

CARLISLE CITY COUNCIL

Report to:- THE CHAIRMAN AND MEMBERS OF THE LICENSING SUB COMMITTEE

Date of Meeting:- Thursday 8th November 2007

Agenda Item No:-

Public	Operational	Delegated Yes	
Responsible Authority Representations	Representations	Included	Attending
Cumbria Constabulary	No	No	No
Cumbria Fire Service	No	No	No
Environmental Protection Services	No	No	No
Planning Services	No	No	No
Social Services	No	No	No
Trading Standards	No	No	No
Health & Safety Executive	No	No	No
Interested Party Representations			
Mrs John Sanderson	Yes	Yes	Yes
S Heap	Yes	Yes	Yes
M Palmer	Yes	Yes	Yes
G Anthony	Yes	Yes	Yes
A Dawes	Yes	Yes	Yes
L Macfarlane	Yes	Yes	Yes
S Ivison	Yes	Yes	Yes
C Walters & R Mace	Yes	Yes	Yes
Occupants of 9 Chapel Sreet	Yes	Yes	Yes
Occupants of 6 Chapel Street	Yes	Yes	Yes

**THE CLUB, 18 VICTORIA PLACE, CARLISLE.
APPLICATION FOR A PREMISES LICENCE**

Title:-

Report of:- HEAD OF LEGAL & DEMOCRATIC SERVICES

Report reference:- LDS 87/07

Summary:-

The Club is located at 18 Victoria Place, Carlisle. (See Appendix 2). The applicant is applying for a new Premises Licence to allow the sale and supply of alcohol as well as regulated entertainment in accordance with the Application. Representations have been received from residents living in the vicinity.

Recommendation:-

Members to reach a decision from the options outlined after hearing the evidence.

J A Messenger, Licensing Manager

Note: in compliance with section 100d of the Local Government (Access to Information) Act 1985 the report has been prepared in part from the following papers:- The Application, letter/petition from persons living in the vicinity, copies of which are attached to this report.

To the Chairman and Members of the Licensing Sub Committee on 24th October 2007

A. THE APPLICATION
(Appendix 1)

Applicant:

Mr Martin Peter Bell, 78 Wigton Road, Carlisle.

Premises:

The Club, 18 Victoria Place, Carlisle (Area plan Appendix 2).

Application

1. The premises at 18 Victoria Place had previously been known as the Carlisle AFS Club until closing.
An application for a Premises Licence has now been made under section 17 of the Licensing Act 2003. The premises has been refurbished to provide a venue that will operate in the main as a members club.

The operating schedule includes:

2. Relevant licensable activities :

- Sale by retail of alcohol (Para. M Appendix 1)
- Provision of regulated entertainment including: films Para. B, indoor sporting events Para.C, ,live music, Para.E, recorded music Para F, performance of dance Para.G, anything of similar description Para.H, Facilities for making music Para. I, facilities for dancing Para. J and entertainment of similar description Para. K . All appendix 1.

3. Hours of licensable activities:

Sale by retail of alcohol -

- Sunday to Saturday 1000hrs – 0100hrs

Regulated Entertainment –

Indoor Sporting events, Live Music, Performance of dance, provision of facilities for making music, provision of facilities for dancing :

- Sunday to Saturday 1000hrs – 0100hrs

Recorded Music:

- Sunday to Saturday 1000hrs - 0130hrs

Premises opening hours –

- Sunday to Saturday 1000hrs – 01300hrs

4. Designated Premises Supervisor: Martin Peter Bell
5. Supply of alcohol is for consumption both on and off the premises.
6. The area for the licensable activities at 3 above are indicated on the premises floor plan (Appendix 3)
7. Additional steps to promote licensing objectives are as follows: (Para. Q Appendix 1)

General

The premises will normally be open from 11.00 to 23.00 or midnight. The hours applied for are simply to provide the sort of flexibility appropriate to premises of this kind. (This comment is not to be part of the operating schedule).

The prevention of crime and disorder

- Where CCTV equipment is fitted it shall be maintained in good working order in accordance with the manufacturers instructions.
- Persons who are suspected of being drunk will not be served.
- The club will maintain a zero-tolerance attitude towards drugs.
- A report book will be kept of any incidents occurring on the premises or occasions where customers have been refused either admission or service or have been asked to leave.
- Staff will be trained in the practices set out above.

Public Safety

- We will comply with the requirements of the Fire Service and will carry out regular risk assessments as required.
- We will comply with the general laws as to the safety of persons entering the premises.
- We understand our obligations under existing Health and Safety legislation and will have policies and practice in place to meet these obligations.

The prevention of public nuisance

- There will be a sign displayed near the exit of the premises requesting customers to leave quietly and to respect local residents.

- The Licence holder or a representative shall conduct regular assessments of the noise coming from the premises and if appropriate shall take steps to reduce the level of noise where it is likely to cause a disturbance to local residents.
- A smoking area will be identified to the side of the building within the boundary of the premises and an ashtray kept in that area at all times. Customers will not be permitted to take drinks outside when using the smoking area.
- All external windows will be kept closed when regulated entertainment is being provided.
- Customers will not be permitted to use the rear fire escape and yard of the premises for smoking. The fire escape and yard to be used for emergency exit purposes only.

The protection of children from harm

- We will at all times observe the law and ensure that alcohol is not served to people who are under 18yrs of age.
- The restrictions set out in Licensing Act 2003 will apply.
- No unusual risks of harm to children have been identified.

Copies of the application were forwarded to responsible authorities. It was advertised on the premises as well as in local newspapers

B. RELEVANT REPRESENTATIONS

Responsible authorities:

None

Interested parties:

Persons living in the vicinity –

Mr Sanderson Petition/letter (Appendix 4)

One letter/petition has been received on behalf of 14 residents objecting to the application.

They raise concern at the potential for noise nuisance during the licensed hours

A meeting was held at the Civic Centre between the applicant and Mr Sanderson representing the residents. Following this meeting Mr Bell added three further conditions to the operating schedule but unfortunately no agreement was made.

C.

LOCAL LICENSING POLICY CONSIDERATIONS

The Licensing Act 2003 requires the Council to publish a Statement of Licensing Policy that sets out the policies the Council will generally apply to promote the licensing objectives when making decisions on applications made under the Act.

