

Licensing Sub-Committee

Tuesday 20 November 2018 at 10.00 am

To be held at the Town Hall, Pinstone Street, Sheffield, S1 2HH

The Press and Public are Welcome to Attend

Membership

**Councillors David Barker (Chair), Adam Hurst and George Lindars-Hammond
Vickie Priestley (Reserve)**

PUBLIC ACCESS TO THE MEETING

The Licensing Committee carries out a statutory licensing role, including licensing for taxis and public entertainment.

As a lot of the work of this Committee deals with individual cases, some meetings may not be open to members of the public.

Recording is allowed at Licensing Committee meetings under the direction of the Chair of the meeting. Please see the website or contact Democratic Services for details of the Council's protocol on audio/visual recording and photography at council meetings.

A copy of the agenda and reports is available on the Council's website at www.sheffield.gov.uk. You can also see the reports to be discussed at the meeting if you call at the First Point Reception, Town Hall, Pinstone Street entrance. The Reception is open between 9.00 am and 5.00 pm, Monday to Thursday and between 9.00 am and 4.45 pm. on Friday.

You may not be allowed to see some reports because they contain confidential information. These items are usually marked * on the agenda.

If you require any further information please contact John Turner on 0114 273 4122 or email john.turner@sheffield.gov.uk

FACILITIES

There are public toilets available, with wheelchair access, on the ground floor of the Town Hall. Induction loop facilities are available in meeting rooms.

Access for people with mobility difficulties can be obtained through the ramp on the side to the main Town Hall entrance.

**LICENSING SUB-COMMITTEE AGENDA
20 NOVEMBER 2018**

Order of Business

- 1. Welcome and Housekeeping Arrangements**
- 2. Apologies for Absence**
- 3. Exclusion of Public and Press**
To identify items where resolutions may be moved to exclude the press and public
- 4. Declarations of Interest**
Members to declare any interests they have in the business to be considered at the meeting
- 5. Licensing Act 2003 - Watt Bar, Charles Street, Sheffield S1 2NE**
Report of the Chief Licensing Officer

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ADVICE TO MEMBERS ON DECLARING INTERESTS AT MEETINGS

If you are present at a meeting of the Council, of its executive or any committee of the executive, or of any committee, sub-committee, joint committee, or joint sub-committee of the authority, and you have a **Disclosable Pecuniary Interest (DPI)** relating to any business that will be considered at the meeting, you must not:

- participate in any discussion of the business at the meeting, or if you become aware of your Disclosable Pecuniary Interest during the meeting, participate further in any discussion of the business, or
- participate in any vote or further vote taken on the matter at the meeting.

These prohibitions apply to any form of participation, including speaking as a member of the public.

You **must**:

- leave the room (in accordance with the Members' Code of Conduct)
- make a verbal declaration of the existence and nature of any DPI at any meeting at which you are present at which an item of business which affects or relates to the subject matter of that interest is under consideration, at or before the consideration of the item of business or as soon as the interest becomes apparent.
- declare it to the meeting and notify the Council's Monitoring Officer within 28 days, if the DPI is not already registered.

If you have any of the following pecuniary interests, they are your **disclosable pecuniary interests** under the new national rules. You have a pecuniary interest if you, or your spouse or civil partner, have a pecuniary interest.

- Any employment, office, trade, profession or vocation carried on for profit or gain, which you, or your spouse or civil partner undertakes.
- Any payment or provision of any other financial benefit (other than from your council or authority) made or provided within the relevant period* in respect of any expenses incurred by you in carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.

*The relevant period is the 12 months ending on the day when you tell the Monitoring Officer about your disclosable pecuniary interests.

- Any contract which is made between you, or your spouse or your civil partner (or a body in which you, or your spouse or your civil partner, has a beneficial interest) and your council or authority –
 - under which goods or services are to be provided or works are to be executed; and
 - which has not been fully discharged.

- Any beneficial interest in land which you, or your spouse or your civil partner, have and which is within the area of your council or authority.
- Any licence (alone or jointly with others) which you, or your spouse or your civil partner, holds to occupy land in the area of your council or authority for a month or longer.
- Any tenancy where (to your knowledge) –
 - the landlord is your council or authority; and
 - the tenant is a body in which you, or your spouse or your civil partner, has a beneficial interest.
- Any beneficial interest which you, or your spouse or your civil partner has in securities of a body where -
 - (a) that body (to your knowledge) has a place of business or land in the area of your council or authority; and
 - (b) either -
 - the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or
 - if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you, or your spouse or your civil partner, has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

If you attend a meeting at which any item of business is to be considered and you are aware that you have a **personal interest** in the matter which does not amount to a DPI, you must make verbal declaration of the existence and nature of that interest at or before the consideration of the item of business or as soon as the interest becomes apparent. You should leave the room if your continued presence is incompatible with the 7 Principles of Public Life (selflessness; integrity; objectivity; accountability; openness; honesty; and leadership).

You have a personal interest where –

- a decision in relation to that business might reasonably be regarded as affecting the well-being or financial standing (including interests in land and easements over land) of you or a member of your family or a person or an organisation with whom you have a close association to a greater extent than it would affect the majority of the Council Tax payers, ratepayers or inhabitants of the ward or electoral area for which you have been elected or otherwise of the Authority's administrative area, or
- it relates to or is likely to affect any of the interests that are defined as DPIs but are in respect of a member of your family (other than a partner) or a person with whom you have a close association.

Guidance on declarations of interest, incorporating regulations published by the Government in relation to Disclosable Pecuniary Interests, has been circulated to you previously.

You should identify any potential interest you may have relating to business to be considered at the meeting. This will help you and anyone that you ask for advice to fully consider all the circumstances before deciding what action you should take.

In certain circumstances the Council may grant a **dispensation** to permit a Member to take part in the business of the Authority even if the member has a Disclosable Pecuniary Interest relating to that business.

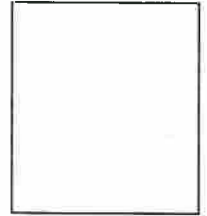
To obtain a dispensation, you must write to the Monitoring Officer at least 48 hours before the meeting in question, explaining why a dispensation is sought and desirable, and specifying the period of time for which it is sought. The Monitoring Officer may consult with the Independent Person or the Council's Audit and Standards Committee in relation to a request for dispensation.

Further advice can be obtained from Gillian Duckworth, Director of Legal and Governance on 0114 2734018 or email gillian.duckworth@sheffield.gov.uk.

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SHEFFIELD CITY COUNCIL Licensing Sub Committee Report



Report of: Chief Licensing Officer, Head of Licensing

Date: 20th November 2018

Subject: Licensing Act 2003

Author of Report: Clive Stephenson

Summary: To consider an application to grant a premises licence made under the Licensing Act 2003.

Watt Bar Charles Street Sheffield S1 2NE

Recommendations: That members carefully consider the representations made and take such steps, as the Sub Committee consider necessary for the promotion of the Licensing Objectives.

