

LICENSING SUB-COMMITTEE

Venue: Town Hall,
Moorgate Street,
Rotherham. S60 2TH

Date: Monday, 14 October 2019

Time: 3.00 p.m.

A G E N D A

1. To determine whether the following items should be considered under the categories suggested in accordance with Part 1 of Schedule 12A (as amended March 2006) of the Local Government Act 1972.
2. To determine any item(s) which the Chairman is of the opinion should be considered later in the agenda as a matter of urgency.
3. Licensing Act 2003 - Licence - Platinum Lounge, Unit 5 Imperial Buildings, High Street, Rotherham (Pages 1 - 47)

Hearing Procedure

- 1 The Chair of the Licensing Committee will introduce the Committee and ask officers to introduce themselves.
- 2 The Chair will ask the applicants to formally introduce themselves.
- 3 The Licensing Officer will outline the procedure to be followed at the hearing.
- 4 Hearing Procedure:-
 - i. The Licensing Officer will introduce the report.
 - ii. Questions concerning the report can be asked both by Members and the applicant.
 - iii. The Licensing Officer will introduce in turn representatives for the Responsible Authority and Interested Parties who will be asked to detail their relevant representations.
 - iv. Members may ask questions of those parties
 - v. With the leave of the Chair the applicant or his representative may cross examine the representatives of the Responsible Authorities and Interested Parties.
 - vi. The applicant / licensee (or his/her nominated representative) will then be asked to:-
 - a) detail the application;
 - b) provide clarification on the application and respond to the representations made.
 - vii. 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.
 - viii. The applicant will then be given the opportunity to sum up the application. The Licensing Officer will then detail the options.
 - ix. There will then be a private session for members to take legal advice and consider the application.
- 5 The decision of the Licensing Committee will be given in accordance with the requirements of the Licensing Act 2003 and regulations made there under.

Notes:

- 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.
- The Committee Hearing will be held in public unless and in accordance with the Regulations the Committee determine that the public should be excluded.

Committee Name and Date of Committee Meeting

Licensing Sub-Committee – 14th October 2019 (3:00 pm)

Report Title

Consideration of an application (made in accordance with s.17 of the Licensing Act 2003) for the Grant of a Premises Licence for the premises described as Platinum Lounge and Bar, Unit Five, Imperial Buildings, High Street, Rotherham, S60 1PA.

Report Author(s)

Keeley Ladlow, Senior Licensing Enforcement Officer, Community Safety and Street Scene (01709 822346)

Report Summary

On the 2nd August 2019, Mr Paul Simms (on behalf of Platinum Lounge and Bar Ltd) submitted an application for a Premises Licence at the premises described as Platinum Lounge and Bar situated at Unit 5, Imperial Buildings, High Street, Rotherham, S60 1PA. The premises was previously a hair / beauty salon and the applicant has redeveloped the unit into a bar / coffee shop.

Following the submission of the application paperwork, it became apparent that an error had been made during the application process – the consequence of this was that the 28 day period for consultation was extended until the 18th September 2019. During this consultation period, a number of concerns were raised by representatives of the Responsible Authorities that had dealings with Mr Simms. In addition, two representations were received from interested parties that wished to voice their concerns in relation to the application that had been made.

The applicant has agreed to add a number of conditions to his licence that address some of the concerns raised by the Responsible Authorities, however the Licensing Authority remain concerned by the conduct of the applicant and has submitted a representation to the application (in its role as a Responsible Authority). The representations made by the Licensing Authority and the two interested parties are developed further in the main body of this report.

As representations have been made in relation to the application, the application must be considered by the Licensing Sub-Committee.

The process to be adopted at the hearing is outlined prior to the main body of the report.

Recommendations

1. That the Licensing Sub-Committee considers the information contained within this report (and associated appendices) along with any additional information presented at the hearing and subsequently determines the application that has been made.
2. The Licensing Sub-Committee should inform the Licensing Authority of the decision in accordance with the requirements of the Licensing Act 2003 and Regulations made thereunder.

List of Appendices Included

- Appendix 1 Location details
- Appendix 2 Application form dated 2nd August 2019
- Appendix 3 Representation received from Licensing Authority
- Appendix 4 Representations received from interested parties (redacted)
- Appendix 5 Conditions agreed between applicant and Responsible Authorities

Background Papers

Revised guidance issued under section 182 of the Licensing Act 2003 (April 2018)

Council Approval Required

No

Exempt from the Press and Public

No

Consideration of an application (made in accordance with s.17 of the Licensing Act 2003) for the Grant of a Premises Licence for the premises described as Unit One, Imperial Buildings, High Street, Rotherham, S60 1PA.

1. Background

- 1.1 On the 2nd August 2019, the Council received an application for a Premises Licence at the premises described as Platinum Lounge and Bar situated at Unit 5, Imperial Buildings, High Street, Rotherham, S60 1PA. The premises was previously a hair / beauty salon and the applicant (Mr Paul Simms, on behalf of Platinum Lounge and Bar Ltd) has redeveloped the unit into a bar / coffee shop. The location of the premises is shown at Appendix 1.
- 1.2 The premises does not currently have the benefit of a Premises Licence prompting the submission of the application to which this report relates. A copy of application can be found at Appendix 2. Steps that have been proposed by the applicant in relation to the promotion of the licensing objectives can be found at Appendix 3.
- 1.3 Following the submission of the application paperwork, it became apparent that an error had been made during the application process – the consequence of this was that the 28 day period for consultation was extended until the 18th September 2019.
- 1.4 During this consultation period, a number of concerns were raised by representatives of the Responsible Authorities that had dealings with Mr Simms. As a result of comments made by the Responsible Authorities, the Licensing Authority are concerned by the conduct of the applicant and has submitted a representation to the application (in its role as a Responsible Authority) this is attached at Appendix 4.
- 1.5 In addition, two representations were received from interested parties that wished to voice their concerns in relation to the application that had been made. A redacted copy of these representations can be found at Appendix 5.
- 1.6 The applicant has agreed to add a number of conditions to the licence that address some of the concerns raised by the Responsible Authorities, these are detailed in Appendix 6.
- 1.7 In order to mitigate the effects of the error made during the application process, the Licensing Authority provided the applicant with advice regarding the use of Temporary Event Notices. These notices have allowed the applicant to trade pending the determination of the application – it is during this trading period that concerns have been realised regarding the operation of the business.