Members should have regard to all relevant information and it is considered that the following sections of the policy, (though not exclusively) have a bearing upon the application. Paragraph numbers are taken from the policy:

Introduction

1.2 Carlisle City Council is a licensing authority (the Authority) for the purposes of the Act. The Authority must carry out its licensing functions with a view to promoting the four licensing objectives, which are:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

1.10. In determining its policy, the Authority considered the provisions of the Act and had particular regard to:

- the licensing objectives;
- the guidance issued by the Secretary of State under section 182 of the Act;
- the representations made following consultation;
- its duties and obligations under other legislation, including:

Human Rights Act 1998 incorporates the European Convention on Human Rights and makes it unlawful for a local authority to act in a way that is incompatible with a Convention right. The Authority will have particular regard to the following relevant provisions of the European Convention on Human Rights:

- Article 6 that in the determination of civil rights and obligations everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law;
- Article 8 that everyone has the right to respect for his home and private life; and Article 1 of the First Protocol that every person is entitled to the peaceful enjoyment of his or her possessions, including, for example, the possession of a licence.

Crime and Disorder Act 1998 – section 17 of that Act imposes a duty on local authorities to exercise their functions with regard to the impact on crime and disorder and the need to do all it reasonably can to prevent crime and disorder in its area.

1.19. The Act limits the representations which can be made about licence applications and who can make such representations. Essentially, representations must relate to one or more of the licensing objectives and must be made by a person living or working in the vicinity of the premises or an organisation which represents such persons. Anyone considering making an objection is invited to discuss their objection with licensing officers prior to submitting their representation.

n.b. The term “vicinity” is used within the Licensing Act 2003 on a number of occasions and, in particular, with reference to those “interested parties” who may lodge objections to applications for premises licences and who may

make representations concerning existing premises licences. Section 13(3) defines an "interested party" as being "a person living in the vicinity, a body representing persons living in the vicinity, a person involved in a business in the vicinity or a body representing those persons".

The Act does not define the term "vicinity", therefore where the question arises, it is the responsibility of that particular Licensing sub committee considering the application, to determine in each case which person or body is considered to be living in the "vicinity".

Fundamental Principles

The policy will promote the four licensing objectives contained in the Act, namely the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm. These are the only matters that will be taken into account in determining applications and any conditions imposed must be necessary to achieve these.

Nothing in the Statement of Licensing Policy will undermine the rights of any person to apply under the Act for a variety of permissions and have their application considered on its individual merits as well as against the relevant policy and statutory framework. It does not override the right of any person to make representations on any application or to seek a review of a licence or certificate where they are permitted to do so under the Act.

- 2.1 All licensing applications will be determined on their individual merits following consideration of the proposals in the application and any relevant representations. In general, licences will be granted on the terms applied for, but licences will not normally be granted in terms which conflict with any of the policies in this document, unless an applicant is able to demonstrate that the exceptional circumstances of their application justify a departure from the policy. The Authority will not depart from the policy if any of the licensing objectives will be undermined by a proposal in the application.
- 2.2 Licensing is about the control of licensed premises, qualifying clubs and temporary events within the terms of the Act. The licensing function cannot be used for the general control of anti social behaviour once consumers are beyond the direct control of the individual, club or business holding the licence, certificate or other authorisation concerned. However the Authority expects holders of a licence, certificate or permission, to make every effort to minimise the impact of their activities and anti social behaviour by their patrons within the immediate vicinity of their premises.

4.2 General Policy

4.2.1. Consideration of the impact of licensable activities

- 4.2.2. In the event of relevant representations when considering an application for a licence, the authority may take into account the following factors in assessing its likely impact on the licensing objectives in addition to other relevant matters:

- the nature of activities proposed;
- the number of customers likely to attend the premises and the type of customers expected;
- the location of the premises;
- the proposed hours of operation;
- the level of public transport accessibility for customers either arriving or leaving the premises and the likely means of public or private transport that will be used by the customers;
- the physical and accessible nature of the premises;
- the level of likely car parking demand in relation to the use of the premises in comparison with the existing situation and the likely effect on the movement of priority traffic;
- the cumulative impact of licensed premises in an area;
- the scope for mitigating any impact;
- how often the activity is to occur.

4.2.3. In considering any application where premises are already licensed, or have in the past been licensed for any of the licensable activities (under this or previous legislation), the Authority will take into account any evidence from a responsible authority or interested party of demonstrable adverse impact from the activity in the past. If adverse impact has been caused, consider whether appropriate measures have been proposed or put into effect by the applicant to mitigate that adverse impact. The authority will also consider any changes of circumstances, or evidence that the premises have been well run since the past problems occurred.

Reason

The prime purpose of this policy is to promote the licensing objectives. In furtherance of this aim the policy lists particular matters that the Authority will take into account in considering whether a licensed activity is likely to cause an adverse impact.

The aim of the policy is to achieve a balanced approach to these issues.

4.3. Prevention of Crime and Disorder

4.3.1 General Policy

The Authority's starting point is to seek a reduction in crime and disorder throughout the District, consistent with its statutory duty under section 17 of the Crime and Disorder Act 1998.

Licences may be granted if applicants can demonstrate that a positive reduction in crime and disorder will result, or that it will not increase, as a result of the application being granted.

4.3.4. Carlisle and Eden Crime and Disorder Reduction Partnership

Where appropriate, applicants will be expected to have regard to the information published by the Carlisle and Eden Crime and Disorder Reduction Partnership and consider the impact of their proposals on the issues identified as being of particular concern in the area for example:

- violent crime
- fear of crime;
- road safety;
- anti-social behaviour.

Applicants will be expected to propose steps to reduce the risks of such crimes increasing as a result of the licensable activities proposed.

Reason

The prevention of crime and disorder is one of the licensing objectives, which the Authority is under a duty to promote. The Authority recognises that some licensed premises can attract or encourage criminal behaviour, especially disorder problems where customers have consumed alcohol.

