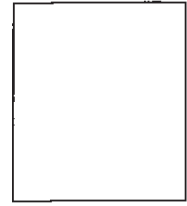




SHEFFIELD CITY COUNCIL Licensing Sub Committee Report



Report of: Chief Licensing Officer, Head of Licensing

Date: 5th January 2017

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.

3 Spooner Road Sheffield S10 5BL.

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 01/17

Blues Bar 3 Spooner Road Sheffield S10 5BL.

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 Blues Bar Limited.

2.2 The application, which was received on 10th November 2016, 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 1 - Public
- No 1 - Councillor

3.2 Responsible Authorities have agreed condition and the applicant has submitted amended parts of the application. This information and conditions are attached at appendix 'C'.

3.3 The applicant and objectors 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 FINANCIAL IMPLICATIONS

4.1 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.

5.0 THE LEGAL POSITION

5.1 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.

5.2 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.

6.0 HEARINGS REGULATIONS

- 6.1 Regulations governing hearings under the Licensing Act 2003 have been made by the Secretary of State.
- 6.2 The Licensing Authority has provided all parties with the information required in the Regulations to the 2003 Act as set out at Appendix 'D'.
- 6.3 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.

7.0 APPEALS

- 7.1 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.

8.0 RECOMMENDATIONS

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

9.0 OPTIONS OPEN TO THE COMMITTEE

- 9.1 To grant the premises licence in the terms requested.
- 9.2 To grant the premises licence with conditions.
- 9.3 To reject the whole or part of the application.


Stephen Lonnia
Chief Licensing Officer
Head of Licensing

Appendix A

Application



PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

LP

A1

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.

cash
Applicant to send
64629.

I/We ~~Anton Smith and Sonia Graham~~ BLUES BAR LTD
(insert name(s) of applicant)

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

Part 1 - Premises Details

Postal address of premises or, if none, Ordnance Survey map reference or description			
3 Spooner Road			
10 NOV 2016			
Post town	Sheffield	Postcode	S10 5BL

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£7,300

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)

A2

- 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

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 Blues Bar Ltd
Address 5 Wilkinson Street Sheffield S10 2GA
Registered number (where applicable) 10390603
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) 07935 068109
E-mail address (optional) blues.sheffield@gmail.com

A4

When do you want the premises licence to start?

09.12.16

DD	MM	YYYY
09	12	16

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

The premises already has the appropriate class of use as a former public house. The premises occupy a trading location with good transport links being just off Fulwood road, one of the main routes. The subject premises is situated immediately adjacent to Barnardo's charity shop and Morrison's Local with Sainsbury's Local, Boots and Costa and a number of takeaways and restaurants (Bati King) in the same parade. Subway is directly opposite. On street parking is available immediately outside the premises with a public car park to the roof of the parade accessed from the rear.

The premises are arranged on the ground floor, internal area of 2,500 sq. ft. The premises is open plan and has a central bar with areas either side. This allows a dining area to be on one side and lounge area to the other side. On the lounge / bar side there would be an area for occasional live music / karaoke. The business is aimed at over 25s however, young people under 18years old would be restricted to the dining area of the room and there would be time restrictions in how long they can stay in the premises (see The protection of children from harm).

To the rear of the bar is a medium size kitchen and access to the cellar with an internal area of 2,500 sq ft. The cellar provides storage and housing the gas central heating boiler.

There is disable access to the premises including a disable toilet. There are male and female toilets totalling 3 sets of toilets (which includes the disable toilet).

There are windows to the side of the building on Spooner Road that are currently boarded up due to the previous occupier using the premises as a music venue. The windows would be restored. There are two entrances to the building (one on Spooner Road and the other at the rear. Previous occupant only used one entrance to the rear. In line with Health & Safety both there would the main door would be used and the other as a Fire Escape during opening times.

Above the premises is a 3 bedroom residential accommodation which would be occupied by the company director. This will enable continuous monitoring of the premises.

There will be no major modification of the premises.

Blues Grill and Lounge Bar will be a unique, stylish and intimate place where customers can socialise. Blues Ltd will cater for small to medium size groups, individuals and couples. Our Lounge / Grill / bar is not aimed at clubbers that frequent the larger establishments. Customers can enjoy our variety grilled cuisine (starters, mains and deserts) with our range of alcoholic and non-alcohol cocktails, hot and cold drinks. There will be a small cocktail bar area for customers to use as a lounge bar. Customers will have the option to consume alcohol and non-alcoholic beverages in the small lounge area socialising and listening to the music with the occasional live music. Diners can use the bar lounge area to relax and enjoy the music after their meal. Main meals will be served until 22:00 following this late refreshments will be served at the bar until times specified below.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

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

AS

- a) plays (if ticking yes, fill in box A)
 - b) films (if ticking yes, fill in box B)
 - c) indoor sporting events (if ticking yes, fill in box C)
 - d) boxing or wrestling entertainment (if ticking yes, fill in box D)
 - e) live music (if ticking yes, fill in box E)
 - f) recorded music (if ticking yes, fill in box F)
 - g) performances of dance (if ticking yes, fill in box G)
 - h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)
- Provision of late night refreshment (if ticking yes, fill in box I)
- Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

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A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2) NA	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

B

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

C

A7

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3) NA
Day	Start	Finish	State any seasonal variations for indoor sporting events (please read guidance note 4)
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			
			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)

D

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

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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<p>Please give further details here (please read guidance note 3)</p> <p>Live music will only be played occasionally not weekly and only on the days specified. The music would be for the entertainment of diners. However when there is live music it will fall within the specified time periods. No live music would be played after 23:30 apart from Fridays and Saturdays which is up to 12.30am.</p> <p>Blues Bar Ltd will have live music during local events, such as Tramlines and Broomhill carnival. This will mean live events will take place from 10am.</p> <p>Noise levels will be appropriately monitored and sound proofing measures will be installed.</p>	Both	<input type="checkbox"/>
Tue	See amendment 30/11/16. 12:14.				
Wed	11:00	23:30		<p>State any seasonal variations for the performance of live music (please read guidance note 4)</p>	
Thur	11:00	23:30			
Fri	11:00	24:00		<p>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)</p>	
Sat	00:00	00:30			
Sun	00:00	00:30			
	11:00	23:30			