Background Papers: Attached documents

Category of Report: OPEN

**REPORT OF THE CHIEF LICENSING OFFICER
(HEAD OF LICENSING) TO THE LICENSING SUB COMMITTEE
LICENSING ACT 2003**

Ref No 116/18

Watt Bar Charles Street Sheffield S1 2NE

1.0 PURPOSE OF REPORT

1.1 To consider an application for the grant of a premises licence made under section 17 of the Licensing Act 2003.

2.0 THE APPLICATION

2.1 The applicant is Forge Creations Limited.

2.2 The application, which was received on 26th September 2018, is attached to this report labelled Appendix 'A'.

3.0 REASONS FOR REFERRAL

3.1 Representations concerning the application have been received from the following and are attached at Appendix B:-

- No 2 Public
- No 2 Councillor
- Environmental Health Services

3.2 Two responsible authority has agreed conditions with the applicant and these are attached to this report at Appendix C.

3.3 The applicant and objectors who made written representations have been invited to attend the hearing. Copies of the front page of the notices are attached to this report labelled Appendix 'D'

4.0 POLICIES TO CONSIDER

4.1 Sheffield City Council Licensing Policy

5.0 FINANCIAL IMPLICATIONS

5.1 There are no specific financial implications arising from this application. However, additional costs may be incurred should the matter go to appeal. In such an eventuality it may not be possible to recover all these costs. The impact of these additional costs (if any) will be kept under review and may be subject of a further report during the year.

6.0 THE LEGAL POSITION

6.1 The Licensing Act 2003 at section 4 (1) requires the Licensing Authority to carry out its functions with a view to promoting the Licensing Objectives which section 4(2) sets out as:-

- a) the prevention of crime and disorder,
- b) public safety,
- c) the prevention of public nuisance,
- d) the protection of children from harm.

6.2 Section 4(3) of the Licensing Act also requires the Licensing Authority to have regard to the published statement of Licensing Policy and any guidance issued by the Secretary of State under section 182.

7.0 HEARINGS REGULATIONS

7.1 Regulations governing hearings under the Licensing Act 2003 have been made by the Secretary of State.

7.2 The Licensing Authority has provided all parties with the information required in the Regulations to the 2003 Act as set out at Appendix 'D'.

7.3 Attached at Appendix 'D' is the following: -

- a) a copy of the Notice of Hearing;
- b) the rights of a party provided in Regulations 15 and 16;
- c) the consequences if a party does not attend or is not represented at the hearing
- d) the procedure to be followed at the hearing.

8.0 APPEALS

8.1 The Licensing Act 2003 section 181 and Schedule 5 makes provision for appeals to be made by the applicant and those making representations against decisions of the Licensing Authority to the Magistrates' Court.

9.0 RECOMMENDATIONS


9.1 That Members carefully consider the representations made and take such steps as the Sub Committee consider appropriate for the promotion of the Licensing Objectives.

10.0 OPTIONS OPEN TO THE COMMITTEE

10.1 To grant the premises licence in the terms requested.

10.2 To grant the premises licence with conditions.

10.3 To reject the whole or part of the application.


Stephen Lonnia
Chief Licensing Officer
Head of Licensing
20th November 2018

Appendix A

Application

685907

Rec 24/9/18



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 ~~an individual~~ Forge Creations Limited
(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

Watt Bar

Postal address of premises or, if none, ordnance survey map reference or description Former Electricity Sub-station facing Charles Street and backing on to Brown Lane.			
To the building's right hand side is the estate agency Fit Property, then the sandwich shop Wellies, on the left hand side of the building is a Silversmiths.			
Opposite the site are two large pay & display car parks along with the Sheffield Hallam Student Union building.			
53°22'38.8"N 1°28'01.7"W 53.377448, -1.467138			
Post town	Sheffield	Postcode	S1 2NB

Telephone number at premises (if any)	n/a
Non-domestic rateable value of premises	£24,000 (estimated from neighbouring businesses)

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 please complete section (B)
 - ii. as a partnership 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:

Please tick yes

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)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)
Surname			First names	
I am 18 years old or over				<input type="checkbox"/> Please tick yes
Current postal address if different from premises address				
Post town			Postcode	
Daytime contact telephone number				
E-mail address (optional)				

A3

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		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal 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 Forge Creations Ltd
Address 42-44 Nottingham Road, Mansfield, NG18 1BL For correspondence in relation to this application please us; [REDACTED] (address of Andrew Grice appointed Director of Forge Creations Ltd.
Registered number (where applicable) 10639231
Description of applicant (for example, partnership, company, unincorporated association etc.) Company responsible for all business operations, named on lease of premises and registered business.
Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

A4

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
01	02	2019

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

The Substation is located within Sheffield's Cultural Industries Quarter Conservation Area and is, therefore, to be designed and refurbished in a way that compliments it's surroundings and is an improvement from its current state of neglect.

The proposal is to provide a bar and restaurant by utilising the existing substation structure along with the adjoining yard and parking area. The development will provide both full and part-time employment at all levels of skill and experience. The renovated Substation will also attract a varied mix of people to the area and its design features inside and out creating a talking point to hopefully attract further visitors to the quarter and help to give the district a further sense of purpose and completion as other areas within Sheffield city centre now benefit from.

The exterior to the main substation building is to remain as existing, a new glazed entrance door is to be installed to the main entrance, with the existing panelled double doors being removed and replaced with a glazed door double entrance door, opening into an external glass entrance lobby.

Flat roofs are to be installed over the two extensions, giving an internal ceiling height of 2.4m, both laid to fall to the rear of the property with a new guttering installed to the rear elevation.

Looking toward the Charles Street elevation, to the left of the substation the existing brick wall forming the yard will be raised to 2.9m to allow for the flat roof at approximately 2.6m high along with a 150mm upstand. A new vertically panelled door is shown in a new opening to provide service access to the kitchen area. On the same elevation, to the right of the substation, the existing brick wall will remain to the rear, again raised to 2.9m to allow for the new flat roof behind. New sliding folding doors are shown in this wall to the front of the property. The addition of this modern style glazing will complement the existing structure and further aid it in a sense of relation to the surrounding CIQ buildings.

Internally the space in the original substation shall remain the main feature as a double height room containing the proposed bar with feature glazed entrance lobby. The bar area is to be made up of loose and fixed seating to cater for both drinkers and diners. A small staff room and disabled WC are shown adjacent the bar with easy access for disabled patrons and for bar staff to access the staff room direct from the bar service area.

To the right of the substation, the existing yard area will be broken through where the new flat roof will house the ladies and gents toilets along with the kitchen. Kitchen extract position to be confirmed by specialist.

To the left, the substation wall will be broken through to allow access to the newly formed dining area created with a mix of fixed and loose seating, and with timber-framed, glazed sliding-folding doors providing access onto the front terrace.

The existing cellar space is intended to be fitted out and used as cool dry storage for keg beer, this will be accessed via an external barrel drop.