4.5 Prevention of Public Nuisance

4.5.1 General policy on Licensing Hours

4.5.2. The Authority recognises that fixed and artificially early closing times can lead to peaks of disorder and disturbance on the streets when large numbers of people leave licensed premises at the same time. Longer licensing hours, particularly relating to the sale of alcohol, may therefore be a factor in reducing disorder at late night food outlets, taxi ranks and other sources of transport in areas where there have already been incidents of disorder and disturbance.

4.5.3. The Authority will not seek to introduce any form of 'zoning' in relation to licensing hours. Zoning is defined as the setting of fixed trading hours within a designated area. All residents living in the vicinity of licensed premises have equal rights to make representations concerning applications for, and reviews of, premises licences, including hours of trading and to have those representations given equal weight regardless of where they live.

4.5.5. In general, the Authority will deal with the issue of licensing hours on the individual merits of each application. However, in the event of relevant representations, when issuing a licence stricter conditions are likely to be imposed with regard to noise control in the case of premises that are situated in predominantly residential and other noise sensitive locations.

Reason

Experience in other areas shows that zoning can lead to additional problems including the movement of people in search of premises opening later and can put greater pressure on town centres than is necessary.

4.5.6. Policy - Location of premises

4.5.7. The Authority will assess the potential impact of the premises against the characteristics of the area in which they are situated. For example, in the event of representation being made there would be close scrutiny of applications for a closing time of later than 11pm in respect of premises situated in quiet residential or other noise sensitive locations with low background noise. Greater flexibility on closing times would be considered where for example, applicants could demonstrate that:

- there is a high level of accessibility to public transport services;
- there is an appropriate amount of car parking, readily accessible to the premises, and in places where vehicle movement will not cause demonstrable adverse impact to local residents;
- the operating schedule indicates that the applicant is taking appropriate steps to comply with the licensing objective of preventing public nuisance;
- the licensable activities would not be likely to cause adverse impact especially on local residents, or that, if there is a potential to cause adverse impact, appropriate measures are to be put in place to prevent or minimise that impact.

Reason

This part of the policy dealing with opening hours is based on a broad distinction between the approach to be taken in certain predominantly commercial areas like parts of the town centres and the rest of the District.

Any activity involving public entertainment or eating or drinking on the premises has the potential to impact adversely on the surrounding area due to noise, smells, or congestion on the footway. Public nuisance may also be caused by customers being noisy when leaving, leaving litter or taking up on-street car parking space needed by residents. The impact of noise generated by these activities, especially customers departing either on foot or in cars, is particularly intrusive at night when ambient noise levels are much lower.

Parts of the District are sensitive to the impact of licensable activities because they are either residential or close to residential areas. Many shopping areas are abutted by residential areas, including housing above commercial premises. The impact of traffic and parking related to licensed premises can be considerable. Even where a majority of customers arrive on foot or by public transport, the additional parking demand may be significant, especially where there are already a number of licensed premises. The impact may be felt by local residents in preventing them from parking close to their homes and by increasing the danger from traffic in residential streets.

However, some commercial areas in the District, such as parts of town centres, may be more suitable locations for licensed activities, especially for those that have late opening hours or attract significant numbers of people. In town centres, more customers are likely to travel by public transport and the activities may help bring vitality to the area after normal shopping hours. The ambient noise levels are also likely to be higher in the evening, particularly when compared with predominantly residential areas so that additional noise may be less objectionable.

An entertainment use attracting large numbers of people should be very close to bus routes or taxi ranks, for instance. For the same reasons, the level of public transport accessibility will be an important factor in considering any exception to the normal closing times in any location.

4.5.8. Noise

Policy

- 4.5.9. In the event of representations, the Authority will not normally grant a premises licence in terms which are, in its opinion, likely to result in increased noise disturbance to people living or working in the vicinity.
- 4.5.10. In particular, the Authority will give careful consideration to an application for a licence, for premises situated in a predominantly residential or other noise sensitive locations where the proposed hours of operation would be likely to result in unreasonable noise disturbance between the hours of 11pm and 7am.
- 4.5.11. The Authority expects the applicant to assess the likely sources of noise disturbance that could arise due to the proposed use consider the existing noise context of the area and propose practical steps to prevent noise disturbance or minimise its effects.
- 4.5.12. Potential sources of noise include:
- sound leakage from the licensed premises (from entertainment provided, customers on the premises, mechanical equipment etc);
 - customers and staff arriving and leaving the premises (including car doors slamming);
 - excessive noise from outside entertainment.
- 4.5.13. Practical steps could include:
- keeping doors and windows closed whilst entertainment is provided;
 - installing soundproofing measures to the premises (specialist double glazing, acoustic hoods over extractor fan outlets etc);
 - reducing sound levels inside the premises (inclusion of a sound limitation device in the sound system);
 - ensuring that queues are directed to form leading away from residential premises;
 - ensuring that sufficient door security staff manage queuing and leaving customers to minimise noise;
 - erecting prominent notices at exits requesting customers to leave quietly;

- reducing the volume of music entertainment towards the end of the evening;
- giving free lollipops to customers leaving the premises;
- ensuring that sufficient transport is nearby to enable customers leaving the premises to disperse quickly;
- banning from the premises customers known to cause noise disturbance regularly on leaving the premises;
- ensuring that customers are encouraged to leave the premises (including any car park or forecourt) swiftly;
- ensuring the volume of outdoor entertainment does not cause noise disturbance;
- providing police supervision at closing times.

4.5.14. The Authority may impose conditions to ensure that appropriate steps are taken to minimise noise disturbance.

4.5.15. Live music, dancing and theatre

4.5.16. The Authority recognises the need to encourage and promote live music, dance and theatre for the wider cultural benefit of the economy and community, particularly for children and young people.

4.5.17. When considering applications for such events and the imposition of conditions on licences or certificates, the Authority will carefully balance the cultural needs with the necessity of promoting the licensing objectives.

4.5.18. Consideration will be given to the particular characteristics of any event, including the type, scale and duration of the proposed entertainment, especially where limited disturbance only may be caused.

Reason

The prevention of public nuisance is a licensing objective. Noise disturbance can be a public nuisance. The authority is required to promote the licensing objectives. Granting a licence in circumstances where nuisance is likely to be caused will undermine that objective. The Authority recognises that noise from licensed premises can cause great disturbance to people living and working near those premises. The authority recognises that noise can be a nuisance during the day and at night in both residential and commercial areas and other noise sensitive locations if not properly managed or controlled.