A8

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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	00:00	00:30	<p>Please give further details here (please read guidance note 3)</p> <p>Unamplified recorded music would be played mainly as background music, through an in-house sound system fitted with a sound limiter.</p> <p>However, there would be the occasional amplified music played no more than twice a month and never during the week, Sound levels would be monitored appropriately when amplified music is played.</p>	Both	<input type="checkbox"/>
	10:00	24:00			
Tue	10:00	24:00			
Wed	10:00	24:00	<p>State any seasonal variations for the playing of recorded music (please read guidance note 4)</p>		
Thur	10:00	24:00	New Year's Eve open until 03:30		

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Fri	00:00	02:30	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)
	10:00	24:00	
Sat	00:00	02:30	
	10:00	24:00	
Sun	00:00	02:30	
	10:00	24:00	

G

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

H

A10

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p>Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p>Please give further details here (please read guidance note 3)</p>		
Wed					
Thur			<p>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)</p>		
Fri					
Sat			<p>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)</p>		
Sun					

AI

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3) The Grill lounge Bar will supply a selection late night refreshments snacks, from 23:00 on Thurs, Fri and Saturdays only (main meals will be served until 22:00). This will encourage customers attending the bar to eat whilst drinking and prevent over drinking.		
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	23:00	24:00			
Fri	00:00	01:00	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)		
	23:00	24:00			
Sat	00:00	01:30			
	23:00	24:00			
Sun	00:00	01:30			
	23:00	24:00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	00:00	00:30	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
	10:00	24:00			
Tue	10:00	24:00	New Year's Eve open late until 03:00		
Wed	10:00	24:00			
Thur	10:00	24:00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	00:00	01:30			
	10:00	24:00			
Sat	00:00	02:00			
	10:00	24:00			
Sun	00:00	02:00			
	10:00	24:00			

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

A12

Name Anton Smith	
Address 5 Wilkinson Street Sheffield	
Postcode	S10 2GA
Personal licence number (if known) SY06222 PER	
Issuing licensing authority (if known) Sheffield City Council	

K

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

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) Open to the public until 3.30 New Year's Eve.
Day	Start	Finish	
Mon	00:00	01:00	
	10:00	24:00	
Tue	10:00	24:00	
Wed	10:00	24:00	
Thur	10:00	24:00	
Fri	00:00	02:30	
	10:00	24:00	
Sat	00:00	02:30	
	10:00	24:00	
Sun	00:00	02:30	
	10:00	24:00	

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)

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)

In order to promote all four licensing objectives the business will:-

Have effective management controls. All staff will be trained to ensure that they have excellent knowledge of the premises licence and the expectations the company requires of them, in particular:-

- No selling of alcohol to underage people
- No drunk and disorderly behaviour on the premises area
- Vigilance in preventing the use and sale of illegal drugs at the retail area
- Prevention of violent and anti-social behaviour
- Protecting children from harm
- Partnership working and sharing good practice

All employees' contracts will include staff training and qualifications, policies requirements, in order to promote at all times the four licensing objectives. Any breach by staff would be taken very seriously as it would fail to protect the public and jeopardise our licence. We will work with strategic partnerships with other agencies to ensure compliance.

Sonia Graham, one of the directors of Blues Ltd is a qualified HCPC Registered Social Worker in the area of Child Protection with over 25 years post experience. Anton Smith is trained and holds a SIA Badge and has worked in the area of security. Both hold a Personal License and will manage the business and staff. Anton Smith will be Designated Premises Supervisor.

Promotion all four licensing objectives will include:

- Operating Schedule providing the hours of operation and licensable activities during those hours. Designated premises supervisor confirmed it is obligated to be in day-to-day control of the premises, to provide good training for staff on the Licensing Act (Training Record), to make or
- authorize each sale
- Clear "Challenge 25" information to prevent the supply of alcohol to under-age drinkers.
- CCTV system installed with recording facility and remote monitoring.
- Alarm system within the premises with remote notification of intrusions.

As a licensed premise, we know that it is necessary to carry out our functions or operate their businesses with a purpose of promoting these objectives. We promise to support these objectives through their operating schedules and other measures

b) The prevention of crime and disorder

A remote recordable state of the art CCTV System installed to monitor the exterior and interior. Four additional cameras within to monitor other key areas of the premises in order to address the prevention of crime objective. Notices advising that CCTV has been installed on the premises shall be posted up so that they are clearly visible to the public within the licensed premises.

Blues Bar Ltd will have PubWatch membership where monthly meetings will be attended and partnership working with the police, councils and other licence partners. Also the business will join and accesses PubWatch Online, which increases rapid information sharing in tackling anti-social behaviour, increased information security for licensed premises.

The business would be happy to participate in the piloted the Best Bar None Scheme by the police and partners available for all city centre pubs, bar, clubs and restaurants as the business would wish to be part of this recognised award scheme supported by the Home Office and aimed at promoting responsible management and operation of alcohol licensed premises.

There will be a clear and legible notice displayed outside the premises indicating the normal hours under the

A14

terms of the premises licence during which licensable activities are permitted.

Clear and conspicuous notices warning of potential criminal activity, such as theft, that may target customers will be displayed.

Customers drunk or intoxicated will not be allowed into the premises and no selling of alcohol to drunk or intoxicated customers. There will be a zero tolerance policy which will be displayed and enforced.

Take responsible management of group admissions such as hen and stag groups to ensure the safety of other customers.

A comprehensive 'Excluded' and or 'Dispersal' Policy.

Custom will not be sought by means of personal solicitation outside or in the vicinity of the premises.