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

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

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

Provision of regulated entertainment

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)

AS

- 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

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			
Mon	19:00	23:00	Please give further details here (please read guidance note 3) Amplified music		
Tue	19:00	23:00			
Wed	19:00	23:00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	19:00	23:00			
Fri	19:00	01:00	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)		
Sat	12:00	01:00			
Sun	12:00	23:00			

see email for amendment

F

Recorded music Standard days and timings (please read guidance note 6)			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"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	12:00	00:00	Please give further details here (please read guidance note 3) Amplified music		
Tue	12:00	00:00			
Wed	12:00	00:00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	12:00	01:00			
Fri	12:00	02:00	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	12:00	02:00			
Sun	12:00	00:00			

see email for amendment

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 type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) We have outside space we would like to customers be able to use while the business is open. State any seasonal variations for the provision of late night refreshment (please read guidance note 4) 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)		
Mon	11:00	00:00			
Tue	11:00	00:00			
Wed	11:00	00:00			
Thur	11:00	01:00			
Fri	11:00	02:00			
Sat	11:00	02:00			
Sun	11:00	00:00			

J

see email for amendments ↗

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 checked="" type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) 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)		
Mon	11:00	00:00			
Tue	11:00	00:00			
Wed	11:00	00:00			
Thur	11:00	01:00			
Fri	11:00	02:00			
Sat	11:00	02:00			
Sun	11:00	00:00			

A8

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name Mr Andrew Grice	
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) Pass certificate held – awaiting issue of licence	
Issuing licensing authority (if known) Sheffield District	

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).

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	11:00	00:00	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 (please read guidance note 5)
Tue	11:00	00:00	
Wed	11:00	00:00	
Thur	11:00	01:00	
Fri	11:00	02:00	
Sat	11:00	02:00	
Sun	11:00	00:00	

See email for amendment

A9

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 9)

TO PROMOTE ALL FOUR LICENSING OBJECTIVES WE WILL:

Ensure strong management controls and effective training of all staff so that they are aware of the premises licence and the requirements to meet the four licensing objectives with particular attention to:

- No selling of alcohol to underage people
- No drunk and disorderly behaviour on the premises
- Vigilance in preventing the use and sale of illegal drugs on the premises
- No violent and anti-social behaviour
- Preventing any harm to children

In addition the following areas will be ensured:

- Operating Schedule providing the hours of operation and licensable activities during those hours.
- Designated premises supervisor who will be in day-to-day control of the premises.
- Training for staff on the Licensing Act recorded in the on-site (Training Record).
- Clear "Challenge 25" information to prevent the supply of alcohol to under-age drinkers.
- CCTV system installed with recording option.

As a licensed premises, we know that it is necessary to carry out our functions and to operate our business with the purpose of promoting the four licensing objectives. We promise to support these objectives through our operating schedule and other measures (including staff training and qualifications, policies, and strategic partnerships with other agencies).

b) The prevention of crime and disorder

- Suitably qualified door supervisors will be employed when the premises are open past midnight and both the provision of regulated entertainment and the supply of alcohol are taking place.
- Door supervisors will be employed 30 minutes before the start of the entertainment and 30 minutes after the end of the entertainment.
- Door supervisors will be employed from 9pm until 30 minutes after the entertainment has finished.
- Door supervisors will be used at a ratio of 1:75 with customers.
- Door supervisors will be able to be identified by their uniform and ID worn in a visible location.
- CCTV images will be retained for a minimum of 14 days and will be produced on the request of the police or licensing authority.
- The CCTV system will be operational at all times whilst the premises are trading. If the system is faulty or not working the police and licensing authority will be informed immediately. Details of the malfunction will be recorded in the premises incident book.
- Warning notices will be displayed in public areas of the premises and at all entrances advising that CCTV is in operation. The signs located at entrances will be placed on the exterior of the building at, and adjacent to, all public access doors.
- Membership of the Local Licensees Association will be maintained and the licence holder and our representative will attend meetings and participate in all relevant initiatives.
- A crime prevention policy agreed by the local licensing authority will be in place.
- An incident book will be maintained within which full details of all occurrences of disorder and refused alcohol sales at the premises will be recorded. The incident book will be kept on the premises at all times and will be made available for inspection by the local licensing authority and the police.
- No one carrying open or sealed bottles or glasses will be admitted to the premises at any time.

c) Public safety

- An appropriate method for checking the number of people entering and leaving the premises will be in operation. Ensuring that once the maximum occupancy is reached, no further persons will be admitted.
- Irresponsible drinks promotions will not be in operation, and the standards for the management of responsible drinks promotions including 'happy hours' produced by the British Beer and Pub Association will be complied with.

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.

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 4 – Signatures (please read guidance note 10)

Signature of applicant 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	
Date	18 th September 2018
Capacity	Business Owner, Director and Licensee

For joint applications, signature of 2nd applicant 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 postal address for correspondence associated with this application (please read guidance note 13) Mr Andrew Grice 			
Post town	Sheffield	Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) 			

- The licence holder and people authorised by them will check the premises before it opens to the public to ensure there are no risks to patrons and that all safety precautions are in place.
- The licence holder will ensure that all staff receive appropriate training about emergency and general safety precautions and procedures.
- The licence holder will ensure that all staff are aware of their social and legal obligations and their responsibilities regarding the sale of alcohol.
- Free drinking water will be made available at all times the premises is open to the public.
- The telephone numbers of local taxi operators will be prominently displayed at the premises for the benefit of customers.
- All bottles, glasses and rubbish will be removed from public areas on a regular and frequent basis.
- The electrical system at the premises, including portable appliances will be inspected and tested annually by a competent person and a satisfactory safety report obtained.
- All safety certificates and inspection reports will be kept on site and made available for inspection by officers of relevant statutory bodies.
- The fire safety measures provided on the premises will be maintained in good working order, and their adequacy will be determined on a regular basis, by the carrying out of a fire risk assessment as required by, and in accordance with the Regulatory Reform (Fire Safety) Order 2005.
- An adequate and appropriate supply of first aid equipment and materials will be available on the premises.

d) The prevention of public nuisance

- The licence holder will ensure that staff regularly **patrol** the premises both indoors and out to supervise the orderly conduct of patrons.
- Prominent, legible notices requesting people to leave the premises and the area quietly will be displayed at all exists.
- The licence holder, or persons authorised by them, will control the volume of regulated entertainment taking place at the premises.
- No music or speech is permitted to be played by external speakers without prior written consent from the licensing authority.
- The licence holder will control the volume of regulated entertainment taking place at the premises, by the installation of a noise limiter.
- All external doors and windows will be kept shut, other than for access and egress, in all rooms when events involving amplified music or speech or other entertainment are likely to rise to noise.
- Suitable signage will be displayed in the garden areas requesting patrons to respect the amenities of local residents.
- Where outside areas are provided for the use of customer facilities for the disposing and collecting of litter will be maintained.
- To minimise the effect of littering, litterbins will be provided both inside and directly outside the premises. During opening hours, and at the close of business, arrangement will be made for litter from the business to be collected from the immediate vicinity and stored inside the premises pending collection.
- Where drinks are going to be consumed in outdoor areas they must be served in plastic or toughened glass.

e) The protection of children from harm

- A proof of age policy will be implemented on the premises.
- A challenge 21/25 policy will be employed where those individuals who appear to be under the age of 21/25 attempting to purchase alcohol will be asked for identification. The only type of ID that will be accepted is PASS accredited ID, passport or photo driving licence.
- Any restrictions on the admission of children to the premises will be displayed outside the premises.
- No one under the age of 18 years will be admitted into the premises whilst entertainment of an adult nature is taking place.

