**

N/A

**L**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	08:50	23:00	<p><b><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></b> (please read guidance note 6)</p>
Tue	08:50	23:00	
Wed	08:50	23:00	
Thur	08:50	23:00	
Fri	08:50	23:00	
Sat	08:50	23:00	
Sun	08:50	23:00	



## M

Describe the steps you intend to take to promote the four licensing objectives:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

See attached Operating Schedule

**b) The prevention of crime and disorder**

See attached Operating Schedule

**c) Public safety**


See attached Operating Schedule

**d) The prevention of public nuisance**

See attached Operating Schedule

**e) The protection of children from harm**

See attached Operating Schedule

	her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	16/9/2020
Capacity	Solicitor for the applicant

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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 postal address for correspondence associated with this application (please read guidance note 14) Mrs Suzie Fisher Thomson Hayton Winkley Solicitors 114-116 Stricklandgate			
Post town	Kendal	Postcode	LA9 4QA
Telephone number (if any)	01539 721945		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) suzie.fisher@thwlegal.co.uk			

**Checklist:**

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [~~Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships~~] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

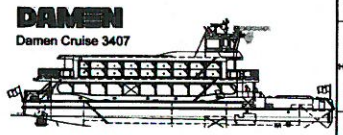
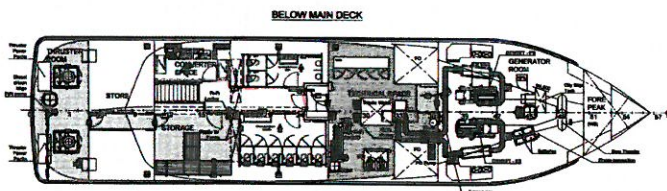
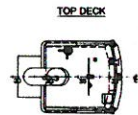
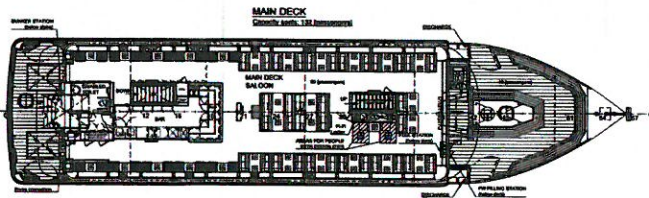
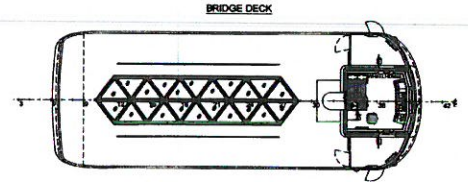
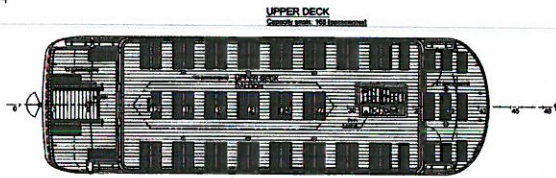
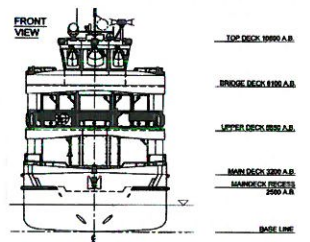
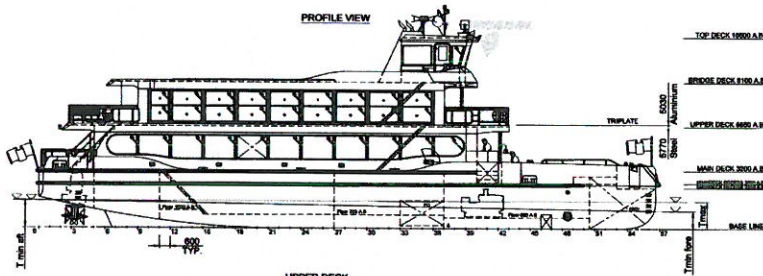
**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

**Part 4 – Signatures** (please read guidance note 11)

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

<b>Declaration</b>	<ul style="list-style-type: none"><li>• [<del>Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership</del>] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li><li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or</li></ul>
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**MAIN DIMENSIONS:**