Prevention and vigilance in illegal drug use at the retail unit area. Zero tolerance on drugs which will be displayed and enforced.

Staff will be well trained in managing potential challenging customers to insure the premises is used in an orderly and respectful manner and prevent binge drinking.

The restaurant will not serve alcohol in bottles or cans but in glasses. Measures in place to prevent customers leaving premises with drinking glasses. Customers will not be allowed to take alcohol off the premises or bring their own alcohol on the premises.

During live events, there will be SIA trained staff on premises to prevent crime and disorder within the premises.

c) Public safety

As well as management responsibilities all staff will receive initial and regular comprehensive training in: -

- Public safety in relation to adherence to environmental health requirements
- Implementation of underage ID checks
- Food safety legislation
- Level 2 food hygiene
- Evacuation procedures
- Carrying out risk assessments
- Adhering to occupancy limit requirement
- Health & Safety procedures

Food registration with Sheffield City Council.

Measures to promote sensible drinking. No promotion of binge drinking 'Happy Hour' our late-night refreshment snacks would be promoted instead.

Appropriate lighting in key areas. Appropriate external lighting.

Mr A. Smith – PLA who will be the DPS who is also a SIA holder and will assess the need to employ Door Supervisors (SIA) as the business develops and as part of the on-going risk assessment of the business.

There will be a register kept on the premises of door supervisors used. The register will be fully completed and signed by the door supervisor and person in charge of the premises prior to any door supervisor commencing any duty and upon completion of any duty. The register will contain the full name and SIA badge number of any door supervisor used at the premises.

No persons will be allowed entry when late night refreshment is being provided if carrying any vessel containing any alcohol.

A log book or recording system shall be kept on the premises in which shall be entered particulars of inspections made; those required to be made by statute, and information compiled to comply with any public safety condition attached to the premises licence that requires the recording of such information. The log book shall be kept

AIS

available for inspection when required by persons authorised by the Licensing Act 2003 or associated legislation.

Recorded risk assessment, periodically reviewed and updated.

Escape routes and exits, including external exits, shall be maintained to ensure that they are not obstructed, in good order with non-slippery and even surfaces, free of trip hazards and clearly identified.

Regular maintenance and checks of the premises. All parts of the premises and all fittings and apparatus therein, door fastenings and notices, lighting, heating, electrical, air condition, sanitary accommodation and other installations, will be maintained at all times in good order and safe. Checks recorded any public safety concerns to be dealt with immediately.

An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.

This business is keen to work in partnership with the local Fire Service and Environmental Health Officer to ensure public safety.

Valid public liability insurance shall be kept in force and a copy of the schedule shall be available for inspection by an authorised officer on request

d) The prevention of public nuisance

Noise reduction measures will be put in place to address the public nuisance objective would include:-

Clear and legible notices will be displayed at the exit requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly.

Interior soundproofing will be installed to enhance noise reduction and work in par with environmental health.

No live music will be played after 23:30 to avoid uncontrollable noise.

From 23:30 there will be a restriction of noise breakout from the premises a minimum of seven metres from the rear façade of the property to levels not exceeding: -

No amplified sound will be played within the building, except through an in-house amplified sound system fitted with a sound limiter. We will be working with environmental health to ensure appropriate levels.

Noise readings will be taken periodically once appropriate levels have been agreed with Environmental Health. Between the hours of 22:30 and 02:30 noise meter readings will be taken every hour and recorded.

There will be a sound proofing measures put in place to reduce noise pollution within the area.

Residents nearest to the property will be given a 'hotline contact number' in order for any breakout noise to be dealt with immediately, although we are confident the measures will address potential breakout noise.

The Grill / Lounge / Bar will not serve alcohol in bottles or cans but in glasses. Glasses will not be permitted outside the premises. This will prevent drinks containers causing litter outside.

No late night or early morning deliveries. Although the restaurant would have very little deliveries, if at all any deliveries will be carried out during the day and in such a manner as to prevent nuisance and disturbance to nearby residents.

Although it will be rare for staff to arrive early morning staff will depart late at night when the business has ceased trading. It is a requirement of staff's working terms and conditions to conduct themselves in such a manner to avoid causing any disturbance to nearby residents.

Dispersal policy will be in place and implemented. Customers will be encouraged not to stand around loudly talking in the street outside the premises.

Customers will not be admitted to premises forty-five minutes before closing.

The business does not allow customers to take food or drink off the premises which will therefore reduce the litter

outside the business. Any movement of bins and rubbish outside the premises, which would be unlikely, will be kept to a minimum after 11.00pm. This will help to reduce the levels of noise produced by the premises.

A16

Adequate waste receptacles for smokers be provided to avoid cigarette butts outside.

A3 Restaurant Odour Extraction/Control compliance with regulations.

e) The protection of children from harm

Staff will be trained by Sonia Graham (director) who is HCPC registered and experience in Child Protection and safeguarding this training would highlight staff and management requirement to:-

- Challenge anyone who looks underage
- Identify and Inspect ID acceptable ID (a card bearing the PASS hologram, a photographic driving license or a passport) if they wish to purchase or drink alcohol in the restaurant
- Identify Child Protection concerns

"Challenge 25" sign will be displayed and enforced. The only acceptable proof of age ID's at the premises are Proof Of Age Standard Scheme (PASS) cards, Passports & photo card driving licences. Staff will be trained in identifying false ID.

Prevent adults buying alcohol for customers underage. As part of Child Protection any adult seen buying alcohol for someone underage will be challenged and reported.

Strict age restrictions will be applied:

Mixed groups of young people e.g. 16 years – 21 years the purchase of alcohol will not be permitted in order to prevent underage members of the group being given alcohol. Anyone under 18 years old will not be permitted after 19:00 hrs and will have to leave the premises by 20:00, during the week and 20:30 at weekends. Mixed groups of young people would need to be visiting the premises for the purpose of having a meal which would involve sitting in the dining area only and would not be permitted to stand at the bar. Furthermore, alcohol would not be served at the table of mixed groups of young people which would make it easier for staff to monitor during busy times.