2. Key Issues

The application

2.1 The applicant is seeking authority for the following licensable activities to take place at the premises:

- Supply of alcohol
- Live Music
- Recorded Music

2.2 The application is for these activities to take place between the following hours:

| | |
|--------------------------------|--|
| Monday to Thursday (inclusive) | 1100hrs to 1500hrs |
| Friday and Saturday | 1100hrs to 0100hrs (sale of alcohol to 0030hrs only) |

2.3 The applicant has provided details of the steps they intend to take in order to promote the four licensing objectives; these are detailed in Appendix 3.

Representations received

2.4 The Licensing Authority (in its role as a Responsible Authority) has made a representation to this application – further detail can be found at Appendix 4 to this report.

2.5 The representation submitted by the Licensing Authority cited the following:

- The general condition of the premises exposes individuals to risks to their safety – this undermines the Public Safety licensing objective.
- The applicant has not complied with advice / guidance provided by South Yorkshire Fire and Rescue, South Yorkshire Police and Rotherham MBC - this undermines the Public Safety and Prevention of Crime and Disorder licensing objectives.
- The applicant has conducted himself in such a manner that it is necessary for the Licensing Sub-Committee to consider whether it is appropriate that the applicant is specified as the Designated Premises Supervisor in relation to the premises.

This is a summary only – full details are available at Appendix 4.

2.6 Two representations have been received from interested parties - details of these can be found at Appendix 5.

2.7 The representations submitted by the interested parties cite the following:

- Health and safety concerns.
- Absence of appropriate levels of door staff / supervision.
- Insufficient fire detection and warning equipment.

2.8 Those that have made representations have been invited to the hearing today and if attending will be given the opportunity to address the Sub-Committee in relation to the matters of concern.

2.9 Members of the Sub-Committee should give full consideration of the issues raised by Licensing Authority and interested parties when determining the application.

Conditions agreed between the applicant and Responsible Authorities

2.10 Discussion has taken place between the applicant and Responsible Authorities. As a result of these discussions, the applicant has agreed to the additional conditions being placed on their licence.

2.11 Conditions have been agreed with:

- Rotherham MBC Licensing
- South Yorkshire Police
- Rotherham MBC Environmental Health

2.12 The conditions are outlined at Appendix 6 to this report - if granted, these conditions should be added to the licence.

3. Options available to the Licensing Sub-Committee

3.1 A licensing authority must carry out its functions under the Licensing Act with a view to promoting the licensing objectives:

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

3.2 In considering this matter, the Committee should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be. In reaching the decision, regard must also be had to relevant provisions of the national guidance and the Council's

licensing policy statement. In relation to this application, the options available to the Committee are:

- To grant the licence subject to the conditions consistent with the operating schedule accompanying the application, which the Panel may modify to such extent as they consider appropriate; or
- To reject the whole or part of the application.

3.3 The statutory guidance makes it clear that Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

3.4 The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

3.5 Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. While this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. The licensing authority should consider wider issues such as other conditions already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business (if appropriate).

3.6 The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination. Conditions may be placed on the licence (if granted) – further information in relation to conditions is provided later in this report.

3.7 All licensing determinations should be considered on the individual merits of the application. The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and

proportionate to what it is intended to achieve. Findings on any issues of fact should be on the balance of probability.

- 3.8 It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeals. Failure to give adequate reasons could itself give rise to grounds for an appeal.

Conditions

- 3.9 Conditions include any limitations or restrictions attached to a licence or certificate and essentially are the steps or actions that the holder of the premises licence or the club premises certificate will be required to take or refrain from taking in relation to the carrying on of licensable activities at the premises in question. Failure to comply with any condition attached to a licence or certificate is a criminal offence, which on conviction is punishable by an unlimited fine or up to six months' imprisonment. The courts have made clear that it is particularly important that conditions which are imprecise or difficult for a licence holder to observe should be avoided.
- 3.10 There are three types of condition that may be attached to a licence or certificate: proposed, imposed and mandatory. Each of these categories is described in more detail below.

Proposed conditions

- 3.11 The conditions that are appropriate for the promotion of the licensing objectives should emerge initially from the risk assessment carried out by a prospective licence or certificate holder, which they should carry out before making their application for a premises licence or club premises certificate. This would be translated into the steps recorded in the operating schedule or club operating schedule, which must also set out the proposed hours during which licensable activities will be conducted and any other hours during which the premises will be open to the public.
- 3.12 It is not acceptable for licensing authorities to simply replicate the wording from an applicant's operating schedule. A condition should be interpreted in accordance with the applicant's intention.

Consistency with steps described in operating schedule

- 3.13 The 2003 Act provides that where an operating schedule or club operating schedule has been submitted with an application and there have been no relevant representations made by responsible authorities or any other person, the licence or certificate must be granted subject only to such conditions as are consistent with the schedule accompanying the application and any mandatory conditions required under the 2003 Act.

- 3.14 Consistency means that the effect of the condition should be substantially the same as that intended by the terms of the operating schedule. If conditions are broken, this may lead to a criminal prosecution or an application for a review and it is extremely important therefore that they should be expressed on the licence or certificate in unequivocal and unambiguous terms. The duty imposed by conditions on the licence holder or club must be clear to the licence holder, club, enforcement officers and the courts.

Imposed conditions

- 3.15 The licensing authority may not impose any conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives. In order to promote the crime prevention licensing objective conditions may be included that are aimed at preventing illegal working in licensed premises.
- 3.16 It is possible that in some cases no additional conditions will be appropriate to promote the licensing objectives.

Proportionality

The 2003 Act requires that licensing conditions should be tailored to the size, type, location and characteristics and activities taking place at the premises concerned. Conditions should be determined on a case-by-case basis and standardised conditions which ignore these individual aspects should be avoided. For example, conditions should not be used to implement a general policy in a given area such as the use of CCTV, polycarbonate drinking vessels or identity scanners where they would not be appropriate to the specific premises. Conditions that are considered appropriate for the prevention of illegal working in premises licensed to sell alcohol or late night refreshment might include requiring a premises licence holder to undertake right to work checks on all staff employed at the licensed premises or requiring that a copy of any document checked as part of a right to work check is retained at the licensed premises. Licensing authorities and other responsible authorities should be alive to the indirect costs that can arise because of conditions. These could be a deterrent to holding events that are valuable to the community or for the funding of good and important causes. Licensing authorities should therefore ensure that any conditions they impose are only those which are appropriate for the promotion of the licensing objectives.