Length over all	34,000 [m]
Length moulded	34,000 [m]
Breadth over all	8,100 [m]
Breadth moulded	7,800 [m]
Depth moulded	3,300 [m]
Draught summer	1,500 [m]
Draught scantling	1,800 [m]
Passengers	300 [pax]
Crew	4 [pax]

Rev.	Date	Drawn	Checked	Revision text
F02	03-06-2020	FVW		Removed revision clouds
FD1	18-06-2020	SLYB01	NK	Updated as per Kvaerner drawings
ED1	28-07-2019	MLAG01	PK	Life rafts location changed
DD1	17-08-2019	MMAAR1	PK	Updates in relation with arrangements update
DD1	11-03-2019	MMAAR1	PK	Update in accordance with all arrangements

**NOTATION:**  
The vessel is designed and built in accordance with Maritime and Coastguard Agency, Merchant Shipping Notice 1623 Issue 2, "Safety Code for Passenger Ships Operating Solely in UK Catagorized Waters", operating in Category C waters.

*F1 - F1 decks  
Funds Planning  
Equipment*

Project	Function	Design	Checked	Revision	Date
DRAIN-02	000	EMAR1			01-11-2016
Yard No.	Build/Component	Doc No.	Doc No.	Doc No.	Doc No.
General arrangement					
3674045					F02

## **WINDERMERE LAKE CRUISES LIMITED**

### **Company Statement in support of Premises Licence Application**

#### **Introduction: The History of Windermere Lake Cruises**

Passenger service boats have operated cruises on Windermere since the early 19th century. The first steamer was launched in 1845 and was in fact the first to operate on any English lake. Over subsequent decades, the steamers played a pivotal role in sustaining the main line rail links to Windermere and the Furness area. The steamers passed into the hands of The London, Midland and Scottish Railway and eventually onto the Sealink Division of British Railways. On the privatisation of Sealink, the vessels and trade were acquired by a subsidiary of the Sea Containers Group, appropriately named The Windermere Iron Steamboat Company Limited, a name used by one of the original steamer operators.

In May 1993, the Bowness Bay Boating Co. Limited, a private locally owned company, acquired the entire share capital of The Windermere Iron Steamboat Company Limited. The trades of both these companies were merged in 1996 and have subsequently been carried on by Windermere Lake Cruises Limited (the Company).

The Company's fleet comprises historic vessels and modern launches. The MV Tern, first launched in 1891 still operates today, together with her sister ships the MV Teal and MV Swan, which were built in Barrow-in-Furness in 1936 and 1938, respectively. Under the Windermere Lake Cruises flag all the vessels have been much improved in recent years, including the re-engining and refitting of the majority of the fleet to provide a high-quality visitor experience. Alongside the historic "steamers", the Company operates modern launches, such as the Miss Lakeland and the Miss Cumbria class, together with traditional wooden launches such as Queen of the Lake and Princess of the Lake. Five of the company's vessels are listed on the Register of Historic Ships maintained by National Historic Ships UK.

In recent years, a considerable amount of money has been invested in improving every aspect of the business and this has been acknowledged in the awards that the company has won in recent years. The Company has developed to be one of England's "top ten" paid for visitor attractions and has visitors from all over the world, including large numbers from China, USA, Japan, India, and Australia/New Zealand.

Vessels, piers, and buildings have been refurbished and updated and the Company, through its commitment to sustainable tourism, plays a vital role in helping to sustain the local economy. The average number of employees working in the Company is just below 150, which makes it a significant employer in the local area.

In 2018 a contract was signed to procure a new passenger vessel for Windermere, the first large vessel to be delivered since 1938, to be named MV Swift. Like her sister ships MV Tern, MV Teal and MV Swan, the hull and superstructure of the MV Swift has been fabricated away from Windermere and then brought to Lakeside to be assembled. The vessel, which has a passenger capacity of 300, and will enter service in October 2020, has been designed to operate throughout the year, and can sail with the upper deck either fully enclosed or with the electrically powered windows lowered, to create a partially open upper saloon. The vessel has the capability to land at both the larger and smaller piers around the lake and can therefore support the hospitality sector located around Windermere. In terms of accessibility, the MV Swift has a passenger lift to facilitate access to/from the bow to the main cabin and has a disabled toilet in the saloon on the main deck.

