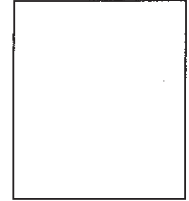




SHEFFIELD CITY COUNCIL Committee Report



Report of: Chief Licensing Officer, Head of Licensing

Date: 15 January 2013

Subject: Licensing Act 2003

Author of Report: Andy Ruston

Summary: To consider an Application to Vary a Premises Licence made under the Licensing Act 2003.

Recommendations: That members carefully consider the representations made and take such steps, as the 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 COMMITTEE**

Ref No: 100/12

LICENSING ACT 2003

Rawson Spring, Langsett Road, Sheffield, S6 2LN.

1.0 PURPOSE OF REPORT

1.1 To consider an Application to Vary a Premises Licence made under the Licensing Act 2003.

2.0 THE APPLICATION

2.1 The applicant is JD Wetherspoon PLC.

2.2 The application, which was received on 19 November 2012 is attached to this report labelled Appendix 'A'.

2.3 Page 2 of the application form details briefly the proposed variation.

2.4 The current premises licence is attached at Appendix 'B'.

3.0 REASONS FOR REFERRAL

3.1 Representations concerning the application for variation have been received from the following :-

- Local Resident Attached at Appendix 'C'

3.2 As the representations have not been resolved, the matter is referred to the Licensing Committee.

3.3 The applicant and representatives from 3.1 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 'E'.

6.3 Attached at Appendix 'E' 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 Committee consider necessary for the promotion of the Licensing Objectives.

9.0 OPTIONS OPEN TO THE COMMITTEE

9.1 To vary the premises licence in the terms requested.

9.2 To vary the premises licence with modified conditions.

9.3 To reject the whole or part of the application.

Stephen Lonnia
Chief Licensing Officer, Head of Licensing
Licensing Service, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road,
Sheffield, S9 3HD.

Appendix 'A'

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
 If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We JD Wetherspoon plc

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number SY 0957 PR
--

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Rawson Spring Langsett Road			
Post town	Sheffield	Post code	S6 2LN

Telephone number at premises (if any)	0114 285 6000
Non-domestic rateable value of premises	£173000

Part 2 – Applicant details

Daytime contact telephone number	01923 477902		
E-mail address (optional)	jodell@jdwetherspoon.co.uk		
Current postal address if different from premises address	Wetherspoon House Central Park Reeds Crescent Watford		
Post Town	Hertfordshire	Postcode	WD24 4QL

Part 3 - Variation

Please tick yes

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

If not do you want the variation to take effect from

Day Month Year

↓	↓	↓	↓	↓	↓	↓	↓	↓
---	---	---	---	---	---	---	---	---

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

1. To extend the hours for the sale of alcohol and late night refreshment until 00:00 Sunday to Thursday.

2. To extend the opening hours until 00:30 Sunday to Thursday.

There are no further changes to the Premises Licence.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

0

Part 4 Operating Schedule

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

Provision of regulated entertainment

Please tick yes

- 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 entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

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

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (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)	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			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur					
Fri					
Sat			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)		
Sun					

C

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

D

Boxing or wrestling entertainments 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			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both - please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3) Live music, amplified or unamplified by solo performer or band.		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			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					
Sun					

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 type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur					
Fri			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					
Sun					

G

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

N

H

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

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

J

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

K

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

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment <u>take place indoors or outdoors or both –</u> <u>please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	23:00	00:00	Please give further details here (please read guidance note 3)		
Tue	23:00	00:00			
Wed	23:00	00:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	23:00	00:00			
Fri	23:00	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)		
Sat	23:00	01:00	No change to existing		
Sun	23:00	00:00			

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	09:00	00:00			
Tue	09:00	00:00			
Wed	09:00	00:00			
Thur	09:00	00:00			
Fri	09:00	01:00			
Sat	09:00	01:00			
Sun	09:00	00:00			
			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)		
			No change to existing		

N

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)

None

O

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	07:00	24:30	
Tue	07:00	24:30	
Wed	07:00	24:30	
Thur	07:00	24:30	
Fri	07:00	01:30	
Sat	07:00	01:30	
Sun	07:00	24:30	
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)			
No change to existing			

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

v

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

No change to existing

b) The prevention of crime and disorder

No change to existing

c) Public safety

No change to existing

d) The prevention of public nuisance

No change to existing

e) The protection of children from harm

No change to existing


Please tick yes

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

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 10)