Under 16 must be accompanied by a responsible adult and can only access the dining seating area only. Under 18 will not be permitted on the premises after 19:00 and would need to leave by 20:30.

For private functions bookings, available Sundays- (celebrations e.g. birthdays, christening etc.) under 16's will need to have responsible adults present and will need to leave the premises by 20:30. For private function bookings will only be allowed to be booked by an adult who would need to agree that they have a duty to support staff in monitoring young people at their function.

Any staff breaching the protection of children from harm following initial induction training, Child Protection carried out by Sonia Graham, HCPC registered Social Worker will be dismissed as gross misconduct.

Log Book will be kept upon the premises at all times and information manual for staff. Evidence of staff training will be recorded.

Checklist:

Please tick to indicate agreement


A17

- 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	 SONIA GRAHAM
Date	10/11/2016
Capacity	DIRECTOR

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)			
5 Wilkinson Street			
Post town	Sheffield	Postcode	S10 2GA
Telephone number (if any)	07935068109		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
Blues.sheffield@gmail.com			

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

Blues Bar Ltd
[name of applicant]

concerning the supply of alcohol at
Blues Bar Ltd
3 Spooner Road,
Sheffield
S10 5BL

[name and address of premises to which application relates]

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.

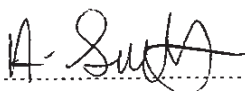
Personal licence number

SY06222 PER
[insert personal licence number, if any]

Personal licence issuing authority Sheffield City Council
0114 2734264

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (please print)

ANTON SMITH

Date

10/11/2016

Consent of individual to being specified as premises supervisor

I Anton Smith.....
[full name of prospective premises supervisor]

of 5 Wilkinson Street,
Sheffield,
S10 2GA

.....
[home address of prospective premises supervisor]

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

Designated Premises Supervisor.....
[type of application]

by

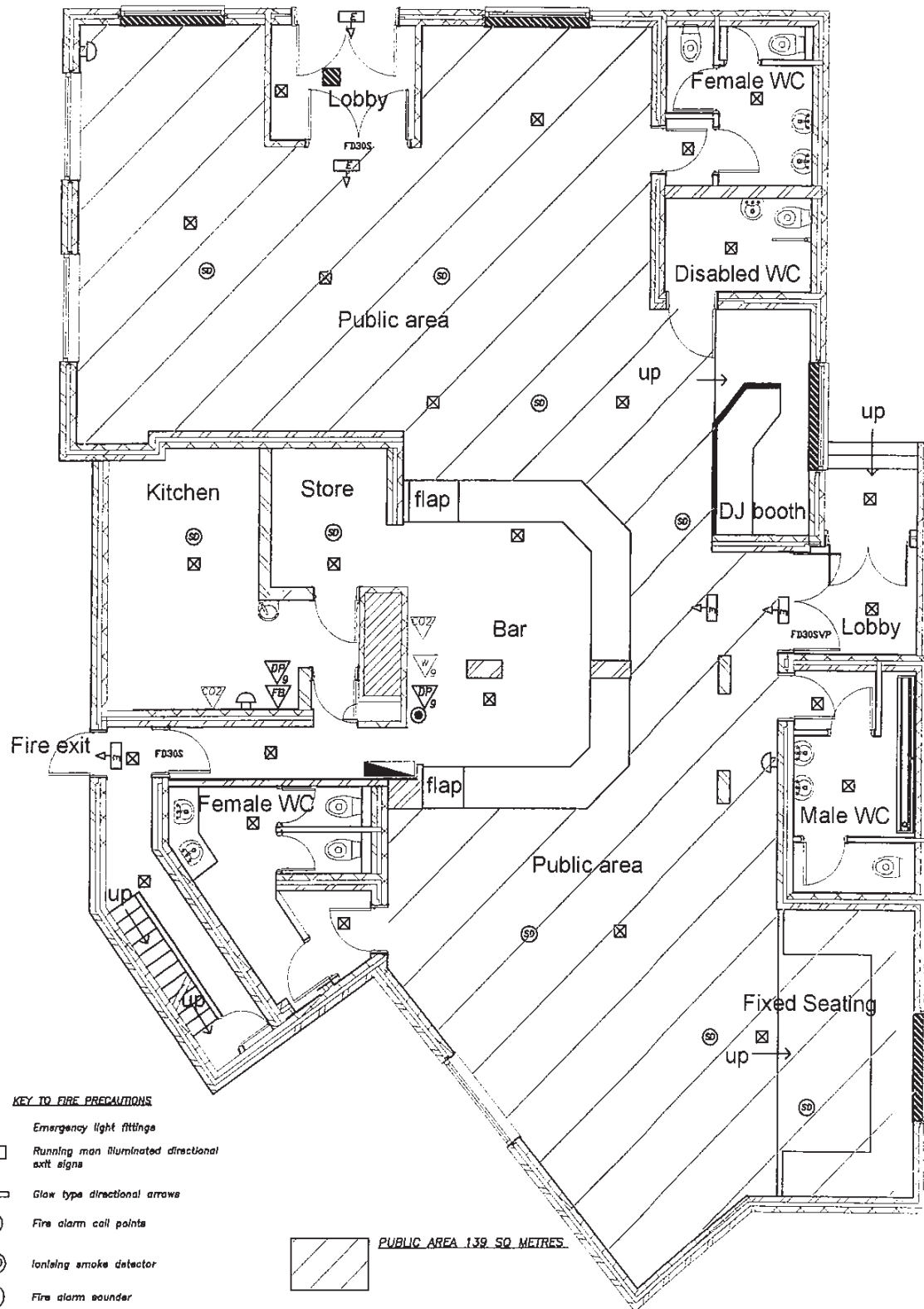
Blues Bar Ltd.....
[name of applicant]

relating to a premises licence
[number of existing licence, if any]











for Blues Bar Ltd
3 Spooner Road,
Sheffield
S10 5BL

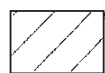
.....
[name and address of premises to which the application relates]