4. Consultation

- 4.1 The application has been subject to the statutory consultation process involving a newspaper advertisement and display of public notices in the vicinity of the site for 28 days.
- 4.2 The public consultation period ran from the 21st August 2019 to the 18th September 2019.
- 4.3 Relevant ward members have been notified of the application and all statutory requirements in relation to notification requirements have been complied with.

5. Timetable and Accountability for Implementing this Decision

- 5.1 Any decision made by the Licensing Sub-Committee does not have effect until:
 - the end of the period given for appealing against the decision; or
 - if the decision is appealed, until the appeal is disposed of.
- 5.2 An appeal may be lodged by either the applicant or a party to the hearing that has made a relevant representation.
- 5.3 Parties to the hearing must be informed of the decision within 5 working days of the hearing (or within 5 working days from the last day of the hearing if it takes place over multiple days).

6. Financial Implications

- 6.1 There are no specific financial implications arising from this application.
- 6.2 However, additional costs may be incurred should the matter go to appeal. In such an eventuality it may not be possible to recover all of the costs incurred. The impact of these additional costs (if any) will therefore need to be met from within existing revenue budgets.

7. Legal Advice and Implications

- 7.1 A Council Solicitor will be in attendance at the hearing to provide appropriate legal advice to the Licensing Sub-Committee in relation to specific aspects of the application / hearing, however the advice below is generally applicable to all applications.
- 7.2 Hearings under the Licensing Act 2003 operate under the Licensing Act 2003 (Hearings) Regulations 2005.

- 7.3 In accordance with Regulation 18 of the Licensing Act 2003 (Hearings) Regulations 2005, the authority may take into account documentary or other information produced by a party in support of their application, representations or notice either before the hearing or, with the consent of all parties, at the hearing.
- 7.4 The Panel may accept hearsay evidence and it will be a matter for the Licensing Sub-Committee to attach what weight to it that they consider appropriate. Hearsay evidence is evidence of something that a witness neither saw nor heard, but has heard or read about.
- 7.5 The Secretary of State's guidance to the Licensing Act 2003 is provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act. It also provides information to magistrates' courts hearing appeals against licensing decisions and has been made widely available for the benefit of those who run licensed premises, their legal advisers and the general public. It is a key medium for promoting best practice, ensuring consistent application of licensing powers across England and Wales and for promoting fairness, equal treatment and proportionality.
- 7.6 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182. The guidance is therefore binding on all licensing authorities to that extent. However, the guidance cannot anticipate every possible scenario or set of circumstances that may arise and, as long as licensing authorities have properly understood this guidance, they may depart from it if they have good reason to do so and can provide full reasons.
- 7.7 Departure from the guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.

8. Risks and Mitigation

- 8.1 The statutory requirements in relation to the consideration of this application are detailed in this report. It is essential that the Sub-Committee act in accordance with these statutory provisions and take account of statutory guidance.
- 8.2 Failure to do this exposes the Council to significant risk of legal challenge, the consequences of which could result in financial and / or reputational damage to the Council.
- 8.3 Members are therefore urged to fully consider the information in this report when making a decision regarding this application, and to ensure that any

decision made is justifiable, proportionate and based on the promotion of one or more of the Licensing Objectives.

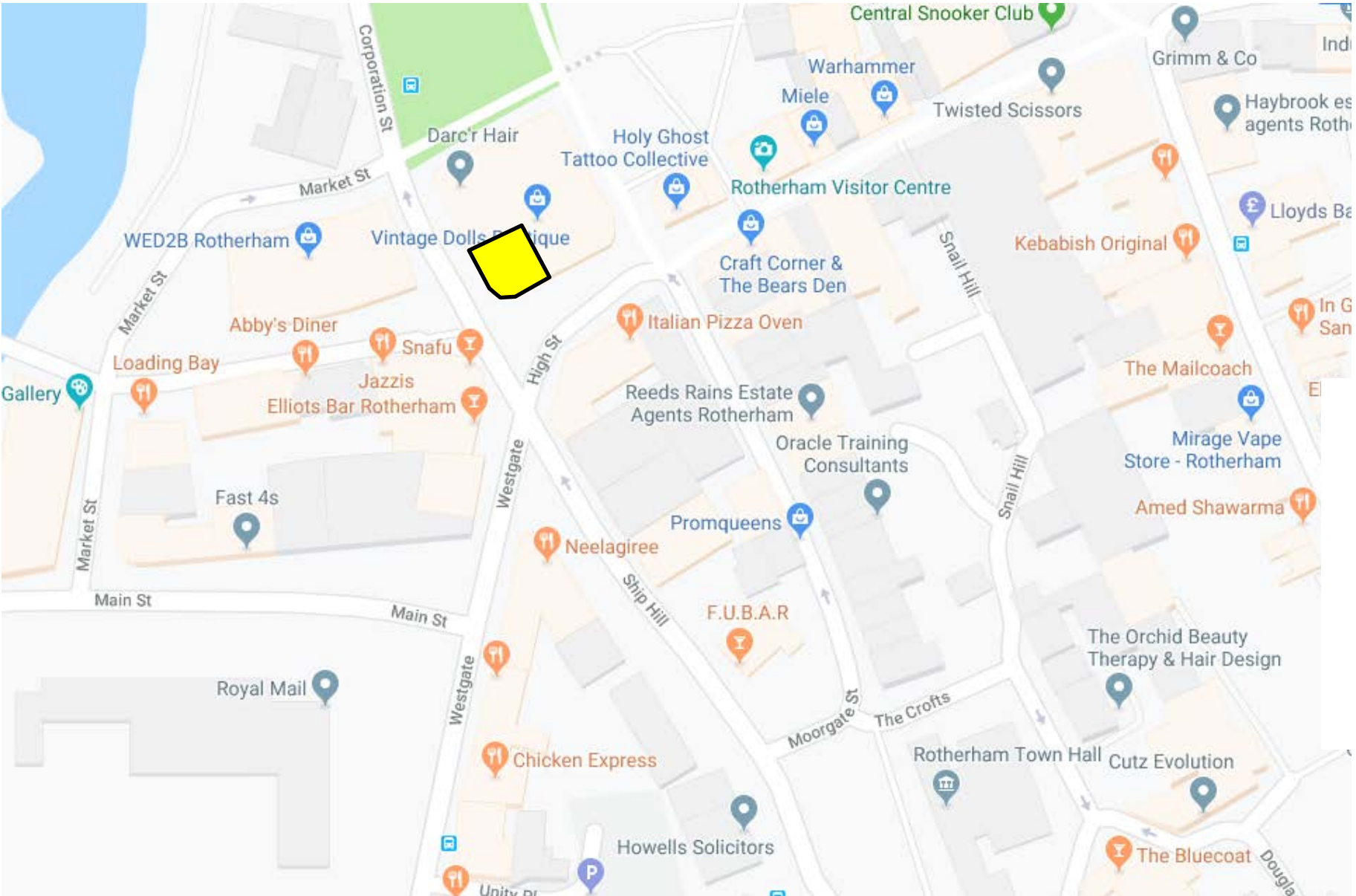
- 8.4 Council officers are present at the meeting today and can provide additional advice to members of the Sub-Committee should this be required. In addition, a copy of the statutory guidance is available for members to review should they wish to do so.