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

Signature	
Date	16-11-12
Capacity	Applicant

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

JD Wetherspoon plc
Wetherspoon House
Central Park
Reeds Crescent
Watford

Post town	Herts	Post code	WD24 4QL
Telephone number (if any)	01923 477902		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			
jodell@jdwetherspoon.co.uk			

Notes for Guidance

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

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. 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, 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, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Appendix 'B'

152611



THE LICENSING ACT 2003

Premises Licence No: SY 0957 PR

ISSUE NO: 9

The Sheffield City Council being the Licensing Authority under the above Act, hereby grant this licence in accordance with the requirements of the Licensing Act 2003 in respect of and subject to the conditions attached:

PART 1 – Premises details

Rawson Spring
Langsett Road
Sheffield
S6 2LN

Telephone Number: 0114 285 6000

Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities:

1. Provision of regulated entertainment:

Indoors

- (a) films
- (b) live music
- (c) recorded music
- (d) performances of dance
- (e) anything of a similar description to that falling within (b), (c) or (d)

Sundays	09:00 to 23:30 hours
Monday	09:00 to 23:30 hours
Tuesday	09:00 to 23:30 hours
Wednesday	09:00 to 23:30 hours
Thursday	09:00 to 23:30 hours
Friday	09:00 to 01:00 hours the following day
Saturday	09:00 to 01:00 hours the following day
New Years Eve (31.12)	09:00 to 24:00 hours
New Years Day (01.01)	00:00 to the end of permitted hours

Christmas Eve/Boxing Day/Maundy Thursday and Sunday preceding Bank Holiday Mondays from 09:00 to 02:00 hours the following day.

Background music is permitted from 09:00 until closure of premises.

2. Provision of entertainment facilities for:

Indoors

- (f) making music
- (g) dancing
- (h) entertainment of a similar description falling within (f) or (g)

Sundays	09:00 to 23:30 hours
Monday	09:00 to 23:30 hours

Sheffield City Council, 1000, Wellington Street, Sheffield, S1 2JF

0114 276 2000

Tuesday	09:00 to 23:30 hours
Wednesday	09:00 to 23:30 hours
Thursday	09:00 to 23:30 hours
Friday	09:00 to 01:00 hours the following day
Saturday	09:00 to 01:00 hours the following day
New Years Eve (31.12)	09:00 to 24:00 hours
New Years Day (01.01)	00:00 to the end of permitted hours

Christmas Eve/Boxing Day/Maundy Thursday and Sunday preceding Bank Holiday Mondays from 09:00 to 02:00 hours the following day.

3. Provision of late night refreshment

Indoor

Sundays	23:00 to 23:30 hours
Monday	23:00 to 23:30 hours
Tuesday	23:00 to 23:30 hours
Wednesday	23:00 to 23:30 hours
Thursday	23:00 to 23:30 hours
Friday	23:00 to 01:00 hours the following day
Saturday	23:00 to 01:00 hours the following day
New Years Eve (31.12)	23:00 to 05:00 hours the following day (01.01)

Christmas Eve/Boxing Day/Maundy Thursday and Sunday preceding Bank Holiday Mondays from 23:00 to 02:00 hours the following day.

4. Sale by retail of alcohol:

- (a) for consumption on the premises
- (b) for consumption off the premises

Sundays	09:00 to 23:30 hours
Monday	09:00 to 23:30 hours
Tuesday	09:00 to 23:30 hours
Wednesday	09:00 to 23:30 hours
Thursday	09:00 to 23:30 hours
Friday	09:00 to 01:00 hours the following day
Saturday	09:00 to 01:00 hours the following day
New Years Eve (31.12)	09:00 to 24:00 hours
New Years Day (01.01)	00:00 to the end of permitted hours

Christmas Eve/Boxing Day/Maundy Thursday and Sunday preceding Bank Holiday Mondays from 09:00 to 02:00 hours the following day.

The opening hours of the premises are

Sundays	07:00 to 24:00 hours
Monday	07:00 to 24:00 hours
Tuesday	07:00 to 24:00 hours
Wednesday	07:00 to 24:00 hours
Thursday	07:00 to 24:00 hours

Application Form LA01 (April 2014) (L1) (Amended) (01/14)

Change of Premises (01/14)

Friday 07:00 to 01:30 hours the following day
Saturday 07:00 to 01:30 hours the following day
New Years Eve (31.12) 07:00 to 24:00 hours
New Years Day (01.01) 00:00 to the end of permitted hours

Christmas Eve/Boxing Day/Maundy Thursday, and Sunday preceding Bank Holiday Mondays from 07:00 to 02:30 hours the following day.