A26



KEY TO FIRE PRECAUTIONS

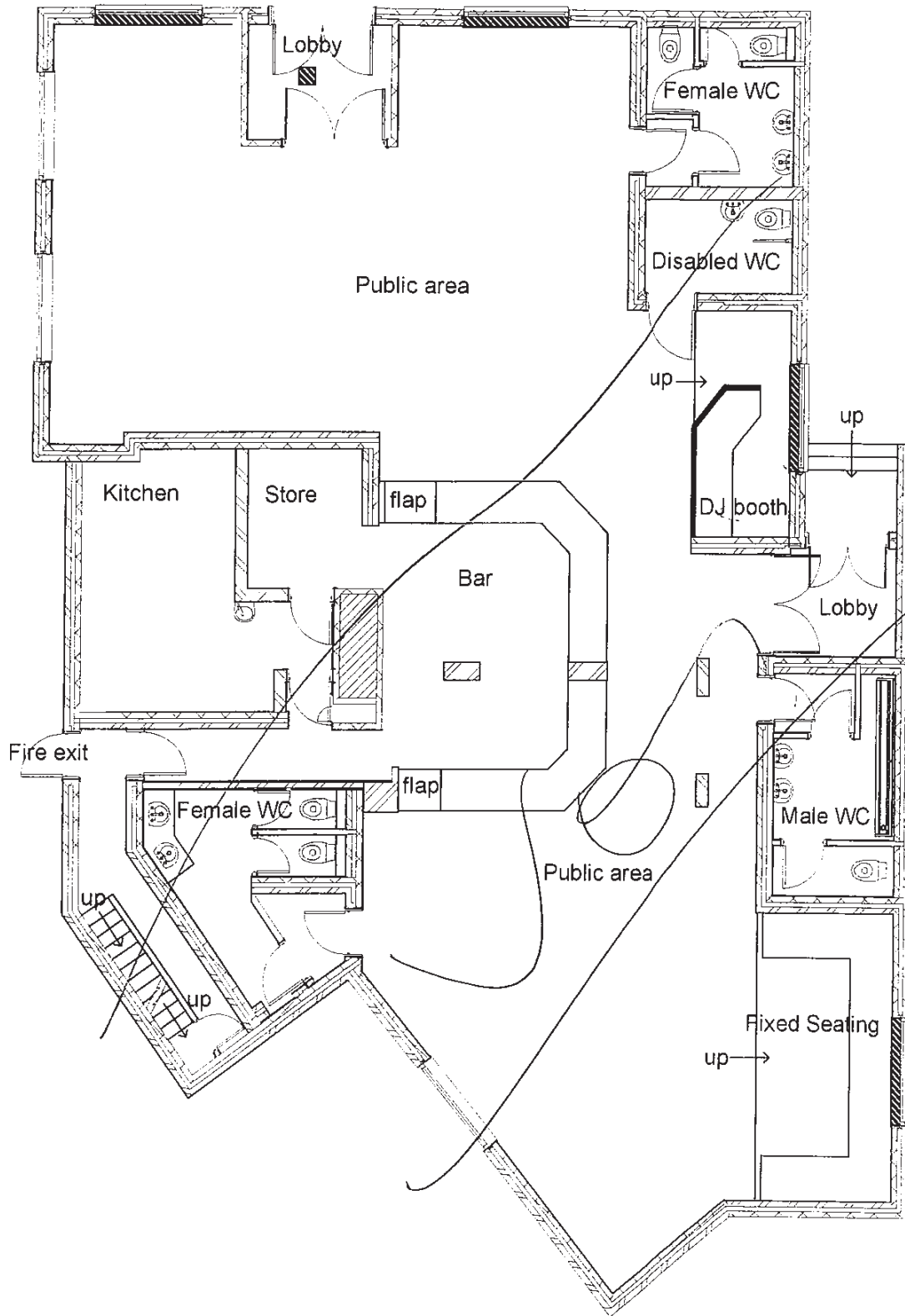
-  Emergency light fittings
-  Running man illuminated directional exit signs
-  Glow type directional arrows
-  Fire alarm call points
-  Ionising smoke detector
-  Fire alarm sounder
-  9 litre Water Extinguisher
-  9 litre Dry Powder Extinguisher
-  2 KG Carbon Dioxide Extinguisher
-  Glass fibre fire blanket
- FD30S Self closing 30 minute fire door with smoke seals
- FD30SVP Self closing 30 minute fire door with smoke seals and vision panel

 PUBLIC AREA 139 SQ METRES

GROUND FLOOR - AS PROPOSED

Property Address The South Sea, 3, Spooner Road, Sheffield, S10 5BL		A.J. MARSH BUILDING SURVEYORS LTD 97 Bents Road, Sheffield, S11 9RH Phone: 0114 236 1634 Mobile: 07966 540869 e-mail: a.j.marsh@btinternet.com <small>Building Surveying Design Project Management CDM Co-ordinating</small>		
Project Title New bar in existing bar premises		Drawn: AJM	Checked:	
		Scale: 1:100	Date: 20.10.2016	
Drawing Title Alcohol Licence Application		Project No. 2016/14	Drawing No. L1	Rev.

A21



GROUND FLOOR - AS PROPOSED

Property Address	The South Sea, 3, Spooner Road, Sheffield, S10 5BL	A.J. MARSH BUILDING SURVEYORS LTD 97 Bents Road, Sheffield, S11 9RH Phone: 0114 236 1634 Mobile: 07966 540869 e-mail: a.j.marsh@btinternet.com <small>Building Surveying, Design, Project Management, CDM Co-ordinator</small>		
Project Title	New bar in existing bar premises	Drawn: AJM	Checked:	
Drawing Title	Alcohol Licence Application	Scale: 1:100	Date: 20.10.2016	
		Project No. 2016/14	Drawing No. L1	Rev.