9. Accountable Officer(s)

Keeley Ladlow, Senior Licensing Enforcement Officer, Community Safety and Street Scene

This report is published on the Council's [website](#).

Appendix 1





APPENDIX 2

**Application for a premises licence to be granted
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We Paul Simms

(Insert name(s) of applicant)

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

Part 1 – Premises details

PLATINUM LOUNGE + BAR.

| | | | |
|---|-----------|-----------------|---------|
| Postal address of premises or, if none, Ordnance Survey map reference or description Unit 5, Imperial Buildings | | | |
| Post town | Rotherham | Postcode | S60 1PA |

| | |
|---|--------------|
| Telephone number at premises (if any) | 07940 008933 |
| Non-domestic rateable value of premises | N/A 10,000. |

Part 2 – Applicant details

Please state whether you are applying for a premises licence as Please tick as appropriate

- | | | |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |

✓ on spreadsheet.

last day 31st Aug 2019.

App 04-2936

- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☐
- I am making the application pursuant to a
- statutory function or ☐
- a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

| | | | | | |
|-----------------------------|------------------------------|-------------------------------|-----------------------------|--------------------------------|--|
| Mr <input type="checkbox"/> | Mrs <input type="checkbox"/> | Miss <input type="checkbox"/> | Ms <input type="checkbox"/> | Other Title (for example, Rev) | |
| Surname | | | First names | | |

| | | | |
|---|--|---|--|
| Date of birth | | I am 18 years old or over <input checked="" type="checkbox"/> Please tick yes | |
| Nationality | | | |
| 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 Platinum Lounge & Bar Ltd |
| Address Suite A, 82 James Carter Road, Mildenhall, Bury St Edmunds, IP28 7DE |
| Registered number (where applicable) 11843262 |
| Description of applicant (for example, partnership, company, unincorporated association etc.) LTD Company |
| Telephone number (if any) [REDACTED] |
| E-mail address (optional) info@platinumlandb.co.uk |

Part 3 Operating Schedule

When do you want the premises licence to start?

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

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

| DD | | MM | | YYYY | | | |
|----|--|----|--|------|--|--|--|
| | | | | | | | |

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

The premises was previously a hair saloon and is completely open planned with two basements which will be used as a wash convenience and stock room respectively.

The unit is 1209sqf and the basements combined is 950sqf

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? Supply of Alcohol

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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

☒

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



In all cases complete boxes K, L and M

A

| | | | | |
|---|-------|--------|--|--------------------------|
| Plays Standard days and timings (please read guidance note 7) | | | Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3) | |
| | | | Indoors | <input type="checkbox"/> |
| | | | Outdoors | <input type="checkbox"/> |
| | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | Please give further details here (please read guidance note 4) | |
| Mon | | | | |
| Tue | | | | |
| Wed | | | | |
| | | | State any seasonal variations for performing plays (please read guidance note 5) | |
| Thur | | | | |
| Fri | | | | |
| Sat | | | | |
| | | | 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 6) | |
| Sun | | | | |
| | | | | |
| | | | | |

B

| | | | | | |
|---|-------|--------|--|----------|--------------------------|
| Films Standard days and timings (please read guidance note 7) | | | <u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | 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 4) | | |
| Mon | | | | | |
| | | | | | |
| | | | | | |
| Tue | | | <u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5) | | |
| | | | | | |
| | | | | | |
| | | | | | |
| Wed | | | <u>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</u> (please read guidance note 6) | | |
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| | | | | | |
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| Thur | | | | | |
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| Sat | | | | | |
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| Sun | | | | | |
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C

| | | | |
|--|-------|--------|---|
| Indoor sporting events Standard days and timings (please read guidance note 7) | | | <u>Please give further details</u> (please read guidance note 4) |
| Day | Start | Finish | |
| Mon | | | |
| Tue | | | <u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5) |
| Wed | | | |
| Thur | | | |
| Fri | | | <u>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</u> (please read guidance note 6) |
| Sat | | | |
| Sun | | | |
| | | | |

D

| | | | | | |
|--|-------|--------|--|----------|--------------------------|
| Boxing or wrestling entertainments Standard days and timings (please read guidance note 7) | | | <u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| Day | Start | Finish | | Both | <input type="checkbox"/> |
| Mon | | | <u>Please give further details here</u> (please read guidance note 4) | | |
| | | | | | |
| Tue | | | | | |
| | | | | | |
| Wed | | | <u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5) | | |
| | | | | | |
| Thur | | | | | |
| | | | | | |
| Fri | | | <u>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</u> (please read guidance note 6) | | |
| | | | | | |
| Sat | | | | | |
| | | | | | |
| Sun | | | | | |
| | | | | | |

E

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|--|--------|--------|---|----------|-------------------------------------|
| Live music Standard days and timings (please read guidance note 7) | | | <u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | Indoors | <input checked="" type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | | | |
| Mon | 11am | 3pm | <u>Please give further details here</u> (please read guidance note 4) I will be having quarterly charity events to support various local charities and each event will have a live singing performer. Our audience will be of the ages of 25 plus | | |
| Tue | 11am | 3pm | | | |
| Wed | 11am | 3pm | <u>State any seasonal variations for the performance of live music</u> (please read guidance note 5) Quarterly charity live performance events | | |
| Thur | 11am | 3pm | | | |
| Fri | 11am | 8pm | <u>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</u> (please read guidance note 6) | | |
| DJ | 8pm | 1am | | | |
| Sat | 11am | 1am | | | |
| | 11am | 1am | | | |
| Sun | closed | | | | |