A12

Notes for Guidance

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 the 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 applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

ALB

Consent of individual to being specified as premises supervisor

I

of

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

by

relating to a premises licence

for

and any premises licence to be granted or varied in respect of this application made by

concerning the supply of alcohol at

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

A14

Personal licence number

Awaiting issue from Sheffield City Council Licensing Authority
BIIAB Level 2 Award for Personal Licence Holder (PASS)
Qualification Accreditation Number 501/1494/3
Certificate Number 176381
Date Achieved 08/12/2017
Learner Number 180082

Personal licence issuing authority

Sheffield


Sheffield City Council, Licensing Team, Block C, Staniforth Road Depot, Sheffield , S9 3HD

Signed



Andrew Neil Grice

26th September 2018

From: Andy Grice 
Sent: 08 October 2018 16:05
To: Rughani Kishan
Subject: Re: Premises Grant

Good Afternoon Kishan,

As per our phone conversation I would like to amend the timings on our Premises Application. I believe I made a mistake on the closing times on Thursdays as these need to be reduced. Essentially Thursday should be the same as Monday through Wednesday across the board.

I will clarify exactly what I would like to reduce, below is what is currently on licensing portal taken from our initial application and highlighted in **BOLD** are what needs to be changed please.

Live Music indoors Sun 12:00-23:00. Mon-Thu 19:00-23:00. Fri 19:00-01:00. Sat 12:00-01:00.

Recorded music Sun-Wed 12:00-00:00. Thu 12:00-**01:00**. Fri-Sat 12:00-02:00.

Late night refreshment - Sun-Wed 23:00-00:00. Thu 23:00-**01:00**. Fri-Sat 23:00-02:00.

Supply of Alcohol on and off - Sun-Wed 11:00-00:00. Thu 11:00- **01:00**. Fri-Sat 11:00-02:00.

Opening hours - Sun-Wed 11:00-00:00. Thu 11:00-**01:00**. Fri-Sat 11:00-02:00

Thursday finish time needs to be the same as Wednesday so can be included in the bracket of Sun-Thu, therefore the correct version needs to read as follows, (changes are highlighted in **BOLD**)

Live Music indoors Sun 12:00-23:00. Mon-Thu 19:00-23:00. Fri 19:00-01:00. Sat 12:00-01:00.

Recorded music Sun-**Thu** 12:00-00:00. Fri-Sat 12:00-02:00.

Late night refreshment - Sun-**Thu** 23:00-00:00. Fri-Sat 23:00-02:00.

Supply of Alcohol on and off - Sun-**Thu** 11:00-00:00. Fri-Sat 11:00-02:00.

Opening hours - Sun-**Thu** 11:00-00:00. Fri-Sat 11:00-02:00

AK

ALL DIMENSIONS TO BE CHECKED ON SITE.
DO NOT SCALE FROM THIS DRAWING
FOR CONSTRUCTION PURPOSES.

NOTES:

- C: Internal lobby and mezzanine omitted.
19/09/2018, LCS
- B: Pass moved forward, 11/06/2018, LCS.
- A: Staff room reduced, disabled wc, ladies & gents amended, 11/06/2018, LCS.

PROJECT
Electricity Substation
Charles Street
Sheffield

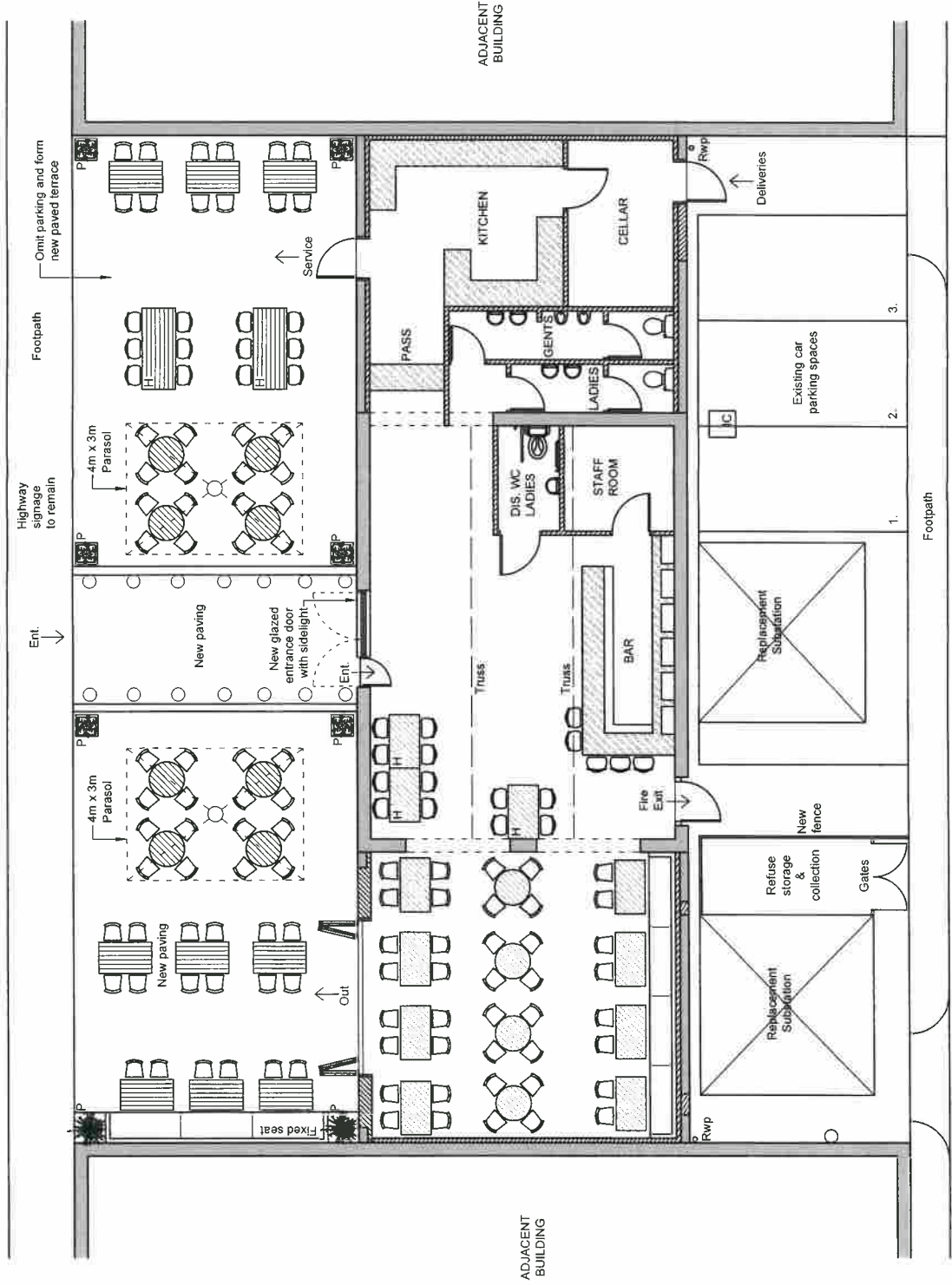
DRAWING
Proposed Ground Floor Plan

DATE	DRAWN	SCALE	NO.	JOB	DWG	REV
06/18	LCS	1:100	95218	03	C	

OS Design
ARCHITECTURE & DESIGN

Oslem Design Limited
Victoria Mill, Brown Reservoir, Derbyshire, S24 4E 1DA
E: info@osdesign.com
W: www.osdesign.com
Registration No: England No. 32148870

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Appendix B

Objections

2 X Public

2 X Councillor

1 x Environmental Health
Services

01

B1

Dear Sir/Madam

I am writing to object to the licensing application to create a late-night bar at 33 Brown Lane, Sheffield, S1 2NH adjacent to our flat.