On the morning BST commences until 02:30 hours to allow the clock going forward at 01:00 hours.

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

Sale by retail of alcohol for consumption both on and off the premises.

PLEASE NOTE:

In the event, that the hours permitted on this premises licence differ from those authorised on your planning consent, you **MUST ONLY** operate to which ever is the most restrictive permission.

Both Licensing and Planning carry out enforcement activities and if you are found to be in breach of either your premises licence and / or your planning consent, it may result in legal action being taken against you.

PART 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence:

JD Wetherspoon PLC
Wetherspoon House
Reeds Crescent
Watford
WD24 4QL

Telephone Number: 01923 477777

Registered number of holder, for example company number, charity number (where applicable):

01709784

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:

Ms Grace Hopkins
Sheffield Waterworks
2-12 Division Street
Sheffield
S1 4GF

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol:

Personal Licence Number: SY 1832 PER
Issuing Authority: Sheffield City Council

State whether access to the premises by children is restricted or prohibited:

Restricted

This Premises Licence shall be in force from the 27th March 2006

Issued on: 28th March 2006



.....
Steve Lonnia
Chief Licensing Officer
Head of Licensing Services
On behalf of Sheffield City Council (issuing licensing authority)

Sheffield City Council – For Office use only	
Variation of Premises Licence	No: 5 Issue Date: 1st June 2012
Variation of DPS	No: 2 Issue Date: 11th November 2008
Transfer of Premises Licence	No: Issue Date:
Minor Variation	No: Issue Date:
Change of Name/Address	No: Issue Date:
Amendment to Premises Licence	No: Issue Date:
Review	No: Issue Date:
Summary Review	No: Issue Date:

Annex 1A – Mandatory Conditions

Mandatory Condition 1 (Section 19 ss 2)

Where a licence authorises the sale of alcohol then no supply of alcohol may be made under the premises licence –

- (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
- (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Mandatory Condition 2 (Section 19 ss 3)

Where a licence authorises the sale of alcohol then every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Mandatory Condition 3 (Section 20)

1. Where a premises licence authorises the exhibition of films, the licence includes the following conditions relating to the admission of children to the exhibition:

- (a) The admission of children (under 18) to the exhibition of any film must be restricted in accordance with the classification set by the film classification body (currently the BBFC).
- (b) In a case where there is no classification given by the classification body (the BBFC) the admission of children to the exhibition of any film must be restricted in accordance with any recommendation given by the Licensing Authority.

2. In this section -

“children” means persons aged under 18; and

“film classification body” means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

Mandatory Condition 4 (Section 21)

Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity each such individual must be licensed by the Security Industry Authority.

Annex 1B - Mandatory Conditions effective from 6th April 2010:

These mandatory conditions apply where the licence authorises the supply of alcohol. The conditions in paragraph 1 to 3 do not apply where the licence authorises the sale by retail or supply of alcohol only for consumption off the premises.

1. (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

Annex 1C - Mandatory Conditions effective from 1st October 2010:

These mandatory conditions apply where the licence authorises the supply of alcohol. The condition 5 does not apply where the licence authorises the sale by retail or supply of alcohol only for consumption off the premises.

4. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

5. The responsible person shall ensure that-

(a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml; and

(b) Customers are made aware of the availability of these measures.

Annex 2 – Conditions consistent with the operating schedule

1. The premises licence holder will operate a "Challenge 21" policy.
2. Children under the age of 16 shall not be allowed on the premises beyond 21:00 (or 21:30 if consuming a meal)
3. Children under the age of 16 must always be accompanied by an adult who will be required to maintain supervision of them.
4. Suitable food and non-alcoholic beverages shall be available at all times children are allowed on the premises.
5. The premises licence holder will ensure that all staff at the premises are trained in accordance with established JD Wetherspoon Plc training procedures.
6. The volume of music shall be reduced to a suitable level 30 minutes prior to closing.
7. The holder of a Personal Licence will be on duty within the premises after 19:00 hours on any day other than in extreme circumstances.
8. The beer garden area will be covered by CCTV.
9. The premises licence holder shall ensure that the Designated Premises Supervisor shall be a member of any local subsidiary of Sheffield Licence Watch, and shall use reasonable endeavours to ensure he or she attends meetings on a regular basis, or in his/her absence, that another member of the management team attends.
10. There will be no use of the outside area of the premises after 23:00 hours for licensable activities or the consumption of alcohol unless otherwise agreed in writing with Sheffield City Council's Environmental Protection Service and South Yorkshire Police and notified to the Licensing Authority.