F

| | | | | | |
|--|--------|--------|--|----------|-------------------------------------|
| Recorded music Standard days and timings (please read guidance note 7) | | | <u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | Indoors | <input checked="" type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| | | | | | |
| Day | Start | Finish | | | |
| Mon | 11AM | 3PM | <u>Please give further details here</u> (please read guidance note 4) I will be playing recorded background music which is light, refreshing and easy listening | | |
| Tue | 11AM | 3PM | | | |
| Wed | 11AM | 3PM | <u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5) On Friday & Saturday's we will have a local DJ playing soft soulful music at a low volume to allow our clients to converse | | |
| Thur | 11AM | 3PM | | | |
| Fri | 11AM | 8PM | <u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6) N/A | | |
| DJ - | 8PM | 1AM | | | |
| Sat | 11AM | 8PM | | | |
| DJ - | 8PM | 1AM | | | |
| Sun | CLOSED | | | | |

G

| | | | | | |
|---|-------|--------|---|----------|--------------------------|
| Performances of dance Standard days and timings (please read guidance note 7) | | | <u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | | | |
| Mon | | | <u>Please give further details here</u> (please read guidance note 4) | | |
| | | | | | |
| Tue | | | | | |
| | | | | | |
| Wed | | | <u>State any seasonal variations for the performance of dance</u> (please read guidance note 5) | | |
| | | | | | |
| Thur | | | | | |
| | | | | | |
| Fri | | | <u>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</u> (please read guidance note 6) | | |
| | | | | | |
| Sat | | | | | |
| | | | | | |
| Sun | | | | | |
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H

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|--|-------|--------|--|----------|--------------------------|
| Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7) | | | Please give a description of the type of entertainment you will be providing | | |
| Day | Start | Finish | <u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | 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 4) | | |
| | | | | | |
| 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 5) | | |
| | | | | | |
| 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 6) | | |
| | | | | | |
| Sun | | | | | |

I

| | | | | | |
|--|-------|--------|--|----------|-------------------------------------|
| Late night refreshment Standard days and timings (please read guidance note 7) | | | Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3) | 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 4) THE SALE OF COCKTAILS AND SUCH SPIRITS TO THE GENERAL PUBLIC | | |
| Mon | | | | | |
| Tue | | | | | |
| Wed | | | State any seasonal variations for the provision of late night refreshment (please read guidance note 5) NO SEASONAL VARIATIONS | | |
| Thur | | | | | |
| Fri | | | | | |
| Sat | | | 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 6) | | |
| Sun | | | | | |
| | | | | | |

J

| | | | | | |
|---|--------|-------------------------|--|------------------|-------------------------------------|
| Supply of alcohol Standard days and timings (please read guidance note 7) | | | Will the supply of alcohol be for consumption – please tick (please read guidance note 8) | On the premises | <input checked="" type="checkbox"/> |
| | | | | Off the premises | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | State any seasonal variations for the supply of alcohol (please read guidance note 5) I will be supplying beverages which have no seasonal variations | | |
| Mon | 11am | 3pm | | | |
| Tue | 11am | 3pm | | | |
| Wed | 11am | 3pm | | | |
| Thur | 11am | 3pm | 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 6) N/A } REDUCED TO 00:30 10.02.19. | | |
| Fri | 11am | 4am 00:30 | | | |
| Sat | 11am | 4am 00:30 | | | |
| Sun | Closed | | | | |
| | | | | | |

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

| | |
|---|-------------------------------|
| Name Paul Simms | |
| Date of birth 07/01/1973 | |
| Address 123 Main Lane Sheffield [Redacted] [Redacted] [Redacted] [Redacted] | |
| Postcode | S10 1TH [Redacted] |
| Personal licence number (if known) SY07139PER | |
| Issuing licensing authority (if known) Sheffield | |

□□□□

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

N/A

L

| | | | |
|---|--------|--------|---|
| Hours premises are open to the public Standard days and timings (please read guidance note 7) | | | State any seasonal variations (please read guidance note 5) |
| Day | Start | Finish | |
| Mon | 11am | 3pm | 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 6) |
| Tue | 11am | 3pm | |
| Wed | 11am | 3pm | |
| Thur | 11am | 3pm | |
| Fri | 11am | 1am | |
| Sat | 11am | 1am | |
| Sun | closed | | |

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

b) The prevention of crime and disorder

The venue will have a strict dress and behaviour policy. Disruptive and nuisance behaviour will not be tolerated, and we are keen to work with all local services to ensure a safe environment for all. The venue will also be fitted out with all the latest high security CCTV equipment both inside & outside the premises.

c) Public safety

I take public safety very seriously and as well as having the latest CCTV and Redcare links direct to the police, I will also employ 2 local security guards on Friday's & Saturday's

d) The prevention of public nuisance

The venue will hold a strict behaviour policy and any person in breach will be removed from the premises and if necessary, the relevant authorities will be inform.

e) The protection of children from harm

The venue will be both child friendly and fully accessible for disabled members of the public. We will endeavour to make sure all visitors to the premises are looked after in the best possible way and with our CCTV system costing in excess of £3,000 we will be well prepared to deal with any unforeseen circumstances

CHALLENGE 2.5

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. ☒
- I have enclosed the plan of the premises. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ☒
- I understand that I must now advertise my application. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒


[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15). ☐

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

| | |
|--------------------|--|
| Declaration | <ul style="list-style-type: none"> [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15) |
| Signature |  |
| Date | 2.8.19 |
| Capacity | owner / director |

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). 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 14)

| | | | |
|---|--|----------|--|
| Post town | | Postcode | |
| Telephone number (if any) | | | |
| If you would prefer us to correspond with you by e-mail, your e-mail address (optional) | | | |