4.5.19. Tables and chairs outside premises including garden areas.

Policy

4.5.20. The Authority recognises that provision of tables and chairs outside premises, either on the highway or on private land, may enhance those premises. It can have the benefit of encouraging a continental-style café culture. However, late at night these same tables and chairs can contribute to noise and disorder problems. This is because they can encourage patrons and passers by to loiter rather than disperse. Licensees should note that in certain areas, byelaws prohibit the consumption of alcohol in public. Before planning to use tables and chairs outside premises

(particularly where it is intended that alcohol will be sold) applicants should ensure that they will not contravene any byelaws or orders. Applicants should also ensure that other legislation, for example in relation to highways and planning will not be contravened.

- 4.5.21. In the event of representations being made, the Authority will carefully consider any application where outdoor tables and chairs are proposed to be provided. In particular, the Authority will assess the premises in the context of their location, the hours during which the premises are to be open, the proposed licensable activities and proposals for control of the tables and chairs outside the hours of operation.

Reason

This policy is designed to strike a fair balance between the needs of those wishing to enjoy refreshment in the open air and the need to prevent safety and nuisance problems.

D. NATIONAL GUIDANCE (Section 182 Licensing Act 2003)

Section 182 of the Licensing Act 2003 states that the Secretary of State must issue guidance to local authorities on the discharge of their functions under this Act. Amended guidance was laid before Parliament on 28 June 2007 and came into force on that date.

Members should have regard to all relevant information and it is considered that the following extracts from the Guidance, (though not exclusively) have a bearing upon the application:

National guidance regarding Public Nuisance:

- 1.32 The 2003 Act requires licensing authorities (following receipt of representations) and responsible authorities, through representations, to make judgements about what constitutes public nuisance and what is necessary to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on impacts of the licensable activities at the specific premises on the persons living and working (including doing business) in the vicinity that are disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.
- 1.33 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It is important to remember that the prevention of public nuisance could therefore include low level nuisance perhaps affecting a few people living locally as well as major disturbances affecting the whole community. It may also include in appropriate circumstances the reduction of the living and working amenity and environment of interested parties (as defined in the 2003 Act) in the vicinity of the licensed premises.
- 1.34 Conditions relating to noise nuisance will normally concern steps necessary to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are

kept closed after a particular time in the evening to more sophisticated measures like the installation of acoustic curtains or rubber speaker mounts. Any conditions necessary to promote the prevention of public nuisance should be tailored to the style and characteristics of the specified premises. Licensing authorities should be aware of the need to avoid unnecessary or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are very expensive to purchase and install and are likely to be a considerable burden for smaller venues.

- 1.35 As with all conditions, it will be clear that conditions relating to noise nuisance may not be necessary in certain circumstances where the provisions of the Environmental Protection Act 1990, the Noise Act 1996, or the Clean Neighbourhoods and Environment Act 2005 adequately protect those living in the vicinity of the premises. But as stated earlier in this Guidance, the approach of licensing authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be necessary.
- 1.36 Where applications have given rise to representations, any necessary and appropriate conditions should normally focus on the most sensitive periods. For example, music noise from premises usually occurs from mid-evening until either late evening or early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. In certain circumstances, conditions relating to noise in the immediate vicinity of the premises may also prove necessary to address any disturbance anticipated as customers enter and leave.
- 2.38 In the context of preventing public nuisance, it is again essential that conditions are focused on measures within the direct control of the licence holder or club. Conditions relating to public nuisance caused by the anti-social behaviour of customers once they are beyond the control of the licence holder, club or premises management cannot be justified and will not serve to promote the licensing objectives.
- 2.39 Beyond the vicinity of the premises, these are matters for personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area and to respect the rights of people living nearby to a peaceful night.

National guidance regarding imposing conditions:

- 10.11 The licensing authority may not impose any conditions unless its discretion has been engaged following receipt of relevant representations and it has been satisfied at a hearing of the necessity to impose conditions. It may then only impose conditions that are necessary to promote one or more of the four

licensing objectives. Such conditions must also be expressed in unequivocal and unambiguous terms to avoid legal dispute.

National guidance regarding control of areas outside the premises:

13.16 Statements of policies should make clear that:

- licensing is about regulating licensable activities on licensed premises, by qualifying clubs and at temporary events within the terms of the 2003 Act, and
- the conditions attached to various authorisations will be focused on matters which are within the control of individual licensees and others with relevant authorisations, i.e. the premises and its vicinity.

13.17 Whether or not incidents can be regarded as being "in the vicinity" of licensed premises is a question of fact and will depend on the particular circumstances of the case. In cases of dispute, the question will ultimately be decided by the courts. But statements of licensing policy should make it clear that in addressing this matter, the licensing authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of public living, working or engaged in normal activity in the area concerned.

13.18 A statement of policy should also make clear that licensing law is not the primary mechanism for the general control of nuisance and anti-social behaviour by individuals once they are away from the licensed premises and, therefore, beyond the direct control of the individual, club or business holding the licence, certificate or authorisation concerned. Nonetheless, it is a key aspect of such control and licensing law will always be part of a holistic approach to the management of the evening and night-time economy in town and city centres.

13.19

National guidance regarding licensing hours is as follows:

13.40 With regard to licensing hours, the statement of policy should generally emphasise the consideration, which will be given to the individual merits of an application. The Government recommends that statements of policy should recognise that, in some circumstances, flexible licensing hours for the sale of alcohol can help to ensure that the concentrations of customers leaving premises simultaneously are avoided. This can help to reduce the friction at late night fast food outlets, taxi ranks and other sources of transport which lead to disorder and disturbance.

13.41 The Government also wants to ensure that licensing hours should not inhibit the development of thriving and safe evening and night-time local economies which are important for investment and employment locally and attractive to domestic and international tourists. Providing consumers with greater choice and flexibility is an important consideration, but should always be balanced

carefully against the duty to promote the four licensing objectives and the rights of local residents to peace and quiet.

E. OBSERVATIONS

Pursuant to the Licensing Act 2003, the Committee is obliged to determine this application with a view to promoting the licensing objectives which are:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance;
- the protection of children from harm.