Annex 3 – Conditions attached after a hearing by the licensing authority

1. A colour CCTV system to the specification of South Yorkshire Police will be fitted, maintained and in use at all times the premises are open. CCTV images will be stored for 28 days. Police will be given access to, and copies of images for purposes in connection with the prevention and detection of crime and disorder.
2. No persons under the age of 18 years to be on premises after 21:00 hours unless dining with an adult, or attending a pre-booked private function.
3. Persons shall only be allowed to remove drinks from the curtilage of the premises in sealed containers.
4. Each entrance to the premises will be monitored by at least one member of SIA registered door staff from 9.00 pm on any day the premises remains open after midnight for the sale and supply of intoxicating liquor unless otherwise agreed by the Police.
5. A designated member of staff will monitor any outside drinking area at all times.
6. Persons will not be permitted to enter the premises after midnight, on any night save by written agreement from South Yorkshire Police Licensing Department.
7. Each entrance to the premises will be monitored by at least one member of SIA registered door staff from at least two hours prior to kick-off and to at least one hour after the final whistle, on any day that a designated sporting event takes place at Hillsborough football stadium.
8. No licensable activities will take place under the authority of this licence until the premises have been notified that the premises are suitable. Any reasonable requirements of the authorities will be complied with in order to ensure that the premises are suitable for their intended use. The licensee will give the responsible authorities a minimum of 14 days notice of the intended opening date of the premises.
9. To acquire a suitable number of radio set(s) for the premises and take the CCRAC Radio Scheme into use at all times when trading and continue to be a user whilst this system / facility is in use in Sheffield.
10. The Designated Premises Supervisor for these premises must be a registered member of Sheffield Licence Watch. Annual membership and meeting attendance should be maintained.
11. The applicant or any person purchasing these premises must liaise with and fully comply with the reasonable requirements of the responsible authorities in the fit out / building of the premises.
12. When dancing is to take place on the premises in an area not previously approved for dancing by the Authority, at least 14 days notice must be given to Environment and Regulatory Services (Health Protection Service) and the Licensing Authority, identifying the area to be used, which should be suitable

Annex 4 – Plans

2006-022/L03 Rev A
Dated July 2007

Appendix 1



LICENSING ACT 2003

Premises Licence Summary

ISSUE NO: 9

The Sheffield City Council being the Licensing Authority under the above Act hereby issue this Premises Licence Summary in respect of:

Premises licence number SY 0957 PR

Rawson Spring
Langsett Road
Sheffield
S6 2LN

Telephone Number: 0114 285 6000

Licensable activities authorised by the licence:

1. Provision of regulated entertainment:

Indoors

- (a) films
- (b) live music
- (c) recorded music
- (d) performances of dance
- (e) anything of a similar description to that falling within (b), (c) or (d)

Sundays	09:00 to 23:30 hours
Monday	09:00 to 23:30 hours
Tuesday	09:00 to 23:30 hours
Wednesday	09:00 to 23:30 hours
Thursday	09:00 to 23:30 hours
Friday	09:00 to 01:00 hours the following day
Saturday	09:00 to 01:00 hours the following day
New Years Eve (31.12)	09:00 to 24:00 hours
New Years Day (01.01)	00:00 to the end of permitted hours

Christmas Eve/Boxing Day/Maundy Thursday and Sunday preceding Bank Holiday Mondays from 09:00 to 02:00 hours the following day.

Background music is permitted from 09:00 until closure of premises.

2. Provision of entertainment facilities for:

Indoors

- (f) making music
- (g) dancing
- (h) entertainment of a similar description falling within (f) or (g)

Sundays	09:00 to 23:30 hours
Monday	09:00 to 23:30 hours
Tuesday	09:00 to 23:30 hours
Wednesday	09:00 to 23:30 hours

Thursday	09:00 to 23:30 hours
Friday	09:00 to 01:00 hours the following day
Saturday	09:00 to 01:00 hours the following day
New Years Eve (31.12)	09:00 to 24:00 hours
New Years Day (01.01)	00:00 to the end of permitted hours

Christmas Eve/Boxing Day/Maundy Thursday and Sunday preceding Bank Holiday Mondays from 09:00 to 02:00 hours the following day.