## **Background to this Premises Licence application**

Since the requirement for passenger vessels to be licensed was introduced in the Licensing Act 2003, the Company has operated its three “steamers”, eight steel hulled launches and four wooden launches as licensed premises. MV Swift will join this fleet and the purpose of this application is to enable the vessel to be operated in a similar manner to the exiting “steamers” and steel hulled launches which while primarily used for scheduled passengers services are also offered for private groups and charters.

The Company has trained staff so as to ensure that the nominated Personal Licence holders within the Company are aware of licensing law and the wider social responsibilities attached to the sale of alcohol. The Company has developed a training structure to pass their knowledge down to other members of staff who actually sail as the Masters/crew of the vessels, and routinely operate the bars on the “steamers” and launches, and serve on the smaller wooden launches.

The Company constantly reviews its operations to ensure that the Licensing Objectives contained in the 2003 Act are fulfilled.

This statement is intended to assist the relevant authorities and members of the local community in considering the application by clarifying the proposals contained in the Operating Schedule to the Premises Licence.

## **Designated Premises Supervisor (DPS)**

The Master of the boat is not the Designated Premises Supervisor (DPS). This is because the Master for each vessel changes according to working rosters. In line with previous discussions with South Lakeland District Council, the premises supervisor is an operations Manager/Supervisor who is in overall charge of operations at that time. The Company will attempt to ensure that at least one DPS is on duty either at Lakeside, Bowness, or Ambleside. However, in accordance with the provisions of the Act, the DPS for each boat will be contactable at all times.

**Nigel Wilkinson**  
**Managing Director**  
**September 2020**

**WINDERMERE LAKE CRUISES LIMITED**  
**Operating Schedule**

**General - all four Licensing Objectives**

The Company predominantly caters for passengers using scheduled boat services on Windermere. The majority of customers are staying in the local area and sail with Windermere Lake Cruises Limited as part of their holiday in the Lake District. In addition, the company caters for visitors on day trips to the Lake District, both independently and also as part of tour groups. The Company has also been able to attract groups wishing to celebrate a special occasion on the boats, for example a wedding, birthday, anniversary or similar event and corporate events. The Company works in conjunction with local hotels to supplement their conference and events "offer" by providing a uniquely Cumbrian experience of sailing on England's longest lake, either as part of a corporate event/conference or as a "standalone" activity.

The Company wishes to maintain its reputation and given the high profile that the company has as the Lake District's largest visitor attraction, safe and responsible operation is the over-riding priority. It is the intention to continue to operate as a family orientated business and to focus on maintaining the existing high standards, as evidenced by the award of the Visitor Attraction Quality Assurance Standard by Visit Britain.

The type of entertainment proposed will reflect the pleasurable experience that a sailing on Windermere gives the family. The Company has no intention of becoming a "floating events venue" similar to some of the large boats that operate on urban inland waterways both in the United Kingdom and overseas. It is hoped that this ethos comes firmly across in this application.

The addition of the MV Swift to the Company's fleet will not change the way in which the Company has operated for many years. No significant escalation in the Company's present activities is envisaged, apart from the provision of additional capacity and the enhancement of the visitor experience that a new vessel, built to the latest standards, will bring. In accordance with Government guidance, there is a general requirement for caution to be taken that existing law is not duplicated and that existing legislative processes are not replicated. In particular, for inland waterway passenger vessels, there should be no duplication of, or conflict with, the safety regime for passenger ships.

In relation to private charters, boats are always hired with a Master and in almost all circumstances with a crew on board. The MV Swift will have a Master and three crew, as a minimum.

The Company does not offer bare boat charters and has adopted a risk assessment process in relation to every booking accepted, so that the necessary measures to ensure the safe and smooth running of the cruise are taken. Where there is perceived to be a higher than normal risk attached to any particular elements of a charter application, the circumstances are assessed before a decision is taken as to whether to accept that booking. As part of the risk assessment process, and taking into account the details of the persons onboard, the Company will either deploy additional crew to supervise the entertainment and other activities that are intended to take place on board or will decline the booking. For example, a short, daytime pre-dinner cruise booking, with mixed aged guests who are staying at a local hotel, would not give any particular reasons for concern about unruly behaviour. However, and in contrast, a party of young adults wanting to book an evening celebration on board one of the "steamers", where all elements of licensable activity are to take place, would be assessed as higher risk and the charter application would

either be declined, or appropriate measures would need to be taken in order to ensure that the licensing objectives could be tightly controlled. In these circumstances, the Company would look to provide further mitigation such as allocating additional crew to the vessel and the duration of the cruise may be limited.