In making its decision, the Committee is also obliged to have regard to Guidance issued under section 182 of the Licensing Act 2003 and the Council's Statement of Licensing Policy.

The Committee must also have regard to the representations made and the evidence given before them.

F. OPTIONS

The Committee may take such of the following steps as it considers necessary for the promotion of the licensing objectives:

As a guide members may:

1. Grant the application as requested.
2. Modify the conditions of the licence, by altering or omitting or adding to them.
3. Reject the whole or part of the application.

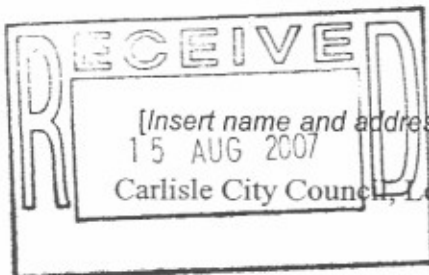
When considering their decision, members should refer to paragraph 4.8.4 of the Council's statement of Licensing Policy with regard to the options they should consider.

The Committee is reminded that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.

In order to assist members and applicants and to achieve consistency, sample conditions for premise licences and club premises certificates have been prepared which may be utilised (Guidance GD6)

Prepared by F Watson

Licensing Officer



App 1

[Insert name and address of relevant licensing authority and its reference number (optional)]
15 AUG 2007
Carlisle City Council, Legal & Democratic Services, Civic Centre, Carlisle, CA3 8QG

Application for a Premises Licence to be Granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in BLOCK capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

(1) Delete as
applicable.
(2) Insert name(s)
of applicant(s).

(1) ~~I am~~ (2) MARTIN PETER BELL

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and (1) ~~I am~~ [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

THE CLUB, 18 VICTORIA PLACE, CARLISLE.

Post town CARLISLE

Post code CA1 1ER

Telephone number at premises (if any)

Non-domestic rateable value of premises

£ 3,300

3,400. 2G.

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick ☒ yes

- (a) an individual or individuals*
- (b) a person other than an individual*
 - (i) as a limited company
 - (ii) as a partnership
 - (iii) as an unincorporated association or
 - (iv) other (for example a statutory corporation)
- (c) a recognised club
- (d) a charity
- (e) the proprietor of an educational establishment
- (f) a health service body
- (g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital
- (h) the chief officer of police of a police force in England and Wales

- ☒ please complete section (A)
- ☐ please complete section (B)
- ☐ please complete section (B)
- ☐ please complete section (B)
- ☐ please complete section (B)
- ☐ please complete section (B)
- ☐ please complete section (B)
- ☐ please complete section (B)
- ☐ please complete section (B)
- ☐ 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 ☒ Mrs ☐ Miss ☐ Ms ☐ Other title (for example, Rev.) ☐

Surname

BELL

First names

MARTIN PETER

Please tick ☒
Yes

I am 18 years old or over

☒

Current postal
address if
different from
premises address

78A WIGTON ROAD, CARLISLE

Post Town

CARLISLE

Postcode

CA2 7AL

Daytime contact telephone number

07802 575 095

E-mail address
(optional)

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other title (for example, Rev.) ☐

Surname

First names

Please tick ☒
Yes

I am 18 years old or over

☐

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
Address
Registered number (where applicable)
Description of applicant (for example partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 - Operating Schedule

When do you want the premises licence to start?

Day Month Year

A	S	A	P				
---	---	---	---	--	--	--	--

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

Day Month Year

--	--	--	--	--	--	--	--

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

City centre former AFS Club, formerly holding Club Premises Certificate, situated over three floors.

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 ☒ 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)

X
X
X
X
X
X

Provision of entertainment facilities for:

- (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)

X
X
X

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

--

Supply of alcohol (if ticking yes, fill in box M)

X

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 indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
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 <input checked="" type="checkbox"/> (please read guidance note 2)	Indoors	X
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	00.00	01.30	DVD/video/recorded entertainment on TV screens and amusement machines.		
	10.00	00.00			
Tue	00.00	01.30	State any seasonal variations for the exhibition of films (please read guidance note 4)		
	10.00	00.00			
Wed	00.00	01.30			
	10.00	00.00			
Thur	00.00	01.30	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)		
	10.00	00.00			
Fri	00.00	01.30			
	10.00	00.00			
Sat	00.00	01.30			
	10.00	00.00			
Sun	00.00	01.30			
	10.00	00.00			

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3) To include darts; dominos; pool; snooker; or other minor sporting games of a similar kind that may attract an audience occasionally whether by advertisement or spontaneously.	
Day	Start	Finish		
Mon	00.00	01.00	State any seasonal variations for indoor sporting events (please read guidance note 4)	
	10.00	00.00		
Tue	00.00	01.00		
	10.00	00.00		
Wed	00.00	01.00		
	10.00	00.00		
Thur	00.00	01.00		
	10.00	00.00		
Fri	00.00	01.00		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)
	10.00	00.00		
Sat	00.00	01.00		
	10.00	00.00		
Sun	00.00	01.00		
	10.00	00.00		

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 <input checked="" type="checkbox"/> (please read guidance note 2)			
			Indoors			
			Outdoors			
			Both			
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)			
Tue						
Wed						
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 <input checked="" type="checkbox"/> (please read guidance note 2)		Indoors	X
					Outdoors	
					Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon	00.00	01.00	Live acoustic and amplified music and voice, karaoke, DJ's and others of a similar nature.			
	10.00	00.00				
Tue	00.00	01.00	State any seasonal variations for the performance of live music (please read guidance note 4)			
	10.00	00.00				
Wed	00.00	01.00				
	10.00	00.00				
Thur	00.00	01.00				
	10.00	00.00				
Fri	00.00	01.00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)			
	10.00	00.00				
Sat	00.00	01.00				
	10.00	00.00				
Sun	00.00	01.00				
	10.00	00.00				