3. Provision of late night refreshment

Indoors

Sundays	23:00 to 23:30 hours
Monday	23:00 to 23:30 hours
Tuesday	23:00 to 23:30 hours
Wednesday	23:00 to 23:30 hours
Thursday	23:00 to 23:30 hours
Friday	23:00 to 01:00 hours the following day
Saturday	23:00 to 01:00 hours the following day
New Years Eve (31.12)	23:00 to 05:00 hours the following day (01.01)

Christmas Eve/Boxing Day/Maundy Thursday and Sunday preceding Bank Holiday Mondays from 23:00 to 02:00 hours the following day.

4. Sale by retail of alcohol:

- (c) for consumption on the premises
- (d) for consumption off the premises

Sundays	09:00 to 23:30 hours
Monday	09:00 to 23:30 hours
Tuesday	09:00 to 23:30 hours
Wednesday	09:00 to 23:30 hours
Thursday	09:00 to 23:30 hours
Friday	09:00 to 01:00 hours the following day
Saturday	09:00 to 01:00 hours the following day
New Years Eve (31.12)	09:00 to 24:00 hours
New Years Day (01.01)	00:00 to the end of permitted hours

Christmas Eve/Boxing Day/Maundy Thursday and Sunday preceding Bank Holiday Mondays from 09:00 to 02:00 hours the following day.

The opening hours of the premises are:

Sundays	07:00 to 24:00 hours
Monday	07:00 to 24:00 hours
Tuesday	07:00 to 24:00 hours
Wednesday	07:00 to 24:00 hours
Thursday	07:00 to 24:00 hours
Friday	07:00 to 01:30 hours the following day
Saturday	07:00 to 01:30 hours the following day
New Years Eve (31.12)	07:00 to 24:00 hours

New Years Day (01.01)

00:00 to the end of permitted hours

Christmas Eve/Boxing Day/Maundy Thursday and Sunday preceding Bank Holiday Mondays from 07:00 to 02:30 hours the following day.

On the morning BST commences until 02:30 hours to allow the clock going forward at 01:00 hours.

PLEASE NOTE:

In the event, that the hours permitted on this premises licence differ from those authorised on your planning consent, you **MUST ONLY** operate to which ever is the most restrictive permission.

Both Licensing and Planning carry out enforcement activities and if you are found to be in breach of either your premises licence and / or your planning consent, it may result in legal action being taken against you.

Where the licence authorises supplies of alcohol whether these are on and/or off supplies:

Sale by retail of alcohol for consumption both on and off the premises.

Name, (registered) address of holder of premises licence:

JD Wetherspoon PLC
Wetherspoon House
Reeds Crescent
Watford
WD24 4QL

Telephone: 01923 477777

Registered number of holder, for example company number, charity number (where applicable):

01709784

Name of designated premises supervisor where the premises licence authorises the supply of alcohol:

Ms Grace Hopkins

State whether access to the premises by children is restricted or prohibited:

Restricted

Appendix 'C'

Rhodes Emma (CEX)

From: Emma Metcalfe [REDACTED]
Sent: 25 November 2012 13:23
To: Licensing(General)
Subject: Re: Notice of Application to vary a Premises Licence, JD Wetherspoon PLC, Rawson Spring, Langsett Road, S6 2UN

Re: Notice of Application to vary a Premises Licence, JD Wetherspoon PLC, Rawson Spring, Langsett Road, S6 2UN

I wish to object to the application to vary a premises license for JD Wetherspoon PLC, Rawson Spring, Langsett Road, my reasons are set out below.

We live at [REDACTED] Middlewood Road, which is far enough away from the JD Wetherspoon premises for us to not experience direct problems but we live on a main pedestrian route for people to get home from the premises.

Currently we experience a higher noise level on Friday and Saturday nights from the people leaving the JD Wetherspoon premises. We notice this more on Friday and Saturday nights as the closing time is 1am (11:30 during the week) and we are often disturbed by people causing a public nuisance by making a lot of noise as they return to their homes walking through dense residential areas as we and our neighbours are sleeping. There is very little traffic at these hours and the occasional shouts and screams of people often wake us up.