The proposed opening hours (until 12 midnight Sunday to Thursday and until 2am Friday and Saturday evenings) are incompatible with a residential area. The planning application for this bar stated that the aim of 'Watt Bar' was to become the 'beating heart' of our residential neighbourhood. This is particularly concerning as it implies that noise levels will increase late at night. The area is a mixed area of professionals, young family mature students etc, who should expect to be able to sleep at reasonable times when they have to go to work or study the next day.

The committee should also be aware that planning permission was granted for our residential development on the basis that we did not change the windows of our Grade 2* listed building. Residents cannot install double glazing to protect ourselves from the disturbance of late-night drinkers. They also have to keep the windows open in the summer as the only ventilation. We cannot protect ourselves against any noise generated by the venue..

In making this representation today, I agree with many of my fellow residents and trust that the committee will pay consideration to the suggested restrictions that we make below regarding the application:

- Restricting the opening hour to no later than 11pm Monday – Sunday.
- Making the applicant responsible for all patrons that leave the premises across an extended area to help reduce noise for residents. We suggest that this should be 500 meters.
- The insistence that the venue pay for licensed door staff in the evening to help reduce the potential for conflict with residents over noise by controlling the entry and orderly exit of patrons.
- A prohibition on patrons queuing outside the venue to decrease any noise impact for local residents.
- No congregating of patrons outside the venue to decrease the potential for any noise impact when patrons inevitably enter and exit the venue in order to smoke.
- The installation of a double door in the venue to reduce the impact of internal noise.
- All outdoor areas to be vacated by 10pm.
- No music to be played or live entertainment in the outdoor areas.
- The delivery or collection of goods not to take place prior to 7.30am or after 9pm.
- No disposal of bottles into bins after 9pm or before 7.30am.
- An insistence that venue must be set up as bar/restaurant with tables, as per the plans submitted to the planning authority in the applicant's separate planning application. The applicant must not at any time convert the venue to operate as a 'vertical drinking establishment' later in the evening through the removal of tables. Such references to the venue not being a vertical drinking establishment form part of comments given by Environmental Protection Services and the venue should be forced to stick to this at all times.
- The insistence that the venue must offer a dedicated telephone number for residents, staffed during operational hours to log any noise complaints. This log book should be retained by the venue and available to licensing officers at any point. The venue should write to all residents on a yearly basis informing them of this number.

Yours faithfully,

Heather Manning
Tristan Standley

02

B2

[REDACTED]

To Whom It May Concern

I wish to register an objection to the licensing application to create a late-night bar at 33 Brown Lane, Sheffield on land adjacent to 33 Brown Lane, Sheffield, S1 2NH.

The proposed opening hours: until 12 midnight Sunday to Thursday and until 2am Friday and Saturday evenings are inappropriate in a residential area. The proposed aim of 'Watt Bar' – to become the 'beating heart' of our residential neighbourhood, which was part of the applicant's submission for planning permission, is a concern. This suggests that it will cause significant noise disturbance to its neighbours, regardless of any noise impact assessment relating to the internal parts of the venue, the increased footfall into the early hours of the morning will cause significant noise nuisance to residents in our area.

Alongside other residents I wish to stress the following points and hope that the committee will consider restricting this application in line with our suggestions:

1. Restricting the opening hour to no later than 11pm Monday – Sunday.
2. Making the applicant responsible for all patrons that leave the premises across an extended area to help reduce noise for residents. We suggest that this should be 500 meters.
3. The insistence that the venue pay for licensed door staff in the evening to help reduce the potential for conflict with residents over noise by controlling the entry and orderly exit of patrons.
4. A prohibition on patrons queuing outside the venue to decrease any noise impact for local residents.
5. No congregating of patrons outside the venue to decrease the potential for any noise impact when patrons inevitably enter and exit the venue in order to smoke.
6. The installation of a double door in the venue to reduce the impact of internal noise.
7. All outdoor areas to be vacated by 10pm.
8. No music to be played or live entertainment in the outdoor areas.
9. The delivery or collection of goods not to take place prior to 7.30am or after 9pm.
10. No disposal of bottles into bins after 9pm or before 7.30am.
11. An insistence that venue must be set up as bar/restaurant with tables, as per the plans submitted to the planning authority in the applicant's separate planning application. The applicant must not at any time convert the venue to operate as a 'vertical drinking establishment' later in the evening through the removal of tables. Such references to the venue not being a vertical drinking establishment form part of comments given by Environmental Protection Services and the venue should be forced to stick to this at all times.
12. The insistence that the venue must offer a dedicated telephone number for residents, staffed during operational hours to log any noise complaints. This log book should be retained by the venue and available to licensing officers at any point. The venue should write to all residents on a yearly basis informing them of this number.

I need to stress that we as residents will not be able to protect ourselves from any increased noise outside of Watt Bar as we live in a Grade 2* listed building. Due to planning restrictions we cannot install double glazed windows and have to keep them open in the summer for ventilation. I am a doctor and need sufficient rest to be able to carry out my duties. I know that this is also a concern of many of my fellow residents.

Yours faithfully,


DE A A WALKER

33

33

[REDACTED]

22nd October 2018

To Whom It May Concern:

We write with regards to the above licensing application at the Electricity Substation adjacent to 33 Brown Lane, Sheffield, S1 2NH.

We are alarmed by the proposed late-night opening hours: until 12 midnight Sunday to Thursday and until 2am Friday and Saturday evenings, indicating that this business aims to function primarily as a late-night bar. The proposed aim of 'Watt Bar' – to become the 'beating heart' of our residential neighbourhood, as stated in their submission for planning permission, is particularly alarming, implying that 'Watt Bar' will cause significant noise disturbance to its neighbours. The potential for noise disturbance is augmented by the plans for 50% of the seating / standing / drinking area of 'Watt Bar' to be outside, in the proposed large beer garden on Charles Street, within 50 metres from Butcher Works and our apartment on the corner of Arundel Street and Brown Lane.

