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 MOUNTBARROW LIMITED

(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)0145

Part 1 – Premises Details

Postal addres	Postal address of premises or, if none, ordnance survey map reference or description						
	MOUNTBARROW SERVICE STATION MOUNTBARROW ROAD						
			T A 10				
Post town	Post town ULVERSTON Postcode LA12 9NR						

Telephone number at premises (if any)	01229 584134
Non-domestic rateable value of premises	£16,500.00

Part 2 – Applicant details

Daytime contact telephone number	01562 864488 (AGENTS)
E-mail address (optional)	sara@lockett.uk.com (AGENTS)
Current postal address if different from premises address	
Post town	Postcode

Please tick as appropriate

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

□ No

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

DD MM YYYY

XYes

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

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

 EXTEND THE FOOTPRINT AND LICENSABLE AREA OF THE PREMISES.
CHANGE THE INTERNAL LAYOUT OF THE PREMISES AND THEREFORE UPDATE THE PLAN ATTACHED TO THE PREMISES LICENCE.
EXTEND THE SALE OF ALCOHOL HOURS (CONSUMPTION OFF THE PREMISES) TO 0700-23.00 HOURS EACH DAY.
REMOVE SEASONAL RESTRICTIONS FOR ALCOHOL SALES ON CHRISTMAS DAY AND GOOD FRIDAY.
REMOVE OFF LICENCE MANDATORY CONDITIONS (ANNEX 1) POINTS 1A-D.
ADD CONDITIONS TO THE PREMISES LICENCE AS DETAILED IN SECTION M OF THE APPLICATION FORM.

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:

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.

Pro 3)	vision of regulated entertainment (Please see guidance note	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 (if ticking yes, fill in box H)	(g)	

Provision of late night refreshment (if ticking yes, fill in box I)	
Supply of alcohol (if ticking yes, fill in box J)	\boxtimes
In all cases complete boxes K, L and M	

A

Plays Standard days and timings (please read guidance note 8)		read	Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guida	nce note 5)	
Tue	ND.				
Wed			State any seasonal variations for performing plays (please read guidance note 6)		
Thur					
Fri			Non standard timings. Where you intend to use the performance of plays at different times to those ling on the left, please list (please read guidance note for the left, please list (please read guidance note for the left).	sted in the colu	
Sat					
Sun					

Films Standard days and timings (please read guidance note 8)		read	<u>Will the exhibition of films take place indoors</u> <u>or outdoors or both – please tick</u> (please read guidance note 4)	Indoors Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guida	nce note 5)	
Tue					
Wed			State any seasonal variations for the exhibition of guidance note 6)	<u>films</u> (please r	ead
Thur					1
Fri			Non standard timings. Where you intend to use the exhibition of films at different times to those listed the left, please list (please read guidance note 7)		
Sat					
Sun					

В

Indoor sporting events Standard days and timings (please read guidance note 8)		nd read	<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 6)
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 7)
Fri			
Sat			
Sun			

С

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)		nd read	Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guida	nce note 5)	
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6)		<u>ent</u>
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 7)		ed
Sat					
Sun					

Live music Standard days and timings (please read			<u>Will the performance of live music take place</u> <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	
guidan	ce note 8))		Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guida	nce note 5)	
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 6)		
Thur					
Fri			Non standard timings. Where you intend to use the performance of live music at different times to the column on the left, please list (please read guidantic)	ose listed in the	
Sat					
Sun					

Recorded music Standard days and timings (please read		nd read	Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	
guidar	ice note 8)		Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guida	nce note 5)	
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 6)		
Thur					
Fri			Non standard timings. Where you intend to use the playing of recorded music at different times to the column on the left, please list (please read guidance)	se listed in the	
Sat					
Sun					

F

G

Performances of dance Standard days and			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors		
timing	s (please) ce note 8	read		Outdoors		
Day	Start	Finish		Both		
Mon			Please give further details here (please read gui	Please give further details here (please read guidance note 5)		
Tue						
Wed			State any seasonal variations for the performance of dance (please read guidance note 6)			
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 7)			
Sat						
Sun						

Η

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainn providing	nent you will b	e
Day	Start	Finish	Will this entertainment take place indoors or	Indoors	
Mon			<u>outdoors or both – please tick</u> (please read guidance note 4)	Outdoors	
			а	Both	
Tue			Please give further details here (please read guid	dance note 5)	
Wed					
Thur			State any seasonal variations for entertainment description to that falling within (e), (f) or (g) guidance note 6)		
Fri					
Sat			Non standard timings. Where you intend to us for the entertainment of a similar description to within (e), (f) or (g) at different times to those li column on the left, please list (please read guidar	o that falling isted in the	5
Sun					