Notes for Guidance

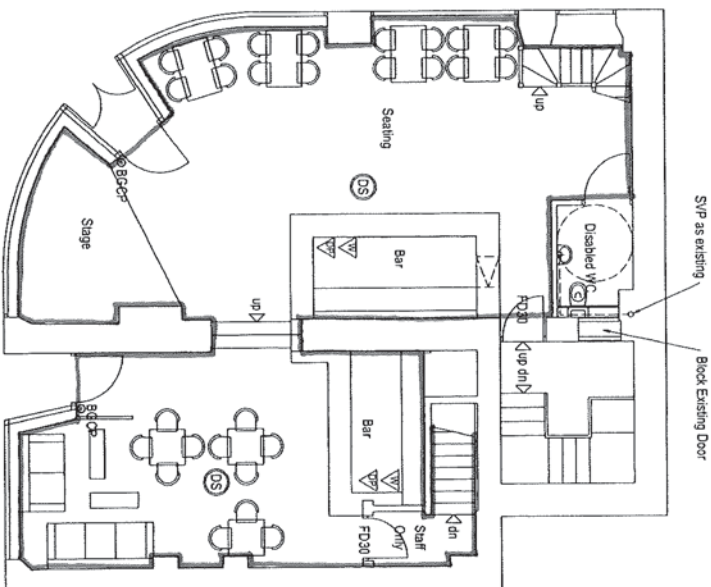
- Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
- In terms of specific regulated entertainments please note that:

I Paul Simms consent to nominating myself as the Manager and supervisor selling beverages to the general public at the proposed Coffee lounge & Cocktail bar, namely:

PLATINUM LOUNGE & BAR LTD

Print name: Paul Simms

Signed by: 

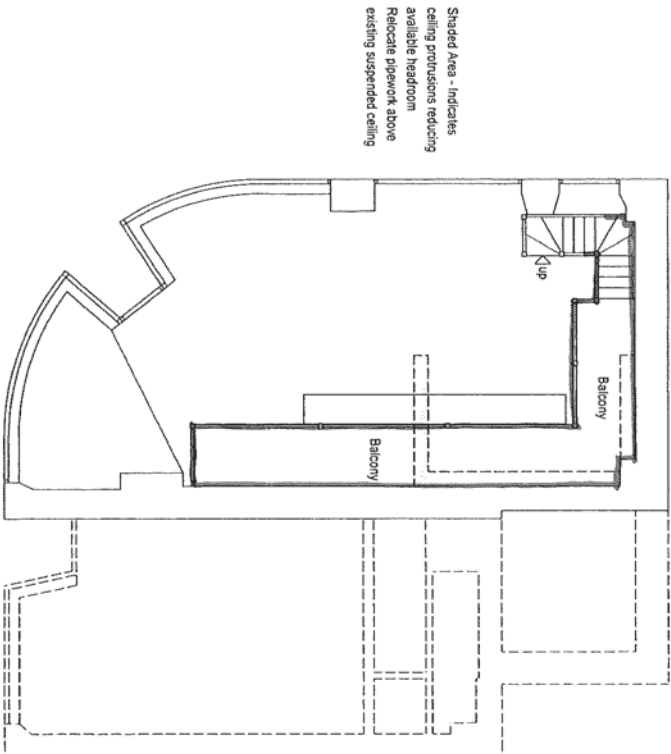


Proposed Ground Floor Layout

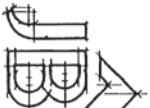
| REV CHANGES | DATE | |
|--------------|---|--|
| CIENT: | Platinum Lounge and Bar | |
| PROJECT: | Proposed Cocktail Bar at Unit 5 Imperial Buildings High Street Rotherham S60 1PA | |
| DRAWING REF: | JBA.3813.101 | |
| DATE: | May 2019 | |
| SCALE: | 1:100 @ A3 | |
| DRAWING BY: | WH | |

incorporating
boxhaywood

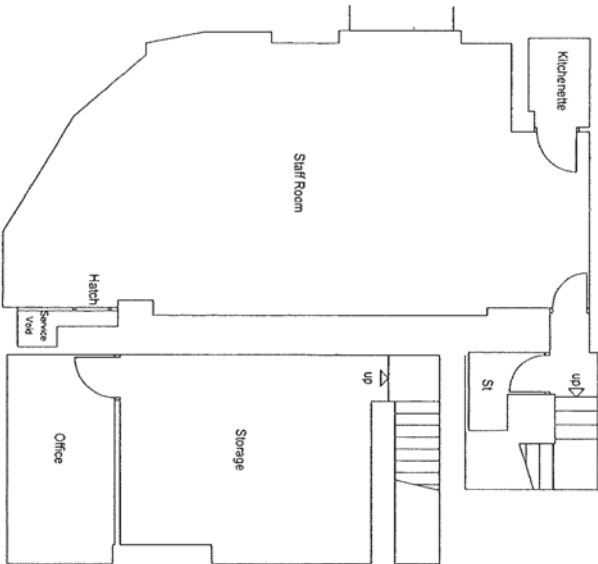




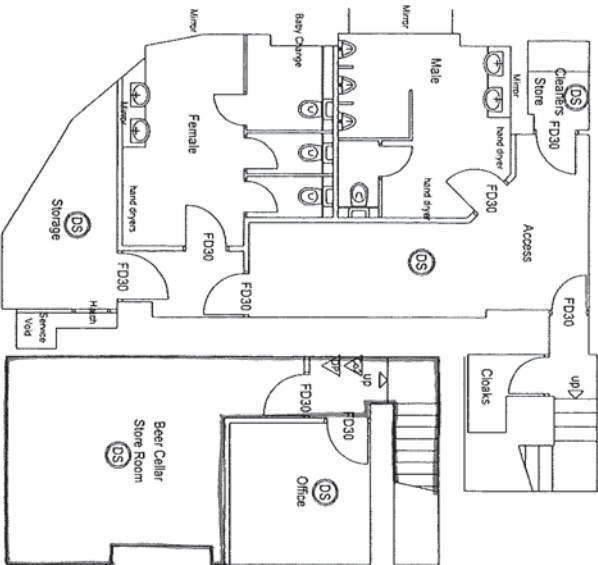
Proposed Balcony Layout

| | | |
|--|---|------|
| | | |
| | | |
| | | |
| | | |
| | | |
| REV CHANGES | | DATE |
| CLIENT: | Platinum Lounge and Bar | |
| PROJECT: | Proposed Cocktail Bar at Unit 5 Imperial Buildings High Street Rotherham S60 1PA | |
| <div style="text-align: center;">  <p>John Box Associates Architectural and Planning Consultants and Chartered Building Surveyors</p> <p>The Arcade Beverley House 165 Macclesfield Road Rotherham South Yorkshire S60 3BE Tel: 01709 364911 Fax: 01709 364915 Email: john.box@btconnect.com</p> </div> | | |
| DRAWING REF: | JBA.3813.103 | |
| DATE: | May 2019 | |
| SCALE: | 1:100 @ A3 | |
| DRAWING BY: | WH | |

incorporating
boxhaywood
DESIGN



Existing Basement Layout



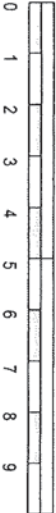
Proposed Basement Layout

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This Drawing must be read in conjunction with all other related drawings and documentation.
Do not scale from this drawing, use figured dimensions only. If there is any doubt, please contact the author of this drawing.
All amendments to be checked on site prior to ordering of materials.