Appendix B

Public Objection - No 1
Councillor Objection – No 1

Delamore Lindsey

From: Proctor Matthew on behalf of licensingservice
Sent: 08 December 2016 15:24
To: Hollis Georgina (CEX); Delamore Lindsey
Subject: FW: LICENSING APPLICATION FOR FORMER SOUTH SEA MUSIC VENUE, 3 SPOONER ROAD



From: Magid Magid (GN CLLR)
Sent: 08 December 2016 14:43
To: licensingservice
Subject: LICENSING APPLICATION FOR FORMER SOUTH SEA MUSIC VENUE, 3 SPOONER ROAD

Hi,

I'd like to submit the below comment regarding the licensing application for 3 Spooner Road please.

"I do not approve of this application on the grounds of prevention of public nuisance due to opening hours to 2.30am and live and recorded music past midnight. I hope to be reassured on some or all of these issues by the various agencies at the licensing committee hearing".

CLlr Magid

Stephenson Clive (CEX)


BZ

From: Georgia Unsworth [REDACTED]
Sent: 08 December 2016 11:10
To: licensingservice
Subject: Licensing Application for former South Sea Music Venue, Spooner Road

Categories: [REDACTED]

Dear Sir/Madam,

I am writing with regards to the aforementioned licensing application. As a resident of Spooner Road, living directly opposite the venue, I have some concerns for the plans put forward.

I am a tenant in a rental property, shared by other young professionals and have lived here for a year. Whenever South Sea put on an event, it was a hellish experience. They were often mid-week, disrupting our sleep and carrying on late into the night. The aftermath was always disgusting: vomit and litter all around our garden and the pavement, which would be left by the venue until someone else cleared it up. Luckily, my room is located at the back of the house. My fellow housemates have had to call 101 on a number of occasions when the noise levels were completely unacceptable.

In my opinion, the proposed hours of this venue could bring about the same problems with regards to public nuisance. Opening past 00:00 on Sunday, Monday, Tuesday, Wednesday or Thursday seems highly unnecessary to me and I believe it would be of significant detriment to my, and my housemates quality of life - no one wants to be kept awake until 2:30am when they will be getting up for work at 6am the next day. I would suggest that these hours are reconsidered (this venue is not in an area that lends itself to this kind nightlife), significant sound proofing takes place within the venue that would ensure we are not kept awake until the early hours or a commitment from the venue to maintain the area outside.

Kind regards,

Georgia Unsworth

Appendix C

Agreed amendments and conditions

Delamore Lindsey

Condition

CI

From: SHEFFIELD_Licensing <Sheffield.Liquor-Licensing@southyorks.pnn.police.uk>
Sent: 22 November 2016 10:32
To: licensingservice
Cc: ANDREA MARSDEN
Subject: FW: New premise licence-Blues Bar, 3 Spooner Road
Attachments: CCTV Min spec July 2016.doc

Dear All,

Following receipt of the above application we have now agreed the following condition to be placed on the licence:

•A CCTV system to the specification of South Yorkshire Police will be fitted, maintained and in use at all times whilst the premises are open (in line with specification July 2016) . The CCTV images will be stored for 30 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. Members of the management team will be trained in the use of the system.

Thanks

Lucy

Sheffield Licensing Section
South Yorkshire Police
Force Headquarters
Carbrook House
5 Carbrook Hall Road
Sheffield
S9 2EH
Licensing Team
Lucy Adams 0114 2523617 internal 718617
Tracey Klein 0114 2523948 internal 718948
Andrea Marsden 0114 2523618 internal 718618
Cheryl Topham 0114 2523163 internal 718163
Alicia Marsden 0114 2523111 internal 718 111
Linsey Fletcher 0114 2523556 internal 718556
Benita Mumby (Licensing Manager) 0114 2964308 internal 714308
Fax 0114 2523688 Internal 8688
<http://www.southyorkshire.police.uk/>



Please be advised that the content of emails may be submitted as evidence to a Licensing hearing should issues arising not be resolved. The Local Council may post them as part of the process on their Website which has public access.

To find out who your local Safer Neighbourhood Team officer is, how to contact them, and to find out what's happening in your area enter your postcode at <http://neighbourhood.southyorks.police.uk>

From: Blues Sheffield [mailto:blues.sheffield@gmail.com]
Sent: 18 November 2016 13:55
To: SHEFFIELD_Licensing
Subject: Re: New premise licence-Blues Bar, 3 Spooner Road

From: Round Jonathan
Sent: 14 December 2016 15:58
To: Blues Sheffield
Cc: licensingservice; Hollis Georgina (CEX)
Subject: RE: Application for a premises licence Old South Sea Spooner Road S10

Sonia and Anton,

Thank you for your time during my visit on 13.12.16. To clarify the situation for the benefit of the licensing service, you have agreed to carry out a number of works to improve the fabric of the building to prevent noise breaking out of the premises. I shall list these works below, and your undertaking to implement them and retain them as a proposed condition.

- To provide acoustic attenuation to the windows by improving the existing single glazing as discussed;
- brick up ventilation grilles which are no longer needed;
- acoustically baffle the ventilation inlets and outlets which are to be retained;
- to improve the acoustic performance of the side fire exit lobby, by fitting acoustic seals to the outer doors and filling all gaps in the wood work;
- provide a lobbied entrance at the front entrance, so there are 2 sets of doors which can be left closed when regulated entertainment is present in the building.