Late night refreshment Standard days and timings (please read			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors Outdoors	
guidance note 8))			
Day	Start	Finish		Both	
Mon			Please give further details here (please read gui	dance note 5)	
Tue					
Wed			State any seasonal variations for the provision refreshment (please read guidance note 6)	<u>of late night</u>	
Thur					
Fri			Non standard timings. Where you intend to us for the provision of late night refreshment at d those listed in the column on the left, please list	ifferent times.	
Sat			guidance note 7)		
Sun					

I

Supply of alcohol Standard days and timings (please read		ind	Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	
guidance note 8)				Off the premises	\boxtimes
Day	Start	Finish		Both	
Mon	07:00	23:00	State any seasonal variations for the supply of read guidance note 6)	alcohol (please	e
Tue	07:00	23:00	NONE		
Wed	07:00	23:00			
Thur	07:00	23:00	<u>Non-standard timings.</u> Where you intend to us for the supply of alcohol at different times to the column on the left, please list (please read guidant	ose listed in t	
Fri	07:00	23:00	NONE		
Sat	07:00	23:00			
Sun	07:00	23:00			

Κ

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 10).

NONE

J

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6) NONE
Day	Start	Finish	
Mon	00:00	00:00	
Tue	00:00	00:00	
Wed	00:00	00:00	Non standard timings. Where you intend the premises to be
Thur	00:00	00:00	open to the public at different times from those listed in the column on the left, please list (please read guidance note 7)
Fri	00:00	00:00	
Sat	00:00	00:00	
Sun	00:00	00:00	

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

- 1. THE HOURS WHICH CURRENTLY RESTRICT THE SALE OF ALCOHOL TO MONDAY TO SATURDAY 08:00-23:00 HOURS AND SUNDAY 10:00-22:30 HOURS.
- 2. THE SEASONAL RESTRICTIONS FOR SALE OF ALCOHOL ON CHRISTMAS DAY AND GOOD FRIDAY.
- 3. THE OFF LICENCE MANDATORY CONDITIONS SHOWN IN ANNEX 1 POINTS 1A-D.

Please tick as appropriate

 \Box

- 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.

PREMISES LICENCE SUBMITTED TO LICENSING AUTHORITY AS PART OF APPLICATION TO TRANSFER PREMISES LICENCE TO MOUNTBARROW LIMITED SUBMITTED 09/09/2021. \mathbf{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 11)

A suitable and sufficient CCTV system with recording facilities will be in place at site and will operate at all times the premise is open for licensable activities. Images will be retained for a period of no less than 31 days. Access to the equipment and recordings will be provided to the Police or other relevant officers of a responsible authority within 24 hours of the request being made.

Staff will be trained with regard to their responsibilities in the retail sale of alcohol and regular refresher training will also be undertaken (minimum of every 6 months). Written training records can be made available for inspection upon reasonable request by the Police or other relevant officers of a responsible authority.

A refusals log will be operated and maintained and will be produced to a relevant officer of the Police or other relevant officers of a responsible authority upon reasonable request. The log will be checked, signed and dated on a regular basis.

An incident log will be operated and maintained and will be produced to a relevant officer of the Police or other relevant officers of a responsible authority upon reasonable request. The log will be checked, signed and dated on a regular basis.

A Challenge 25 policy will be operated at the premise. Acceptable forms of identification are a passport, photo-card driving licence and PASS accredited identification card.

The Premises Licence holder shall be permitted to display bulk stacks, wine towers and promotional offerings throughout the store that may not necessarily be shown on the plan. The locations may be subject to change but will be contained within the red lined licensable area shown on the plan attached to the Premises Licence. The display of bulk stacks will not be located where they may impact on the ability of customers to use exits or escape routes without impediment.

b) The prevention of crime and disorder

A suitable and sufficient CCTV system with recording facilities will be in place at site and will operate at all times the premise is open for licensable activities. Images will be retained for a period of no less than 31 days. Access to the equipment and recordings will be provided to the Police or other relevant officers of a responsible authority within 24 hours of the request being made.

