

LICENSING SUB-COMMITTEE

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

Date: Wednesday 9 June 2021

Time: 9.30 a.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. Consideration of an application (made in accordance with s.34 of the Licensing Act 2003) for the variation of a Premises Licence for Stop Inn Time, 17 Brinsworth Lane, Brinsworth, Rotherham, S60 5BS (Pages 2 - 52)

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 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.
 - iv. 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.
 - v. The Licensing Officer will introduce in turn representatives for the Responsible Authority and Interested Parties who will be asked to detail their relevant representations.
 - vi. Members may ask questions of those parties
 - vii. With the leave of the Chair the applicant or his representative may ask questions of the representatives of the Responsible Authorities and Interested Parties.
 - 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 – 9th June 2021 (09:30 am)

Report Title

Consideration of an application (made in accordance with s.34 of the Licensing Act 2003) for the variation of a Premises Licence for Stop Inn Time, 17 Brinsworth Lane, Brinsworth, Rotherham, S60 5BS

Report Author(s)

Alan Pogorzelec, Licensing Manager, Community Safety and Street Scene
01709 254955

Report Summary

On the 21st April 2021, an application was made for the variation of a premises licence in relation to Stop Inn Time, 17 Brinsworth Lane, Brinsworth, Rotherham, S60 5BS.

The applicant is seeking a variation of the licence to amend the hours during which the retail sale of alcohol and provision of playing of recorded music can take place.

Following the submission of the application paperwork, three representations were received from four local residents.

Further details on the application and the representations can be found within the body of this 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 Manager 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 Current Premises Licence (P1042)
- Appendix 3 Application form received on 21st April 2021
- Appendix 4 Representations received from local residents

Background Papers

Rotherham MBC Statement of Licensing Policy 2020 -2025
(available at www.rotherham.gov.uk/licensing)

Revised guidance issued under section 182 of the Licensing Act 2003 (April 2018)
(available at <https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>)

Council Approval Required

No

Exempt from the Press and Public

No

Consideration of an application (made in accordance with s.34 of the Licensing Act 2003) for the variation of a Premises Licence for Stop Inn Time, 17 Brinsworth Lane, Brinsworth, Rotherham, S60 5BS

1. Background

1.1 An application has been made by Mr Kevin Edwards and Ms Sharon Oliver to vary the premises licence in place at Stop Inn Time, 17 Brinsworth Lane, Brinsworth, Rotherham, S60 5BS. The location of the premises is shown at Appendix 1.

1.2 The premises currently has the benefit of a Premises Licence, a copy of which is attached as Appendix 2. In summary, the licence permits:

The retail sale of alcohol (for consumption on the premises only) between the following hours:

Monday to Thursday	1200hrs to 2230hrs
Friday and Saturday	1200hrs to 2300hrs
Sunday	1200hrs to 2100hrs

These hours match the stated opening times of the premises.

1.3 The application is to vary the hours during which alcohol can be sold, and to add The full application form is attached to this report as Appendix 3.

1.4 There is a prescribed period of 28 days following the submission of an application during which time interested parties / responsible authorities may submit representations in relation to the application.

1.5 At the end of the prescribed period, three representations had been received from four local residents:

- Mr J L and Ms C B
- Ms S M
- Mr T M

2. Key Issues

The application

2.1 The applicants are seeking a variation to the licence as follows (**emphasis added to show key elements of the variation**):

The retail sale of alcohol (for consumption **on and off** the premises) between the following hours:

Monday to Thursday	1200hrs to 2300hrs
Friday and Saturday	1200hrs to 0000hrs
Sunday	1200hrs to 2230hrs

The playing of recorded music (indoors and outdoors):

Monday to Thursday	1200hrs to 2230hrs
Friday and Saturday	1200hrs to 2330hrs
Sunday	1200hrs to 2200hrs

The applicant has specified that “the music is only background music therefore will not be played loudly”.