I propose the below conditions to appear on the Premises Licence:

- No regulated entertainment shall take place until agreed works to the fabric of the building have been installed and there after retained to the satisfaction of the Environmental Protection Service (EPS);
- No amplified sound shall be played except through an in-house amplified sound system fitted with a sound limiter. The settings of which shall have received the prior written approval of the EPS;
- Amplified sound or live music shall only be played within the building and in such a way that noise breakout does not exceed the prevailing ambient noise level by more than 3dB when measured at 1m from the façade of the nearest noise sensitive building:
 - a) as a 15 minute LAeq, and;
 - b) at any one third octave band centre frequency as a 15 minute LZeq.
- No Speakers shall not be mounted outside the premises at any time;
- Regulated entertainment shall cease 30 minutes before closing time;
- Live music shall cease at 23.30 Sun – Thursday and 00:30 Friday and Saturday;
- All doors and windows shall be closed, save for access and egress, when regulated entertainment is present in the premises;
- 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 and manage noise levels internally so as not to cause a nuisance to the nearest noise sensitive property;
- The premises license holder shall prominently display A4 notices on all exits reminding patrons to leave the premises in a quiet and orderly fashion to respect the local neighbours' needs;

C3

- All ventilation outlets, which serve the licensed area, are to be acoustically baffled and there after retained;
- The emptying of waste bottle bins shall not be carried out between the hours of 2300 to 0730 hours Monday to Saturday and 2200 hours to 1000 hours Sundays and Public Holidays.
- Commercial deliveries shall be carried out only between the hours of 0700 to 2300 on Mondays to Saturdays and between the hours of 1000 to 2200 on Sundays and Public Holidays.

I hope the above reflects what we discussed and the proposed conditions will allow you to operate how you intend to, but allow us control over activities to prevent issues which have previously occurred at the premises. If you are in agreement and are happy to have the above conditions attached to the premises licence then please reply to all. Alternatively if you would like to discuss the matter further or have alternative wording for the conditions which will achieve the same please reply.

Regards,

Jon.

Jonathan Round
Environmental Health Officer

Sheffield City Council
Environmental Protection Service
5th Floor (North)
Howden House
1 Union Street
Sheffield
S1 2SH

Tel +44 (0)114 273 4658/ 07887 641 266
Fax +44 (0)114 273 6464

Visit us at: <http://www.sheffield.gov.uk/environment/environmental-health>

Amendments.

GH sent to RA's 30/11/16. by email - C4

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	Please give further details here (please read guidance note 3)		
Mon			Live music will only be played occasionally not weekly and only on the days specified. The music would be for the entertainment of diners. However when there is live music it will fall within the specified time periods. No live music would be played after 23:30 apart from Fridays and Saturdays which is up to 12.30am. Noise levels will be appropriately monitored and sound proofing measures will be installed.		
Tue					
Wed	11:00	23:30	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	11:00	23:30	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)		
Fri	11:00	24:00			
Sat	00:00	00:30			
	11:00	24:00			
Sun	00:00	00:30			
	11:00	23:30			

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	Please give further details here (please read guidance note 3)		
Mon	00:00	00:30	Unamplified recorded music would be played mainly as background music, through an in-house sound system fitted with a sound limiter. However, there would be the occasional amplified music played no more than twice a month and never during the week, Sound levels would be monitored appropriately when amplified music is played.		
	10:00	24:00			
Tue	10:00	24:00	State any seasonal variations for the playing of recorded music (please		
Wed	10:00	24:00			

CS

			read guidance note 4)
Thur	10:00	24:00	New Year's Eve open until 03:30
Fri	00:00	02:30	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
	10:00	24:00	
Sat	00:00	02:30	
	10:00	24:00	
Sun	00:00	02:30	
	10:00	24:00	

From: Blues Sheffield <blues.sheffield@gmail.com>
Sent: 29 November 2016 10:39
To: licensingservice
Cc: Pitts Steven
Subject: Amended plan for Blues Bar Ltd, 3 Spooner Road, S10 5BL
Attachments: Amended 29.11.16 Licence Plan-A4 Licence Application with fire details.pdf;
Amended 29.11.16 Licence Plan-South Sea.pdf; Revised plan and conditions for
Blues Bar Ltd.docx

Goodmorning,

In relation to a meeting held yesterday, we have a revised plan and conditions for Blues Bar Ltd, 3 Spooner Road, Sheffield, S10 5BL – see attached plan.

Amended Plan

Following the meeting with Steven Pitts from Sheffield Council Environmental Health on 28/11/16. We have revised our initial plan and now has been amended to include:

- 1 extra W/C in male toilets
- Stage area included in plan
- Banister fixture at the front of raised seating area with access in the middle
- Disabled access serving area over the lowed section of the bar

Conditions

The overall people capacity for the premises will be 200 people, in line the guidelines.