Staff will be trained with regard to their responsibilities in the retail sale of alcohol and regular refresher training will also be undertaken (minimum of every 6 months). Written training records can be made available for inspection upon reasonable request by the Police or other relevant officers of a responsible authority.

c) Public safety

A suitable and sufficient CCTV system with recording facilities will be in place at site and will operate at all times the premise is open for licensable activities. Images will be retained for a period of no less than 31 days. Access to the equipment and recordings will be provided to the Police or other relevant officers of a responsible authority within 24 hours of the request being made.

d) The prevention of public nuisance

Staff will be trained with regard to their responsibilities in the retail sale of alcohol and regular refresher training will also be undertaken (minimum of every 6 months). Written training records can be made available for inspection upon reasonable request by the Police or other relevant officers of a responsible authority.

An incident log will be operated and maintained and will be produced to a relevant officer of the Police or other relevant officers of a responsible authority upon reasonable request. The log will be checked, signed and dated on a regular basis.

e) The protection of children from harm

A suitable and sufficient CCTV system with recording facilities will be in place at site and will operate at all times the premise is open for licensable activities. Images will be retained for a period of no less than 31 days. Access to the equipment and recordings will be provided to the Police or other relevant officers of a responsible authority within 24 hours of the request being made.

Staff will be trained with regard to their responsibilities in the retail sale of alcohol and regular refresher training will also be undertaken (minimum of every 6 months). Written training records can be made available for inspection upon reasonable request by the Police or other relevant officers of a responsible authority.

A refusals log will be operated and maintained and will be produced to a relevant officer of the Police or other relevant officers of a responsible authority upon reasonable request. The log will be checked, signed and dated on a regular basis.

Checklist:

Please tick to indicate agreement

•	I have made or enclosed payment of the fee; or I have not made or enclosed payment of the fee because this application has been	\boxtimes
•	made in relation to the introduction of the late night levy.	\boxtimes
•	I have sent copies of this application and the plan to responsible authorities and others where applicable.	\boxtimes
•	I understand that I must now advertise my application.	\boxtimes
•	I have enclosed the premises licence or relevant part of it or explanation.	\boxtimes
٠	I understand that if I do not comply with the above requirements my application will be rejected.	\boxtimes

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.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	Sament	P.P. LOCKETT & CO
Date	10 TH SEPTEMBER 2021	
Capacity	DULY AUTHORISED AGENTS	

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 14). 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 15)				
SARA CLEN LOCKETT & 13 CHURCH	ż CO			
Post town	KIDDERMINSTER	Post code	DY10 2AH	

Telephone number (if any)	01562 864488
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional) sara@lockett.uk.com

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

- 1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
- 2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
- 3. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the

relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.

- Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
- 4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
- 5. 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.
- 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
- 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- 8. 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.
- 9. 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'.
- 10. 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