Representations received

2.2 Three representations have been received from local residents, these are summarised below:

2.3 The representation from Mr J L and Ms C B cite the following concerns:

- Noise nuisance.
- Proximity of residential properties.
- Antisocial behaviour and crime.
- Fire safety.
- Risks of harm to children.

2.4 The representation from Ms S M cites the following concerns:

- Noise nuisance.
- Proximity of residential properties.

2.5 The representation from Mr T M cites the following concerns:

- Noise nuisance.
- Proximity of residential properties.

2.6 Full details of the above representations can be found at Appendix 4.

2.7 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.

2.8 Members of the Sub-Committee should give full consideration of the issues raised by an interested party when determining the application.

2.9 No representations have been received from Responsible Authorities in relation to this application.

Important considerations in relation to Regulated Entertainment

2.10 As the applicant has indicated an intention for there to be live and / or recorded music at the premises, it is important that the following information is brought to the attention of the Licensing Committee.

2.11 There are a number of exemptions that mean that a licence (or other authorisation) under the 2003 Act is not required. The following activities are examples of entertainment which are not licensable:

- Incidental music – the performance of live music or the playing of recorded music if it is incidental to some other activity (see below).
- A spontaneous performance of music, singing or dancing.
- Stand-up comedy.

2.12 Whether or not music is “incidental” to another activity will depend on the facts of each case. In considering whether or not live or recorded music is incidental, one relevant factor could be whether, against a background of the other activities already taking place, the addition of music will create the potential to undermine the promotion of one or more of the four licensing objectives of the 2003 Act. Other factors might include some or all of the following:

- Is the music the main, or one of the main, reasons for people attending the premises and being charged?
- Is the music advertised as the main attraction?
- Does the volume of the music disrupt or predominate over other activities, or could it be described as ‘background’ music?

2.13 In addition to the above, as a result of deregulatory changes that have amended the 2003 Act, no licence is required for the following activities:

- Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that does not have a licence, provided that the audience does not exceed 500 (a workplace could include an external area to a licensed premises – for example a beer garden or other outdoor space provided for patrons to consume alcohol).
- Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.

- 2.14 The deregulatory changes mean that, for example, a performance of live music taking place between 07.00 and 23.30 on a particular day is licensable in respect of activities taking place between 07.00-08.00 and 23.00-23.30. Similarly, where the audience for a performance of recorded music, those activities are licensable if, and for so long as, the number of people in the audience exceeds 500.
- 2.15 Anyone involved in the organisation or provision of entertainment activities – whether or not any such activity is licensable under the 2003 Act – must comply with any applicable duties that may be imposed by other legislation relevant to the event (e.g. in areas such as crime and disorder, fire, health and safety, noise, nuisance and planning). Any such person should take steps to be aware of relevant best practice, and may find responsible authorities a useful source of expert support and advice.
- 2.16 If the Licensing Committee grant the licence, and the licence includes permission for the retail sale of alcohol, then any live or recorded music taking place at the premises (subject to the above requirements) will not be licensable between the hours of 0800hrs and 2300hrs. In addition, any conditions that are applied to live or recorded music will not be effective during these hours (subject to certain conditions being met). Further detail in relation to conditions is contained within section 3 of this report.

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 variation of 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 for variation (which may include the omission of certain licensable activities from the licence).
- 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 – 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

- 3.17 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 until 19th May 2021, all representations received by this date have been included in this report.

4.3 All Responsible Authorities, relevant ward members, and the Town / Parish Council 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 (as amended).

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 In addition to the above, members are reminded that all decisions must be taken in accordance with the Council's Statement of Licensing Policy (adopted 3rd June 2020).
- 7.8 Departure from the guidance and / or Statement of Licensing Policy 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.