It is our understanding that the applicant has funded a noise impact survey related to the internal elements of the building. This does not address the concerns of residents related to the operation of this bar into the early hours of the morning and the related footfall that this will create. The committee should note that in its 2010 report on a planning application for the same building, Environmental Services stated that our areas experiences 'low levels of ambient noise'. Whilst we are located within the city centre, the Cultural Industries Quarter is increasingly a residential area. It is also home to small-scale local manufacturing businesses, galleries and exhibition spaces and café/restaurants, with and without alcohol licences, and some public houses, in contrast to adjacent Heart of the City area, the Cultural Industries Quarter – a designated Conservation Area – is not home to late night bars. Licenced café/restaurants within the Cultural Industries Area, for example Tamper Sellers Wheel on Arundel Street or Birdhouse Café on Sidney Street, are respectful neighbours, do not have opening hours beyond 11pm and do not cause antisocial disturbance to the Cultural Industries Quarter residents. Whilst Sheffield Hallam Students Union does have a later license, it only operates beyond 11pm on less than five nights per year.

It is also important to stress that conventional closing times are needed within this neighbourhood, in which many of the converted residential buildings, on account of their listed status (e.g. Butcher Works), do not and cannot have double-glazed windows. Furthermore, many of the flats, including in Butcher Works, do not have air-conditioning and require windows to be open at night in the summer months to control temperatures. With this in mind we would like to draw your attention to Sheffield City Council policy IB9: Conditions on Development in Industry and Business Areas within the UDP states that new development or change or use

CBU

CBU

BY

Hollis Georgina (CEX)

From: Douglas Johnson [REDACTED]
Sent: 23 October 2018 20:41
To: licensingservice
Cc: Johnson Douglas (GN CLLR)
Subject: Watt Bar

Dear Licensing,

I am writing to support the concerns raised by residents living near the proposed Watt Bar.

Similar concerns have been raised in the planning process. It seems to me that the application should be deferred until those issues have been resolved in the planning context, given that there is some degree of initial dialogue between the parties. To do otherwise would be likely to create further and unnecessary tension between the applicant and residents over issues they have not yet resolved.

The developer has told me that he has commissioned a noise study and proposals for abatement. This is awaited but it would be helpful for all parties if this could be addressed by mutual agreement if possible. In any event, it seems premature for Licensing to make a decision by pre-empting Planning considerations.

The principal issues concern noise and other nuisances such as smells from cooking fumes and smoke extraction. These fall under the "public nuisance" aspect of the Licensing Act principles but clearly are also material planning considerations. There should be appropriate safeguards around opening hours, limits on outside drinking, conditions on opening windows, controls on management practices, controls on levels of amplified sound (which may include the installation of a noise limiter), and controls over early morning deliveries or collection of rubbish.

Hopefully, these will be addressed during the planning process, which is why I would ask Licensing to defer the application until this has been resolved. Otherwise, I would expect Licensing officers to propose a suitable set of conditions that would address the residents' concerns.

Regards,
Douglas

BS

Hollis Georgina (CEX)

From: Gough Jayne (CEX) on behalf of licensingservice
Sent: 16 October 2018 11:28
To: Rughani Kishan; Hollis Georgina (CEX)
Subject: FW: Licence Application for Watt Bar-Charles street, S1 2NB

24/10/18

From: Gibbons Sean (DEL)
Sent: 16 October 2018 08:48
To: Andy Grice (andrew.grice@live.co.uk); licensingservice
Subject: Licence Application for Watt Bar-Charles street, S1 2NB

This emailed representation is made in accordance with the agreement with the Licensing Authority on the 18th October 2006 to accept representations by email.

Dear Andy,

I email further to your Licence Application for Watt bar, Charles Street, S1 2NB.

Unfortunately at this stage, and bearing in mind that you are away in Australia until the end of the consultation period, I feel that I have no alternative but to object to the licence application due to current unsatisfactory layout mainly due to lack of facilities for the proposed usage.

You have previously received the Code of Practice for Licensed Premises, and we have discussed facilities.

Please contact me on your return in order to resolve the issues and any conditions that may be required to be placed on the licence for the promotion of Public Safety.

Kind Regards
Sean

*Sean Gibbons BSc (Hons)
Environmental Health Officer
Health & Safety Inspector
Environmental Regulation
Sheffield City Council
5th Floor North
Howden House
1 Union Street
Sheffield
S1 2SH*

*Tel: 0114 273 4616
Fax: 0114 273 6464
Email: sean.gibbons@sheffield.gov.uk*

Hollis Georgina (CEX)

From: Andy Grice <[REDACTED]>
Sent: 31 October 2018 14:28
To: Hollis Georgina (CEX)
Subject: Re: Watt Bar, Charles Street - Application for a premises licence

Importance: High

Hi Georgina,

With regards our premises license application for Watt Bar, Charles Street in Sheffield City Centre. I would like to respond to your previous email and the comments raised by the local residents. However, prior to my formal response I would like to confirm that while working with both the Planning Authority and Licensing Service I have put together a comprehensive Noise Prevention Strategy. This document is intended to compliment our already extensive premises license application where we addressed the four licensing objectives in great detail, specifically the prevention of public nuisance. I feel this plus the conditions already raised by the Environmental Protection Service and Licensing Team, which I have agreed to are further evidence of our intention to go above and beyond the normal requirements.

In response to the specific requests made by the parties objecting;

- Restricting the opening hour to no later than 11pm Monday – Sunday.

>>> I cannot agree to this on the basis that the conditions already suggested via the planning and licensing processes should be sufficient to prevent public nuisance. Additionally I am confident that the additional measures that I have suggested via the Noise Prevention Strategy will further protect our neighbours from disturbance during our proposed hours of operation.

- Making the applicant responsible for all patrons that leave the premises across an extended area to help reduce noise for residents. We suggest that this should be 500 meters.

>>> I cannot agree to this as there are many other licensed premises within the proposed cordon, policing of this would be near impossible.

- The insistence that the venue pay for licensed door staff in the evening to help reduce the potential for conflict with residents over noise by controlling the entry and orderly exit of patrons.

>>> SIA approved staff will be used when it is deemed necessary such as bank holidays, public holidays and higher volume anticipated events.

- A prohibition on patrons queuing outside the venue to decrease any noise impact for local residents.

>>> I cannot agree to this as I cannot account for a large group of visitors within the city centre making there way to our business, we will have a internal and external capacity as per our planning consent. Public occupying the highways is beyond our control.

B7

- No congregating of patrons outside the venue to decrease the potential for any noise impact when patrons inevitably enter and exit the venue in order to smoke.

>>> I cannot agree to this as the outside space will have a capacity which will be managed by both the bar staff and SIA approved staff members. We are not a vertical drinking establishment and so do not see this being an issue.

- The installation of a double door in the venue to reduce the impact of internal noise.

>>> We have already suggested this and we are currently in the process of agreeing the technical specification with the planning authority.

- All outdoor areas to be vacated by 10pm.

>>> The outside space and local residential properties are separated by a number of large multi storey buildings which as per the noise assessment report provide adequate sound deflection. Additionally there are to be no external speakers, therefore the noise generated will be from conversations between customers. We would be happy to discuss with the planning authority and licensing service a reasonable condition to the use of the outside space.

- No music to be played or live entertainment in the outdoor areas.

>>> This was never a request of ours and has already been confirmed via a planning condition.

- The delivery or collection of goods not to take place prior to 7.30am or after 9pm.

>>> We have already agreed to the following; Movement, sorting or removal of waste materials, recyclables or their containers in the open air shall be carried on only between the hours of 0800 to 2100 Mondays to Saturdays and between the hours of 1000 to 2000 on Sundays and Public Holidays.