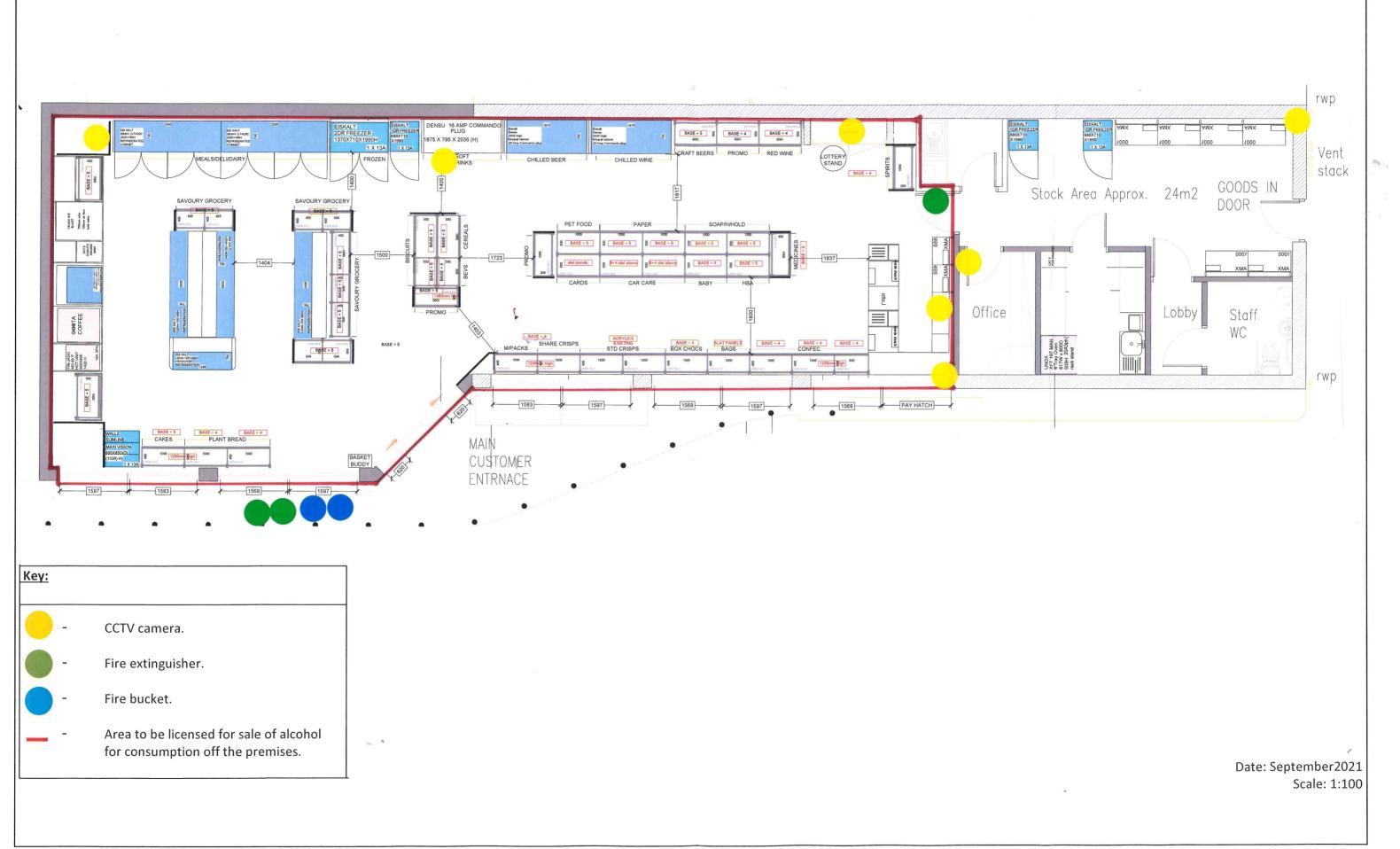
exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.

- 11. Please list here steps you will take to promote all four licensing objectives together.
- 12. The application form must be signed.
- 13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
- 15. This is the address which we shall use to correspond with you about this application.



Mountbarrow Service Station Mountbarrow Road Ulverston Cumbria LA12 9NR

10



PUBLIC NOTICE OF AN APPLICATION TO VARY A PREMISES LICENCE UNDER SECTION 34 OF THE LICENSING ACT 2003

Notice is hereby given that an application was made to **SOUTH LAKELAND COUNCIL** to vary a premises licence under the above Act on the **10TH SEPTEMBER 2021.**

Applicant:	MOUNTBARROW LIMITED
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Address of premises: MOUNTBARROW SERVICE STATION, MOUNTBARROW ROAD, ULVERSTON, CUMBRIA, LA12 9NR

Proposed variation to the licensable activities:

1. EXTEND THE FOOTPRINT AND LICENSABLE AREA OF THE PREMISES. 2. CHANGE THE INTERNAL LAYOUT OF THE PREMISES AND THEREFORE UPDATE THE PLAN ATTACHED TO THE PREMISES LICENCE. 3. EXTEND THE SALE OF ALCOHOL HOURS (CONSUMPTION OFF THE PREMISES) TO 0700-23.00 HOURS EACH DAY. 4. REMOVE SEASONAL RESTRICTIONS FOR ALCOHOL SALES ON CHRISTMAS DAY AND GOOD FRIDAY.5. REMOVE OUTDATED CONDITIONS FROM THE PREMISES LICENCE. 6. ADD CONDITIONS TO THE PREMISES LICENCE.

Any person intending to make relevant representations on this application should submit them in writing to: THE LICENSING MANAGER, LICENSING SECTION, SOUTH

LAKELAND DISTRICT COUNCIL, SOUTH LAKELAND HOUSE, LOWTHER STREET, KENDAL, LA9 4UD or by emailing to: licensing@southlakeland.gov.uk so they are received no later than 8TH OCTOBER 2021.

The full application can be viewed at the above address between the hours of 10.00am to 4.00pm, Monday to Friday or by contacting the Licensing Department.

It is an offence to make a false statement in connection with an application and those who make a false statement may be liable on summary conviction to a fine of any amount.

Lockett & Co – duly authorised agents