In the operating schedule, music and dancing is indicated to take place both indoors and outdoors. The licensable activities will take place on board the vessel, but as parts of the main deck on the MV Swift and the upper deck are, or can be open to the elements, we have treated this space as being outdoors.

The steps set out below are those proposed to promote the licensing objectives, taking into account the activity in the past and the existing safety regimes, together with the measures that the Company will continue to take to promote the licensing objectives.

**(a) Public Safety**

Before the MV Swift goes into passenger service, a Passenger Certificate will have to be issued by the Maritime and Coastguard Agency (MCA). In addition, a Domestic Safety Management Certificate will be issued, again by the MCA, to confirm compliance with the Domestic Safety Management Code (DSM), which is the Company's safety management system. All passenger ships in the United Kingdom must have both a valid Passenger Certificate and a Domestic Safety Management Certificate in order to operate, and the MV Swift will not sail without this certification.

In order to obtain a Passenger Certificate, the vessel is subject to a rigorous annual survey conducted by a Marine Surveyor employed by the MCA. Aspects of safety covered by this survey include the vessel's construction, including stability, survivability in the event of damage to the hull, fire protection, emergency escape routes, safe means of access, safety equipment and safety training. The Surveyor also ensures that the vessel complies with any additional requirements that may have been imposed since the previous inspection, as marine safety standards are continuously improved. The Passenger Certificate also states the maximum number of passengers to be carried on the vessel, in both summer and winter, and defines the class of boat in accordance with the definition of United Kingdom classes of domestic passenger ship.

The MV Swift has been built to the requirements of Merchant Shipping Notice 1823 (M), The Inland Waters Passenger Ship Code (Safety Code for Passenger Ships Operating Solely in UK Categorized Waters, Edition 2, Amendment 1). This is the latest edition of the safety code and ensures that the MV Swift is built to the very latest safety standards.

In accordance with MCA guidelines, boats holding Passenger Certificate meet the licensing objectives of public safety. Since licensing activities have taken place on board our fleet for many years, it is considered that during survey and inspection of the vessel and the audit of the Safety Management System on board the public safety objectives have been addressed and considered by the MCA.

The Company's policy on alcohol is contained in the Windermere Lake Cruises Domestic Safety Management Code, an extract of which is attached. This document is issued to the ship's Master and copies are held on board.



**(b) Public Nuisance**

The Company is not aware of any formal noise complaints and wishes to work with the Environmental Protection Team. The other vessels in the fleet already provide music and dancing provision similar to that requested in the application.

In order to prevent noise disturbance, and to offer protection to neighbouring properties, it will be noted that the Company has limited the hours for entertainment. Specifically, no karaoke is proposed at all.

Where practicable, live music will be performed indoors, and windows and doors kept closed (except for access and egress) thus noise emanating from the vessel will be kept to a minimum. However, it is possible that the MV Swift could, during warmer periods, operate with the upper deck saloon windows lowered, with live music being performed or played. Noise consideration measures will be taken, and performers will be informed of the need to keep the amplifiers and volume on microphones to a minimum. It is not practicable, however, to set a maximum on the number of performers, save in respect of using the on-board audio facilities, or indeed constrain the number of occasions annually. Exclusive private charters are available to groups of 10 people up to the vessel's passenger capacity, although it is envisaged that the maximum recommended group size for the MV Swift would be 100 with a charter duration from one hour upwards. Every private cruise is a unique occasion and is tailor-made to the hirer's specific requirements and therefore cruises with entertainment on board could take place on any day of the week.

Recorded music covers background music inside the boat as well as the possibility of a disco on the vessel. The playing of recorded music outdoors will be limited, and the volume will be kept to a minimum so as to be inaudible in the nearest noise sensitive building. Where there is incidental background music, this will be played through a media player, or other recorded source, on board the vessel.

Dancing will be permitted on the MV Swift. Dancing is available on special scheduled cruises, such as the Evening Buffet/Jazz Cruises, which may be held on the MV Swift, and these are presently operated on a Wednesday and Saturday evening during the summer and are open to the public. Dancing will also be permitted in relation to private charter cruises on the MV Swift.