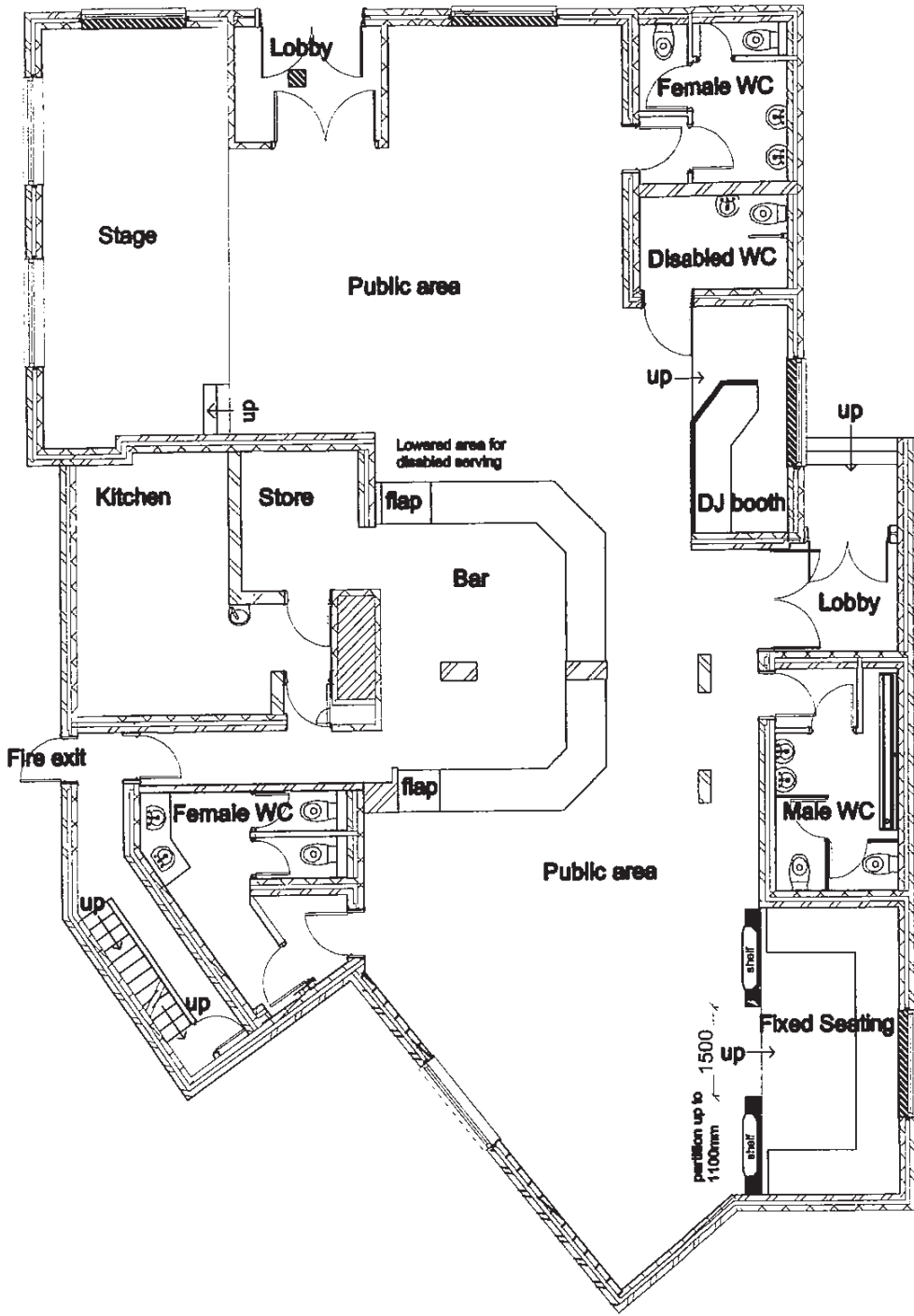
The restaurant area to the left of the bar will have tables and chairs at all times.

Kind Regards,

Sonia Graham

07947475504

C7



GROUND FLOOR - AS PROPOSED

Property Address	The South Sea, 3, Spooner Road, Sheffield, S10 5BL.	A.J. MARSH BUILDING SURVEYORS LTD 97 Beale Road, Sheffield, S11 9HEE Phone: 0114 236 1894 Mobile: 07946 540869 e-mail: a.j.marshall@btinternet.com <small>Building Surveying Design, Project Management, CDM Co-ordination</small>		
Project Title	New bar in existing bar premises	Drawn: AJM	Checked:	
Drawing Title	Alcohol Licence Application	Scale: 1:100	Date: 20.10.2016	
		Project No. 2016/14	Drawing No. I.1	Rev.

Appendix D

Hearing notices and Regulations



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

Blues Bar Limited
5 Wilkinson Street
Sheffield
S10 2GA

Sent via email: blues.sheffield@gmail.com

The Sheffield City Council being the licensing authority, on the 8th August 2016 received an application in respect of the premises known as;

Blues Bar 3 Spooner Road Sheffield S10 5 BL

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

- **Public**
- **Councillor**

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 **5th January 2017 at 10am**; 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: 21st December 2016

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

Form LAR 1
Regulation 8

Notice of actions following receipt of notice of hearing

To **Licensing Service,
Sheffield City Council
Block C Staniforth Road Depot
Staniforth Road
Sheffield
S9 3HD**

I

hereby confirm that I have received the Notice of Hearing dated 21st December 2016 and
notify you as follows **(please complete)**:

I intend to attend the hearing at Town Hall Sheffield on 5th January 2017. 10.00am

I do not intend to attend the hearing

I intend to be represented at the hearing by:

I consider the hearing to be unnecessary because:
.....

I request thatshould appear at the
hearing and set out below the point or points on which this person may be able to
assist the authority in relation to this application, representations or notice of the
party making the request.

Dated: Signed.....

Please see Regulation 8 overleaf

Please complete this form and return it to:
Licensing Service, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD.

licensing@sheffield.gov.uk

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.

**Notice of hearing of representations
in respect of the following application:
Application to Grant a Premises Licence**

Miss G Unsworth

georgia.unswort@live.com

The Sheffield City Council being the licensing authority, on the 10th November 2016 received an application in respect of the premises known as;

Blues Bar 3 Spooner Road Sheffield S10 5LB

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

- **1 Councillor Objection**
- **1 Public Objection**

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 **Thursday 5th January 2017 at 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) The representations you have made with reference to these particular premises and the four core objectives.
- 2) You may also be asked questions by the parties to the hearing, relating to your representations.

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: 15th December 2016

Signed: **Clive Stephenson**
The officer appointed for this purpose
Licensing 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:
Application to Grant a Premises Licence**

Cllr Magid Magid
Sheffield City Council
Town Hall
Sheffield

magid.magid@sheffield.gov.uk

The Sheffield City Council being the licensing authority, on the 10th November 2016 received an application in respect of the premises known as;

Blues Bar 3 Spooner Road Sheffield S10 5LB

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

- **1 Councillor Objection**
- **1 Public Objection**

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 **Thursday 5th January 2017 at 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) The representations you have made with reference to these particular premises and the four core objectives.
- 2) You may also be asked questions by the parties to the hearing, relating to your representations.

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: 15th December 2016

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

Regulation 8

D6

- (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.

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.