| | | |
|--------------|--------------|---|
| REV CHANGES | | DATE |
| CLIENT: | | Platinum Lounge and Bar |
| PROJECT: | | Proposed Cocktail Bar at Unit 5 Imperial Buildings High Street Rotherham S60 1PA |
| DRAWING REF: | JBA.3813.102 | |
| DATE: | May 2019 | |
| SCALE: | 1:100 @ A3 | |
| DRAWING BY: | WH | |

John Box Associates
Architectural and Planning Consultants and
Chartered Building Surveyors

The Arcade
Beverly House
166 Moorgate Road
Rotherham
South Yorkshire S60 3BE
Tel: 01709 364911
Fax: 01709 364915
Email: john.box@btconnect.com





LOCATION PLAN 1:1250

IMPERIAL BUILDINGS NO 5
ROTTERHAM
S60 1PA

JPL 3813 SK/

31.05.19.



ROTHERHAM

BLOCK PLAN 1:500
JBA. 3813. SK2

31.05.19

Representation in relation to application made under the Licensing Act 2003

I, Alan Steven Pogorzelec, acting as a representative of the Licensing Authority hereby make a representation in relation to an application for the grant of a premises licence in relation to Platinum Lounge and Bar, Unit 5 Imperial Buildings, High Street, Rotherham, S60 1PA.

In making this representation the Licensing Authority is acting in the role of a Responsible Authority as described in and permitted by the Licensing Act 2003.

I am making this representation for the following reasons:

- The general condition of the premises exposes individuals to risks to their safety – this undermines the Public Safety licensing objective. Issues include absence of emergency lighting, trip hazards, holes in the floor, exposed electrical wiring, risk of falls from height and inoperative fire detection / alarm system.
- The applicant has not complied with advice / guidance provided by South Yorkshire Fire and Rescue, South Yorkshire Police and Rotherham MBC – this includes a failure to mitigate against the risks presented by an absence of fire detection / warning equipment and emergency lighting, and a failure to provide adequate levels of door supervision. This undermines the Public Safety and Prevention of Crime and Disorder licensing objectives.
- The applicant has failed to appropriately engage with the Responsible Authorities under the Licensing Act 2003. South Yorkshire Fire and Rescue, South Yorkshire Police, Rotherham MBC Food, Health & Safety and Rotherham MBC Licensing Officers have all reported that the applicant has demonstrated behaviour that has been described as challenging – and even obstructive / aggressive. This has included a refusal to initially allow officers access to the premises and ejection of other officers from the premises part way through their visit. These reports cause me concern in relation to the management of the premises, and I feel that it is necessary for the Licensing Sub-Committee to consider whether it is appropriate that the applicant is specified as the Designated Premises Supervisor in relation to the premises.

It is my intention to develop these matters further during the hearing.

Yours sincerely,



Alan Pogorzelec
Licensing Manager

From: [REDACTED]
To: [Licensing](#)
Subject: [REDACTED] Complaint about Platinum Bar & Lounge
Date: 18 September 2019 13:54:26
Attachments: [image1.png](#)

Hello,

I'm wanting to complain about the health and safety at the platinum Bar & Lounge as it is not safe enough to open. They is bare wires hanging from plug sockets the walk way to the toilets is a trip hazard as I've tripped many times already. His communication with customers is a disgrace and talks to them like rubbish. He isn't professional at anything and doesn't deserve a license to run in a busy environment like the town centre. He's also selling bottled beers from the local supermarket which display not for re-sale as they are a multipack which I'm sure isn't allowed. He's refusing to pay his staff and contractors [REDACTED]
[REDACTED]

I'm sure every weekend they is supposed to be security on the day which I'm positive he hasn't been having every night on weekends.

He was also advised not to use a certain are of the bar due to the fire alarms being a fault and was told to sort this out ASAP which I'm sure still hasn't been sorted to this day.

[REDACTED]

The safety of the customers isn't to a great standard as they is many trip hazards everywhere and I also have picture proof of some things others have left bad reviews about this bar and owner.

[REDACTED]

This bar is far from fit to open and this owner doesn't deserve to be part of the local community, we want places that are gunna catch attention from the local community not someone that's gunna upset and possibly get people hurt in this type of environment.

Thanks

[REDACTED]

From: [REDACTED]
To: Licensing
Subject: [REDACTED] Prevention order for platinum bar/lounge Rotherham
Date: 18 September 2019 15:56:06

Safety to public:

The venue is an accident waiting to happen, there's no emergency lighting in place anywhere inside the venue. The door that leads you down to toilets is bare brick and [REDACTED] have tripped over on many occasions. There's holes in the floor behind the top bar, which is been covered with wood. There's loose wires and open plug sockets in place which is noticeable and not safe at all. The lighting isn't attached properly at all, the wires then get pinned back [REDACTED]

[REDACTED] The fire protection safety officer informed the owner not to open the top bit of the bar next to the dj box and this has been used several times already. The vip area where the barrier is open should have been altered and hasn't to meet safety measures.

There's no door staff working at the venue to protect the safety of his staff and his customers. He manages this by doing it himself and with his friend who's there daily who ain't qualified to work as door staff. There's no changing rooms for baby's to change their nappies.

He's selling alcohol drinks from a multi pack from the local supermarket.

[REDACTED]
[REDACTED]
He allows the takeaway staff across the road to come n

buy beer n then take it unopened out of the premises.

[REDACTED]
[REDACTED]
[REDACTED]

There's no licensed staff to stop any noise or crime happening in the venue or outside the venue and hasn't been since it opened.