Extending the weekday closing hours to 12:30 will mean we experience these problems during the week, we currently accept the level of noise during the week as it always ends well before midnight. The noise will become more of a public nuisance as it will be pushed into quieter hours of the night when people expect to be able to sleep undisturbed. During the week most people need to get up early for school or work, a disturbed nights sleep for these adults and children is a problem.

We have reported many incidents of crime, disorder and public nuisance to the police either via 999 or 101, we believe that some of these are related to drinking from licensed premises on Hillsborough Corner including JD Wetherspoon. Examples include but are not limited to;

- Public Nuisance - people arguing and screaming at each other in the street and at the bus stop - a frequent occurrence
- Crime & Disorder - Drunk people breaking into Hillsborough shopping arcade (Date of offence 21.07.12, Conviction secured in local Magistrates court)
- Crime & Disorder - Drunk man lying down on the tram tracks on Middlewood Road.

We regularly have the problem of drunk people hanging around in our yard late at night, using it as a toilet, and becoming abusive when asked to leave.

We believe that extending the mid week opening hours of JD Wetherspoon will create a precedent and introduce an element of competition among the licensed premises around Hillsborough Corner to all increase their opening hours. If this happens then these problems will become more pronounced over time and occur more frequently later in the night.

A related problem is the issue of Hackney Carriages parking illegally opposite the JD Wetherspoons premises, in Rudyard Road. This has been discussed many times at the Licensing Committee meeting, most recently in the Taxi Enforcement Review dated 8th November 2012 and discussed at the 8th November 2012 Licensing Committee Meeting, the report is available in

the downloads section at the following URL:

<http://meetings.sheffield.gov.uk/council-meetings/licensing-committee/agendas-2012/agenda-8th-november-2012> report available as a link in the downloads section.

The report states:

"5.2 Rudyard Road. This area continues to be of concern for local residents, an number of warning letters and formal warnings have been issues to drivers who have repeatedly transgressed in this particular area. 5 warning letters and 9 Defect notices have been issued to drivers in this period of enforcement activity, for causing a hazard or obstruction on this particular road."

We believe that these problems whereby taxis cause hazards and obstructions will become worse and continue on longer into the night causing a public nuisance for local residents. When the taxi drivers wait here, they are committing a crime by waiting on an area designated as no waiting with double yellow lines. If midweek opening hours are extended then taxi drivers will wait for a longer time during the week in this location waiting for fares from the last people to leave the JD Wetherspoons premises.

Please could you inform me of the date of the licensing committee meeting where this decision will be made?

Many Thanks

Emma Metcalfe, [REDACTED] Middlewood Road, Hillsborough, S6 4GW

Appendix 'D'



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

JD Wetherspoon PLC
Wetherspoon House
Reeds Crescent
Watford
WD24 4QL

The Sheffield City Council being the licensing authority, on the **19 November 2012** received your application in respect of the premises known as **Rawson Spring, Langsett Road, Sheffield, S6 2LN.**

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

- Local Resident

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 the **15 January 2013 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: 24/12/12

Signed: 

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.



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

The Objector

The Sheffield City Council being the licensing authority, on the **19 November 2012** received an application in respect of the premises known as **Rawson Spring, Langsett Road, Sheffield, S6 2LN.**

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

- Local Resident

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 the **15 January 2013 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) 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 (5) working days before the day or the first day on which the hearing is to be held.**

Dated: 24/12/12.

Signed: 

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.

Appendix 'E'



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

JD Wetherspoon PLC
Wetherspoon House
Reeds Crescent
Watford
WD24 4QL

The Sheffield City Council being the licensing authority, on the **19 November 2012** received your application in respect of the premises known as **Rawson Spring, Langsett Road, Sheffield, S6 2LN.**

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

- Local Resident

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 the **15 January 2013 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: 24/12/12

Signed: 

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.

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.

Licensing Act 2003 – Hearing Procedure – Regulation 7 (1)

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.

LICENSING ACT 2003

Premises: Rawson Spring
Type of App: LA03_Application to Vary a Premises Licence
Hearing Date: 15 January 2013

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
Of **JD Wetherspoon PLC
Wetherspoon House
Reeds Crescent
Watford
WD24 4QL**

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

- I intend to attend the hearing
- I do not intend to attend the hearing
- I intend to be represented at the hearing by:
- I do not intend to be represented at the hearing by:
- I consider the hearing to be unnecessary because:
- I request that should 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.

Regulation 8

- (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.

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