- No disposal of bottles into bins after 9pm or before 7.30am.

>>> We have already agreed to the following; Movement, sorting or removal of waste materials, recyclables or their containers in the open air shall be carried on only between the hours of 0800 to 2100 Mondays to Saturdays and between the hours of 1000 to 2000 on Sundays and Public Holidays.

- An insistence that venue must be set up as bar/restaurant with tables, as per the plans submitted to the planning authority in the applicant's separate planning application. The applicant must not at any time convert the venue to operate as a 'vertical drinking establishment' later in the evening through the removal of tables. Such references to the venue not being a vertical drinking establishment form part of comments given by Environmental Protection Services and the venue should be forced to stick to this at all times.

>>> We are not a vertical drinking establishment the plans show where we intend to place tables and chairs.

- The insistence that the venue must offer a dedicated telephone number for residents, staffed during operational hours to log any noise complaints. This log book should be retained by the venue and available to

licensing officers at any point. The venue should write to all residents on a yearly basis informing them of this number.

TS

>>> All of this has been anticipated for and covered in the Noise Prevention Strategy.

I understand that unfortunately this is not a full agreement to the requests made by the objecting parties. I would very much like to agree to requests made but I also have to ensure that our business is competitive and inline with our intended business model. At every stage in both the planning and licensing application process I have been proactive in my approach and extremely considerate of our neighbours.

Once again it is my aim to operate as a safe and positive contributing member of the community, we are not a vertical drinking establishment, we aim to be a social hub for both residents and visitors to Sheffield alike, further complimenting the areas already diverse entertainment scene. As a city centre location we very much understand the variety of both residents and businesses in the locality and it is our sincere aim to engage with everyone as much as possible. To that end I now seek your advice on what the next step will be?

Kind Regards,

Andy

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WITHOUT PREJUDICE:

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On 25 Oct 2018, at 12:08, Hollis Georgina (CEX) <Georgina.Hollis@sheffield.gov.uk> wrote:

Good Afternoon Mr Grice,

With regards to your application submitted for the above premises licence, I can confirm that the last date for comments has now passed.

Appendix C

Agreed conditions
South Yorkshire Police
Environmental Protection Officer

EPS Agreed Con

CI

The proposed is located in a mixed commercial and residential area with relatively low background noise levels throughout the late evening. As such there is an enhanced potential for licensed activity at the premises to give rise to complaints relating to public nuisance. In particular, the EPS is concerned that residents in close proximity will potentially be affected by excessive noise disturbance by both noise breakout of regulated entertainment and patrons outside the premises.

To assist in achieving the licensing objective relating to The Prevention of Public Nuisance, the EPS would recommend the rewording of the proposed conditions detailed in Section M (part d) as follows:

Conditions

1. All doors and windows shall be closed, save for access and egress of the general public and/ or than in case of emergency, when amplified sound is present in the premises.
2. Music should only be played within the building such that:
 - (i) Noise breakout from the building to the street should not exceed the ambient* noise levels by more than 3 dB(A) when measured as a 15 minute L_{Aeq} ;
 - (ii) Noise breakout from the building to the street should not exceed the ambient* noise levels in any octave band centre frequency by more than 3dB when measured as a 15 minute L_{eq} ;
- *Where ambient noise level is the $L_{Aeq, 15 mins}$ in the absence of the specific noise source (breakout from the premises).
3. No amplified sound shall be played in the premises except through an in-house amplified sound system fitted with a sound limiter. The settings of which shall has received the prior written approval of the Environmental Protection Service.
4. No amplified sound or live music shall be played within the external area(s), nor shall loudspeakers be fixed externally outside the building at any time.
5. The DPS or designated member of staff must take a proactive approach to noise control, checking outside the premises to ensure that noise is kept to a reasonable level from patrons using the external area(s) and access/egress.
6. The premises licence holder shall prominently display A5 notices on all exits reminding patrons to leave the premises in a quiet and orderly fashion to respect the local neighbour's needs.
7. The premises licence holder shall prominently display A5 notices in all external areas reminding patrons to be quite whilst using the facilities provided and respect the local neighbour's needs.

We would be grateful if you could please confirm the above conditions are considered satisfactory as soon as possible in order to respond to our Licensing Service and negate the need to attend a formal hearing.

Kind Regards,

Andy
Watt Bar

SYP Conditions
agreed

02

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On 28 Sep 2018, at 09:59, SHEFFIELD_Licensing <Sheffield.Liquor-Licensing@southyorks.pnn.police.uk> wrote:

Good Morning Andy,

Hope you are well. We have been reading through your proposal for the new grant of Watt Bar, Charles Street and would require the following conditions adding to the licence, should it be granted:

- It is considered that for the nature of the operation plastic/polycarbonate drinking vessels will not be required however, a risk assessment will be undertaken should unusual events takes place and management deem it necessary.
- Zero tolerance policy in relation to drugs.
- A CCTV system will be fitted, maintained and in use at all times whilst the premises are open . The CCTV images will be stored for 28 days and police and authorised officers of the council will be given access to images for purposes in connection with the prevention and detection of crime and disorder if necessary. Members of the management team will be trained in the use of the system.

We are aware that you have already put forward CCTV as a condition but request this be kept for a minimum of 28 days if this would be okay with yourselves? We request this of most premises with late licences.

We would be obliged if you would respond to this email and confirm you are happy to adopt the above practices?

Many thanks, your response will be greatly appreciated.

Regards

Appendix D

Hearing notices and Regulations

**Notice of hearing of representations
in respect of the following application:
LA03 Premises Licence Application**

Andy Grice
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Sent via email: [REDACTED]

The Sheffield City Council being the licensing authority, on the 26th September 2018 received an application in respect of the premises known as;

Watt Bar Charles Street Sheffield S1 2NE

During the consultation period, the Council received representations from the following authorities / interested parties:

- **2 x Public**
- **2 x Councillor**
- **1 x Environmental Health Service**

on the likely effect of this application on the promotion of the licensing objectives, should it be granted.

The Council now **GIVES YOU NOTICE** that representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on Tuesday **20th November 2018 10.00am**; following which the Council will issue a notice of determination of the application.

The documents which accompany this notice are the relevant representations which have been made, as defined in Section 35(5) of the Act.

The particular points on which the Council considers that it will want clarification at the hearing from a party are as follows:

- 1) Your response to the representations made, upon which you may ask and be asked questions by the parties to the hearing.
- 2) You may also be asked questions by the parties to the hearing, relating to your application for a licence.

Please complete the attached form LAR1 and return it to: **Licensing Service, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD** within five (5) working days before the day or the first day on which the hearing is to be held.

Dated: 6th November 2018

Signed: **Clive Stephenson**
The officer appointed for this purpose
Licensing Enforcement and Technical Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD. licensing@sheffield.gov.uk



**Notice of hearing of representations
in respect of the following application:
LA03 Premises Licence Application**

Heather Manning / Tristan Standley
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Sent via email: [REDACTED]

The Sheffield City Council being the licensing authority, on the 26th September 2018 received an application in respect of the premises known as;

Watt Bar Charles Street Sheffield S1 2NE

During the consultation period, the Council received representations from the following authorities / interested parties:

- 2 x Public
- 2 x Public
- Environmental Health Services

on the likely effect of this application on the promotion of the licensing objectives, should it be granted.