Thanks

[REDACTED]

Conditions agreed with Rotherham MBC Licensing Authority**CCTV**

- i. The CCTV cameras shall cover the entire licensed area of the premises, including the till area where payment is made for alcohol. The location of the monitor to allow playback and retrieval of data shall be located in an area which is easily and safely accessible to Police Officers and Local Authority Officers.
- ii. The premises licence holder shall ensure that the Information Commissioner's Office is notified of the CCTV system and that the data controller is aware of the Information Commissioners advice in relation to the storage and handling of personal data, including when it can be provided to third parties.
- iii. Equipment shall be operated and maintained in good and clear working order
- iv. At least one current staff member shall be trained in the use of the system to ensure rapid data retrieval and download is retrieved should it be required by a Police Officer or Council Licensing Enforcement Officer. Any footage requested shall be made available in any event within 24 hours.
- v. Notice of CCTV in operation shall be displayed in a clear and prominent position at the premises.

INCIDENT REGISTER

- vi. An incident register shall be maintained and kept on site at all times to record all incidents involving anti-social behaviour, injury and ejections from the premises. The register shall include consecutively numbered pages in a bound format and include the time, date and location of the incident, and details of the nature of the incident and names of any other staff involved or to whom the incident was reported.
- vii. The register shall include the details of any Police Officer who attended the incident, names and addresses of any witnesses, and confirmation as to whether there is CCTV footage of the incident. The register will be checked and signed on a weekly basis by a nominated member of staff.
- viii. This register shall be made available for inspection by South Yorkshire Police or Local Authority Enforcement Officers immediately upon request.

REFUSALS REGISTER

- ix. A refusals register shall be maintained and kept on site at all times to record all occasions where refusal to sell alcohol has taken place. The register shall include consecutively numbered pages in a bound format and include the time, date and location of the refusal, details of the nature of the incident, names of any other staff involved or to whom the incident was reported, and a description of the person(s) refused. The register shall be checked and signed on a weekly basis by a nominated member of staff.

- x. The register shall be made available for inspection by South Yorkshire Police or a Local Authority Enforcement Officer on request.

TRAINING

- xi. New staff shall receive induction training prior to the commencement of their employment at the premises, including drug awareness, underage sales training, and serving to persons who are drunk. This training shall be recorded.
- xii. Staff refresher training shall take place on an annual basis and shall be recorded.
- xiii. All staff training records shall be retained on the premises, maintained by certificate Licence Holder, and made available immediately for inspection upon request by South Yorkshire Police or Local Authority Enforcement Officers.

PROOF OF AGE

- xiv. The premises shall adopt a Challenge 25 proof of age scheme approved by South Yorkshire Police. Signage shall be displayed in the premises that Challenge 25 is the age verification policy adopted at the premises.
- xv. Notices shall be displayed in the premises where they can be seen clearly to advise customers that it is unlawful for persons under 18 to purchase alcohol or for any persons to purchase alcohol on behalf of a person less than 18 years of age.

OPEN VESSELS

- xvi. Customers shall not be permitted to take vessels containing alcoholic products into the premises, and no open vessels containing alcoholic products shall be allowed to be taken from the premises whilst the premises are conducting licensable activities.

PUBLIC NUISANCE

- xvii. Customers shall be reminded by way of clear and prominent notices at the entrance/exit door to please leave the premises quietly and have consideration for any neighbouring residential or business properties.

PROTECTION OF CHILDREN FROM HARM

- xviii. No children under the age of 18yrs old shall be permitted to enter or remain on the premises after 20.00hrs.

DOOR SUPERVISORS.

- xix. A minimum of 2 SIA Door Staff will be employed at the premises from 20.00hrs on Friday and Saturday and Bank Holiday Sunday until licensable activities cease. with one supervisor having specific responsibility for monitoring the inside of the premises.
- xx. A Door Staff Register shall be kept recording names of all door supervisors including SIA badge numbers and times and dates when on duty.
- xxi. This register will be signed by the DPS and all records retained for 12 months on the premises.
- xxii. These records shall be provided to Police Officers or Enforcement Offices on request.
- xxiii. Whenever there are anticipated changes to the normal operating framework of the premises, where it is reasonable to assume there will be an increase in customers, for example a home football game or the advertising and **promoting** of a sporting event, a risk assessment shall be carried out by the premises licence holder to determine whether door supervisors shall be required. The risk assessment shall be documented in a register, kept at the premises and available for inspection by the Police or Council licensing enforcement officer upon request. The risk assessment shall comply with any advice given by South Yorkshire Police or Council licensing officers in respect of door supervisors.

Conditions agreed with Rotherham MBC Environmental Health

- i. The holder of the premises licence shall ensure that no music or amplified speech originating from the premises shall be audible inside any residential property at any time.
- ii. Note: For the purposes of this condition noise may be considered inaudible when it is at a low enough level that it is not recognisable as emanating from the source in question and/or it does not alter the perception of the ambient noise environment that would prevail in the absence of the source in question.
- iii. Prominent, clear notices shall be displayed at all exits and any outdoor areas requesting customers and staff to respect the needs of local residents and leave the premises and the area quietly.
- iv. Disposal of waste bottles (or other waste items likely to result in noise) into external receptacles where noise will be audible to neighbouring properties must not occur between 23:00 and 07:00 hours.
- v. Arrangements must be in place to ensure that waste collection contractors do not collect refuse between 23:00 and 07:00 hours.
- vi. An adequate number of suitable lidded receptacles shall be provided to receive and store refuse from the premises/site.

- vii. The Premises Licence Holder shall ensure that adequate measures are in place to remove litter or waste arising from their customers and to prevent such litter from accumulating in the immediate vicinity of the premises.
- viii. Receptacles for waste shall be emptied regularly to avoid causing a public nuisance through smells or odours and shall be maintained in a clean condition.

Conditions agreed with South Yorkshire Police

- i. It is considered that for the nature of the operation plastic/polycarbonate drinking vessels will not be required however, a risk assessment will be undertaken should unusual events take place and management deem it necessary.
- ii. Drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.
- iii. Staff will receive training on matters concerning underage sales, drugs policies, and operating procedures. Records of such training will be kept and made available for inspection of the authorities.
- iv. There shall be a zero tolerance policy in relation to drugs at the premises and there shall be regular checks by management to prevent the use of drugs by patrons. Drugs seized shall be stored securely and handed to the Police.
- v. A CCTV system will be fitted, maintained and in use at all times whilst the premises are open. The CCTV images will be stored for 30 days and police and authorised officers of the council will be given access to images for purposes in connection with the prevention and detection of crime and disorder. Members of the management team will be trained in the use of the system.
- vi. The Challenge 25 scheme must operate including a refusals log, signage and the maintenance of staff training records.