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 <input checked="" type="checkbox"/> (please read guidance note 2)		Indoors	X
					Outdoors	
					Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon	00.00	01.30	Recorded music including juke box and karaoke with or without a DJ during normal business hours or as part of functions and including audience participation.			
	10.00	00.00				
Tue	00.00	01.30	State any seasonal variations for the playing of recorded music (please read guidance note 4)			
	10.00	00.00				
Wed	00.00	01.30				
	10.00	00.00				
Thur	00.00	01.30				
	10.00	00.00				
Fri	00.00	01.30	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	00.00				
Sat	00.00	01.30				
	10.00	00.00				
Sun	00.00	01.30				
	10.00	00.00				

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 <input checked="" type="checkbox"/> (please read guidance note 2)	Indoors	X
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	00.00	01.00	Performers may dance as part of their general entertainment if required as part of music entertainment.		
	10.00	00.00			
Tue	00.00	01.00	State any seasonal variations for the performance of dance (please read guidance note 4)		
	10.00	00.00			
Wed	00.00	01.00			
	10.00	00.00			
Thur	00.00	01.00			
	10.00	00.00			
Fri	00.00	01.00	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)		
	10.00	00.00			
Sat	00.00	01.00			
	10.00	00.00			
Sun	00.00	01.00			
	10.00	00.00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
			Comperes for quizzes and similar events, comedians and similar performance including voice amplification, karaoke evenings.		
			Will this entertainment take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)	Indoors	X
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	00.00	01.00			
	10.00	00.00			
Tue	00.00	01.00			
	10.00	00.00			
Wed	00.00	01.00	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
	10.00	00.00			
Thur	00.00	01.00			
	10.00	00.00			
Fri	00.00	01.00			
	10.00	00.00			
Sat	00.00	01.00	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)		
	10.00	00.00			
Sun	00.00	01.00			
	10.00	00.00			

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing In-house sound/music system, musical instruments, stage area and microphone with amplifiers and a function room.				
			Will the facilities for making music be indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)	<table border="1"> <tr> <td>Indoors</td> <td>X</td> </tr> <tr> <td>Outdoors</td> <td></td> </tr> <tr> <td>Both</td> <td></td> </tr> </table>	Indoors	X	Outdoors
Indoors	X						
Outdoors							
Both							
Day	Start	Finish	Please give further details here (please read guidance note 3)				
Mon	00.00 10.00	01.00 00.00					
Tue	00.00 10.00	01.00 00.00	State any seasonal variations for the provision of facilities for making music (please read guidance note 4)				
Wed	00.00 10.00	01.00 00.00					
Thur	00.00 10.00	01.00 00.00	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 (please read guidance note 5)				
Fri	00.00 10.00	01.00 00.00					
Sat	00.00 10.00	01.00 00.00					
Sun	00.00 10.00	01.00 00.00					

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 <input checked="" type="checkbox"/> (please read guidance note 2)		<table border="1"> <tr> <td>Indoors</td> <td>X</td> </tr> <tr> <td>Outdoors</td> <td></td> </tr> <tr> <td>Both</td> <td></td> </tr> </table>	Indoors	X	Outdoors		Both	
			Indoors	X							
Outdoors											
Both											
Please give a description of the facilities for dancing you will be providing Function room which can be booked for events which include dancing and to allow discos and functions which include dancing.			Please give further details here (please read guidance note 3)								
Day	Start	Finish	State any seasonal variations for providing dancing facilities (please read guidance note 4)								
Mon	00.00 10.00	01.00 00.00									
Tue	00.00 10.00	01.00 00.00	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)								
Wed	00.00 10.00	01.00 00.00									
Thur	00.00 10.00	01.00 00.00									
Fri	00.00 10.00	01.00 00.00									
Sat	00.00 10.00	01.00 00.00									
Sun	00.00 10.00	01.00 00.00									

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)			Please give a description of the type of entertainment facility you will be providing Activities and facilities as customers may require to be offered at the discretion of the applicant.	
			Will the entertainment facility be indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (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 10.00	01.00 00.00		
Tue	00.00 10.00	01.00 00.00	State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J (please read guidance note 4)	
Wed	00.00 10.00	01.00 00.00		
Thur	00.00 10.00	01.00 00.00	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 (please read guidance note 5)	
Fri	00.00 10.00	01.00 00.00		
Sat	00.00 10.00	01.00 00.00		
Sun	00.00 10.00	01.00 00.00		

L

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 <input checked="" type="checkbox"/> (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 provision of late night refreshment (please read guidance note 4)		
Wed					
Thur			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)		
Fri					
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box <input checked="" type="checkbox"/>) (please read guidance note 7)	On the premises	
				Off the premises	
				Both	X
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	00.00	01.00			
	10.00	00.00			
Tue	00.00	01.00			
	10.00	00.00			
Wed	00.00	01.00			
	10.00	00.00			
Thur	00.00	01.00			
	10.00	00.00			
Fri	00.00	01.00			
	10.00	00.00			
Sat	00.00	01.00			
	10.00	00.00			
Sun	00.00	01.00			
	10.00	00.00			

State the name and details of the individual whom you wish to specify on the licence as premises supervisor	
Name	MARTIN PETER BELL
Address	78A WIGTON ROAD CARLISLE
Postcode	CA2 7AY
Personal Licence number (if known)	PA707
Issuing licensing authority (if known)	Carlisle

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	00.00	01.30	Non standard timings. Where you intend the premises to be open to the public at different times to those listed in the column on the left, please list (please read guidance note 5)
	10.00	00.00	
Tue	00.00	01.30	
	10.00	00.00	
Wed	00.00	01.30	
	10.00	00.00	
Thur	00.00	01.30	
	10.00	00.00	
Fri	00.00	01.30	
	10.00	00.00	
Sat	00.00	01.30	
	10.00	00.00	
Sun	00.00	01.30	
	10.00	00.00	

P

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

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

We anticipate that the premises will normally be open from 11.00 to 23.00 or 00.00. The hours applied for are simply to provide the sort of flexibility appropriate to premises of this kind (this comment is not be part of the Operating Schedule of the Licence).

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

Where CC TV equipment is fitted it shall be maintained in good working order in accordance with the manufacturer's instructions.

Persons who are suspected of being drunk will not be served.

We will maintain a zero-tolerance attitude to drugs.

A report book will be kept of any incidents occurring on the premises or occasions where customers have been refused either admission or service or have been asked to leave.

Our staff will be trained in the practices set out above.

(c) Public safety

We will comply with the requirements of the Fire Service and will carry out regular risk assessments as required.