The Council now **GIVES YOU NOTICE** that representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on Tuesday 20th November 2018 **10.00am** ; following which the Council will issue a notice of determination of the application.

The documents which accompany this notice are the relevant representations which have been made, as defined in Section 35(5) of the Act.

The particular points on which the Council considers that it will want clarification at the hearing from a party are as follows:

- 1) Your response to the representations made, upon which you may ask and be asked questions by the parties to the hearing.
- 2) You may also be asked questions by the parties to the hearing, relating to your application for a licence.

Please complete the attached form LAR1 and return it to: **Licensing Service, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD** within five (5) working days before the day or the first day on which the hearing is to be held.

Dated: 6th November 2018

Signed: Clive Stephenson
The officer appointed for this purpose
Licensing Enforcement and Technical Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD. licensing@sheffield.gov.uk



**Notice of hearing of representations
in respect of the following application:
LA03 Premises Licence Application**

Dr Adam Hague
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Sent via email: [REDACTED]

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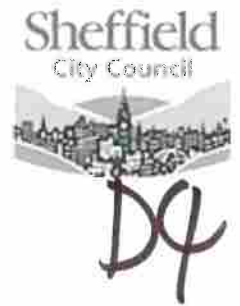
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The officer appointed for this purpose
Licensing Enforcement and Technical Officer

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**Notice of hearing of representations
in respect of the following application:
LA03 Premises Licence Application**

Sean Gibbons
Environmental Health Services
Sheffield City Council

Sent via email: 

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Dated: 6th November 2018

Signed: **Clive Stephenson**
The officer appointed for this purpose
Licensing Enforcement and Technical Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD. licensing@sheffield.gov.uk



**Notice of hearing of representations
in respect of the following application:
LA03 Premises Licence Application**

Cllr Douglas Johnson

Sent via email: [REDACTED]

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The officer appointed for this purpose
Licensing Enforcement and Technical Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD. licensing@sheffield.gov.uk

Right of attendance, assistance and representation

15. Subject to regulations 14(2) and 25, a party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified.

Representations and supporting information

16. At the hearing a party shall be entitled to –
- (a) in response to a point upon which the authority has given notice to a party that it will want clarification under regulation 7(1)(d), give further information in support of their application, representations or notice (as applicable),
 - (b) if given permission by the authority, question any other party; and
 - (c) address the authority

Failure of parties to attend the hearing

20. – (1) If a party has informed the authority that he does not intend to attend or be represented at a hearing, the hearing may proceed in his absence.
- (2) If a party who has not so indicated fails to attend or be represented at a hearing the authority may:–
- (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
 - (b) hold the hearing in the party's absence.
- (3) Where the authority holds the hearing in the absence of a party, the authority shall consider at the hearing the application, representations or notice made by that party.
- (4) Where the authority adjourns the hearing to a specified date it must forthwith notify the parties of the date, time and place to which the hearing has been adjourned.

Procedure at hearing

21. Subject to the provisions of the Regulations, the authority shall determine the procedure to be followed at the hearing.
22. At the beginning of the hearing, the authority shall explain to the parties the procedure which it proposes to follow at the hearing and shall consider any request made by a party under regulation 8(2) for permission for another person to appear at the hearing, such permission shall not be unreasonably withheld.
23. A hearing shall take the form of a discussion led by the authority and cross-examination shall not be permitted unless the authority considers that cross-examination is required for it to consider the representations, application or notice as the case may require.
24. The authority must allow the parties an equal maximum period of time in which to exercise their rights provided for at regulation 16.
25. The authority may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may –
- (a) refuse to permit that person to return, or
 - (b) permit him to return only on such conditions as the authority may specify, but such a person may, before the end of the hearing, submit to the authority in writing any information which they would have been entitled to give orally had they not been required to leave.

Regulation 8

D7

- (1) A party shall give to the authority within the period of time provided for in the following provisions of this regulation a notice stating –
 - (a) whether he intends to attend or be represented at the hearing;
 - (b) whether he considers a hearing to be unnecessary
- (2) In a case where a party wishes any other person (other than the person he intends to represent him at the hearing) to appear at the hearing, the notice referred to in paragraph (1) shall contain a request for permission for such other person to appear at the hearing accompanied by details of the name of that person and a brief description of the point or points on which that person may be able to assist the authority in relation to the application, representations or notice of the party making the request.
- (3) In the case of a hearing under –
 - (a) section 48(3)(a) (cancellation of interim authority notice following police objection), or
 - (b) section 105(2)(a) (counter notice following police objection to temporary event notice),

the party shall give the notice no later than one working day before the day or the first day on which the hearing is to be held.

- (4) In the case of a hearing under –
 - (a) section 167(5)(a) (review of premises licence following closure order),
 - (b) paragraph 4(3)(a) of Schedule 8 (determination of application for conversion of existing licence), paragraph 16(3)(a) of Schedule 8 (determination of application for conversion of existing club certificate)
 - (c) paragraph 26(3)(a) of Schedule 8 (determination of application by holder of justices' licence for grant of personal licence),

the party shall give the notice no later than two working days before the day or the first day on which the hearing is to be held.

- (5) In any other case, the party shall give the notice no later than five working days before the day or the first day on which the hearing is to be held.

This procedure has been drawn up in accordance with the Licensing Act 2003 to assist those parties attending Licensing Committee hearings.

1. The hearing before the Council is Quasi Judicial.
 2. The Chair of the Licensing Committee will introduce the Committee and ask officers to introduce themselves.
 3. The Chair will ask the applicants to formally introduce themselves.
 4. The Solicitor to the Committee will outline the procedure to be followed at the hearing.
 5. Hearing Procedure:-
 - (a) The Licensing Officer will introduce the report.
 - (b) Questions concerning the report can be asked both by Members and the applicant.
 - (c) The Licensing Officer will introduce in turn representatives for the Responsible Authority and Interested Parties who will be asked to detail their relevant representations.
 - (d) Members may ask questions of those parties
 - (e) With the leave of the Chair the applicant or his representative may cross examine the representatives of the Responsible Authorities and Interested Parties.
 - (f) The applicant/licensee (or his/her nominated representative) will then be asked to:-
 - (i) detail the application;
 - (ii) provide clarification on the application and respond to the representations made.
 - (g) The applicant/licensee (or his/her nominated representative) may then be asked questions by members and with the leave of the Chair from the other parties present.
 - (h) The applicant will then be given the opportunity to sum up the application.
 - (i) The Licensing Officer will then detail the options.
 - (j) There will then be a private session for members to take legal advice and consider the application.
 6. The decision of the Licensing Committee will be given in accordance with the requirements of the Licensing Act 2003 and regulations made there under.
- NB:
- 1) At any time in the Licensing Process Members of the Committee may request legal advice from the Solicitor to the Committee. This advice may be given in open session or in private.
 - 2) The Committee Hearing will be held in public unless and in accordance with the Regulations the Committee determine that the public should be excluded.

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