There will be no noise or vibration emanating from the premises after 23.00 hours and all sailings ends no later than one hour after sunset.

The Company is aware of the need to address issues of anti-social behaviour. The Company would be prepared to place on the pier, in a prominent location, a notice pointing out the needs of local residents and the need to leave the premises and the area quietly. However, the MV Swift will be operated in a similar manner to our other vessels and since our vessels became licensed premises a number of years ago we have experience virtually no anti-social behaviour at all.

**(c) Prevention of Crime and Disorder**

The Master of the boat has complete control of the vessel and is in charge of all operations relating to the boat. Our Masters have complete and unfettered discretion to act in any way they consider appropriate, including but not limited to such action as the Master may consider necessary or desirable to preserve the safety and security of the vessel and the comfort, enjoyment and safety of the passengers, to safeguard the environment and to maintain good order and security on the vessel.

The Master has the discretion to refuse transportation of, or at any stage of a cruise disembark any person, who in their judgment endangers the vessel, the crew or other passengers, is or becomes unfit to travel, is or is suspected to be drunk or jeopardises the health, safety or well-being of the other persons on board. Company staff working in the ticket office and on the piers must report any passengers they suspect to be drunk or unfit to travel to the Operations Manager and in turn the Master.

With the exception of certain traditional wooden launches, most vessels have a bar installed on board. If a bar is installed the application will confirm this. It is not permitted for passengers, including private hirers on chartered cruises or members of a hirer's party, to bring their own alcoholic drinks on board. Passengers found to have their own drinks on board will have them confiscated for the duration of the sailing and returned to them at the end of the cruise. Serving of alcohol drinks is at the complete and unrestricted discretion of the Master and must, in any event, be supplied, or authorized to be supplied, by a Personal Licence holder.

The vessel is secured overnight and locked. The MV Swift will have an on board CCTV system and there are radio links to the duty Manager from on board the vessel, so that the Master and crew can keep in regular contact with the terminals at Lakeside, Bowness and Ambleside.

As regards dispersal of customers, the vast majority of persons using the boats are independent passengers. The Company owns car parks for the use of customers at Bowness, Waterhead (Ambleside) and owns a 300-space car park at Lakeside. There are also many public parking spaces in close proximity to the piers at Bowness (600 spaces), and Waterhead (200 spaces). There are good public transport links and taxi ranks at the main piers.

**(d) Protection of Children from Harm**

Children are generally accompanied by adults and smoking is not permitted on any part of any vessel. Staff are trained and there is a policy of requiring proof of age in appropriate circumstances. Alcohol is securely stored.

The Company would decline to sell a child a ticket travelling on their own, if that child were not accompanied by an adult and was under the age of 16 years.

**Nigel Wilkinson**  
**Managing Director**  
**September 2020**

## Section 11

### Company Policy on Alcohol & Drug Abuse

Windermere Lake Cruises have responsibilities under the Health and Safety at Work 1974, to take appropriate action to ensure that the health, safety and welfare of its employees. This means reducing the risk of incident in respect of any employees whose proper performance of their duties is or may be impaired as a result of drug or alcohol abuse. A Breathalyser is available and is kept in the HR Managers office.

No employee will be allowed to bring into the workplace alcoholic beverages or drugs without the express authority of a senior manager. Any employee therefore found under the influence or having in his/her possession alcoholic beverage or drugs place himself or herself subject to dismissal.

The master has the right to refuse access to the vessel of any person who may pose a danger to themselves or to the crew and passengers.

Passengers under the influence of alcohol or drugs, who may pose a danger to themselves or to the crew and passengers, should not be allowed to remain in the vessel.

The master has the right to refuse any passenger alcoholic beverage and close the bar and sail to the nearest pier if in the interest of onboard safety.

The Operations Manager must be informed in all of the above situations.

Passengers under the age of eighteen shall not be served alcohol.

#### Licensing Act 2003

Premises and Personal Licences have been issued to the appropriate vessels and personnel, a list of which is available at Winander House. Windermere Lake Cruises will operate its vessels so as to comply with the relevant legislation as per the Licensing Act 2003.