We will comply with the general laws as to the safety of persons entering the premises.

We understand our obligations under existing Health & Safety Legislation and will have policies and practice in place to meet these obligations.

(d) The prevention of public nuisance

There will be a sign displayed near the exit of the premises requesting customers to leave quietly and to respect local residents.

The Licence holder or a representative shall conduct regular assessments of the noise coming from the premises and if appropriate shall take steps to reduce the level of noise where it is likely to cause a disturbance to local residents.

Guests attending functions will be dispersed at the end of the evening as quickly and quietly as possible.

The function room will double glazed.

(e) The protection of children from harm

We will at all times observe the Law and ensure that alcohol is not served to people who are under 18 years of age.

The restrictions set out in Licensing Act 2003 will apply.

No unusual risks of harm to children have been identified.

Please tick ☒ yes

- 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 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

X
X
X
X
X
X

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 4 - Signatures (please read guidance note 10)

Signature of applicant 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

7/8/07

Capacity Applicant

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)	
Cartmell Shepherd, Gill Place, Brampton, Cumbria	
Post town Brampton	Post code CA8 1SQ
Telephone number (if any) 016977 2378	
If you would prefer us to correspond with you by e-mail your e-mail address (optional) brampton@cartmells.co.uk	

Notes for Guidance

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

Part A

Consent of Individual to Being Specified as Premises Supervisor

(1) Insert full
name of
prospective
premises
supervisor.

I ⁽¹⁾ MARTIN PETER BELL

(2) Insert home
address of
prospective
premises
supervisor.

of ⁽²⁾ 78A WIGTON ROAD, CARLISLE, CA2 7AL

(3) Insert type
of application.

hereby confirm that I give my consent to be specified as the designated premises
supervisor in relation to the application for ⁽³⁾ Premises Licence

(4) Insert name
of applicant.

by ⁽⁴⁾ myself

(5) Insert number
of existing licence,
if any.

relating to a premises licence ⁽⁵⁾

(6) Insert name
and address of
premises to which
the application
relates.

for ⁽⁶⁾ THE CLUB, 18 VICTORIA PLACE, CARLISLE, CA1 1ER

and any premises licence to be granted or varied in respect of this application
made by ⁽⁴⁾ myself

concerning the supply of alcohol at ⁽⁶⁾ The Club, 18 Victoria Place, Carlisle, CA1 1ER

(7) Delete as
applicable.

I also confirm that I ⁽⁷⁾[am applying for] ⁽⁷⁾[intend to apply for] ⁽⁷⁾[currently hold]
a personal licence, details of which I set out below.

(8) Insert personal
licence number, if
any.

Personal licence number ⁽⁸⁾

(9) Insert name
and address and
telephone number
of personal licence
issuing authority, if
any.

Personal licence issuing authority ⁽⁹⁾ Carlisle City Council

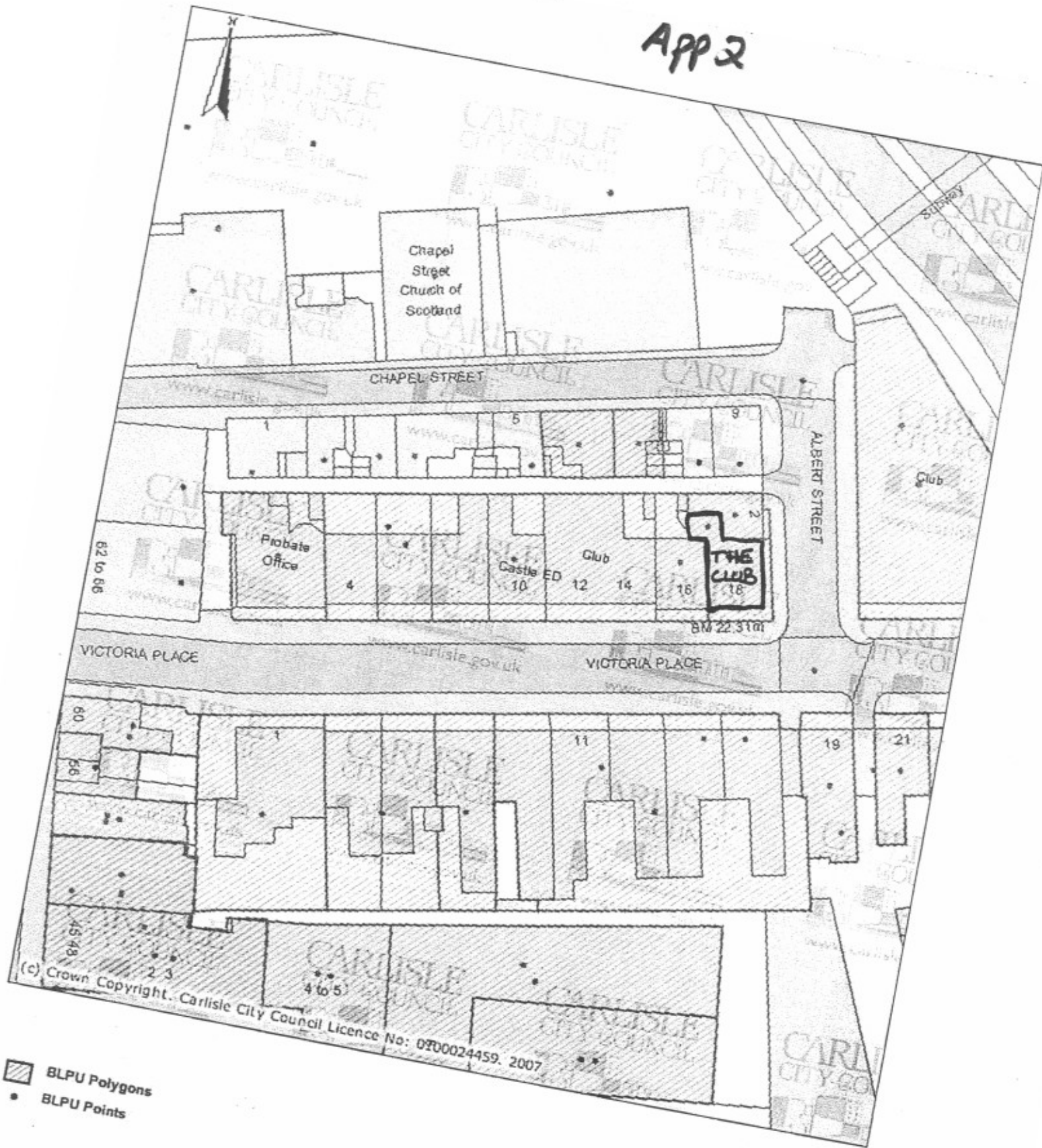
(10) Please print.

Signed

Name ⁽¹⁰⁾ MARTIN PETER BELL

Dated 7/8/07

APP 2



BLPU Polygons
BLPU Points

Scale: 1:760

Date: 02/10/2007

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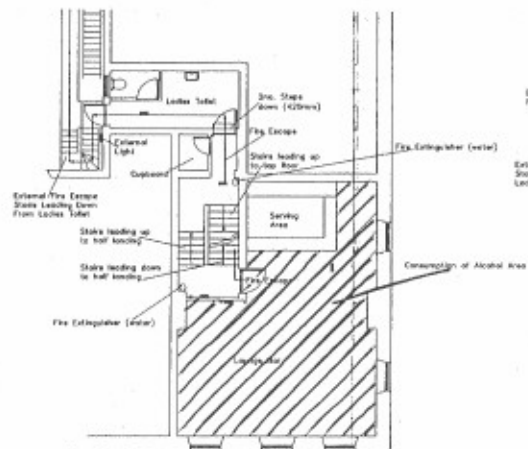
CARLISLE
CITY COUNCIL
Civic Centre
Rickergate
Carlisle
CA3 8QG
www.carlisle.gov.uk

31

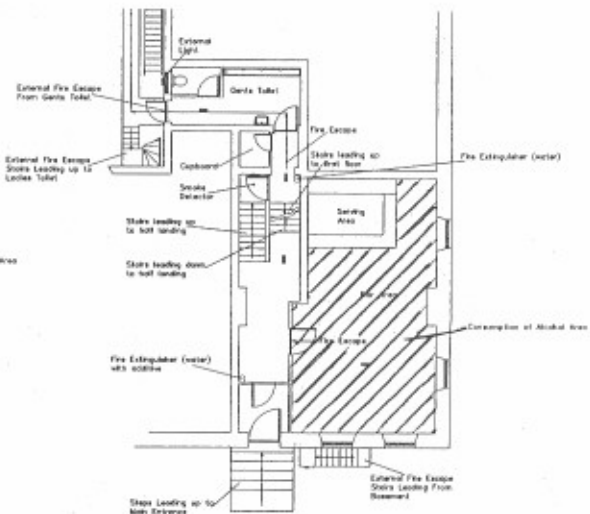
<http://maps.carlisle.gov.uk/Carlisle3/Printing.aspx?paperSize=A4%20Portrait>

02/10/07

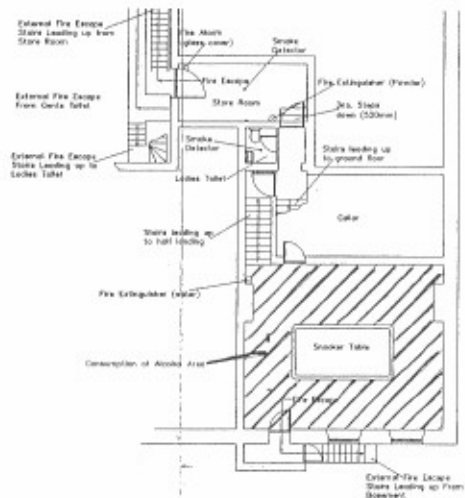
App 3



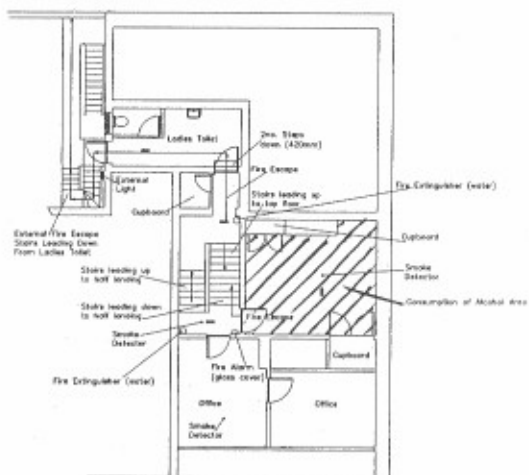
FIRST FLOOR
FRONT ELEVATION



GROUND FLOOR
FRONT ELEVATION



BASEMENT
FRONT ELEVATION



TOP FLOOR (ATTIC)
FRONT ELEVATION

- Emergency Lights
- Fire Sirens

Brian Cowens

58 Main Street
Brampton, Ontario CA8 1S8
Tel.: 016077 3772 Fax: 016077 42099
e-mail: brian.cowers@wain.net

Project

PLAN DRAWING FOR THE CLUT
38 VICTORIA PLACE, CARLISLE
CA1 1ER

Drawing
GENERAL ARRANGEMENT DRAWING

//// SALE & CONSUMPTION OF Alcohol AREA.

App 4

31st August 2007

The Licensing Manager
Licensing Section
Carlisle City Council
Civic Centre
Carlisle

RECEIVED

*****388*****

Dear Sir

Re "The Club", 18 Victoria Place, Carlisle

We, the undersigned, wish to oppose the application to vary the licensing hours in respect of the above named premises.

There are numerous private residences in the vicinity of this property and the building itself is in a conservation area. We are concerned that operating until 1.30 a.m. would inevitably result in unacceptable levels of noise and nuisance. Furthermore, there is no provision for smokers outside the club, a situation which would undoubtedly lead to the surrounding streets being used for this purpose until the early hours.

When this venue operated as the A.F.S. Club its opening hours coincided with those of the nearby Carlisle Ex-Servicemens Club, i.e. 10.30 a.m. to 11.00 p.m. from Sunday until Thursday and 10.30 a.m. to 12.00 p.m. on Friday and Saturday, a situation which was tolerable. We ask that in this regard the status quo should be maintained.

Signed