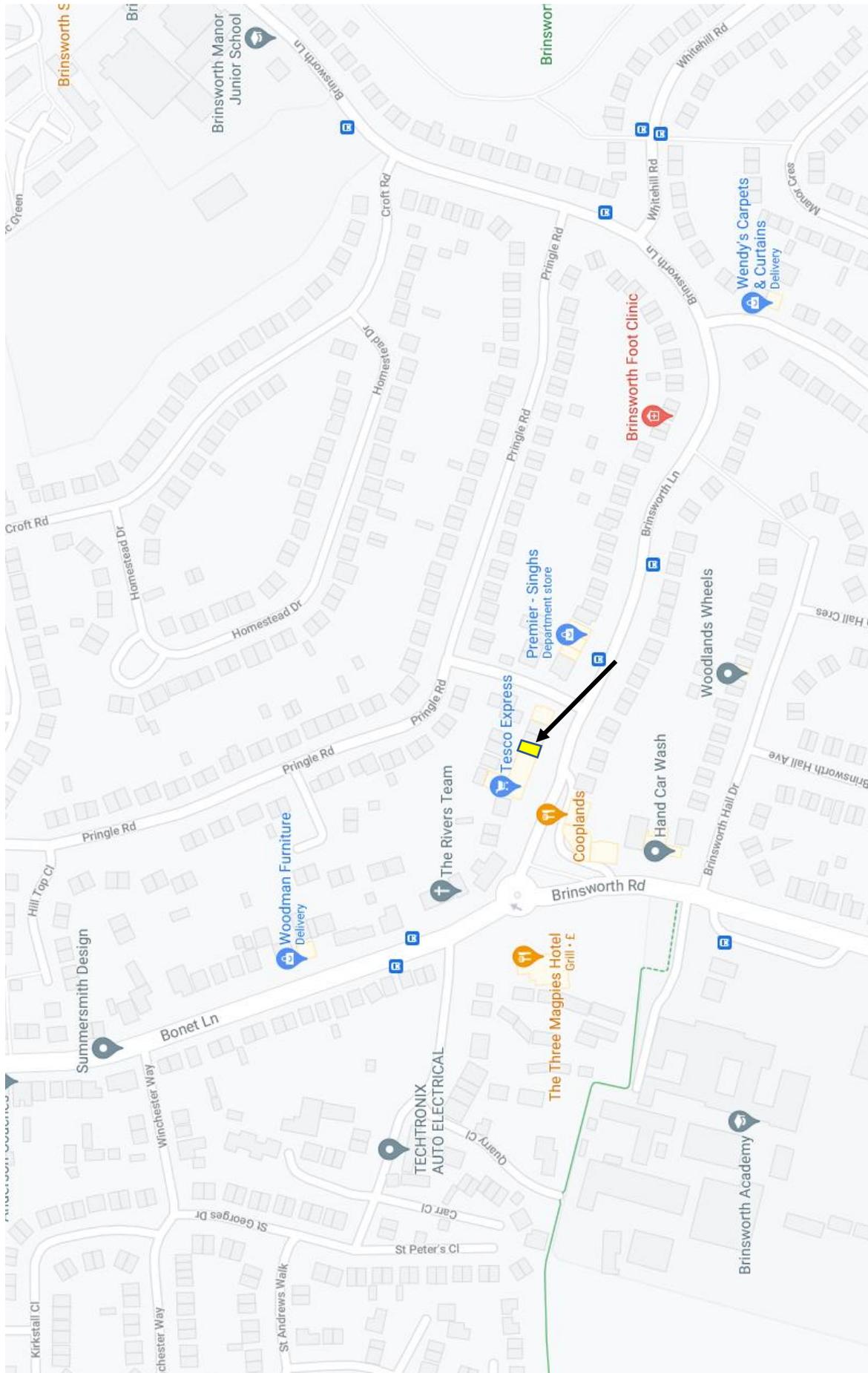
8. Risks and Mitigation

- 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 and Statement of Licensing Policy is available for members to review should they wish to do so.

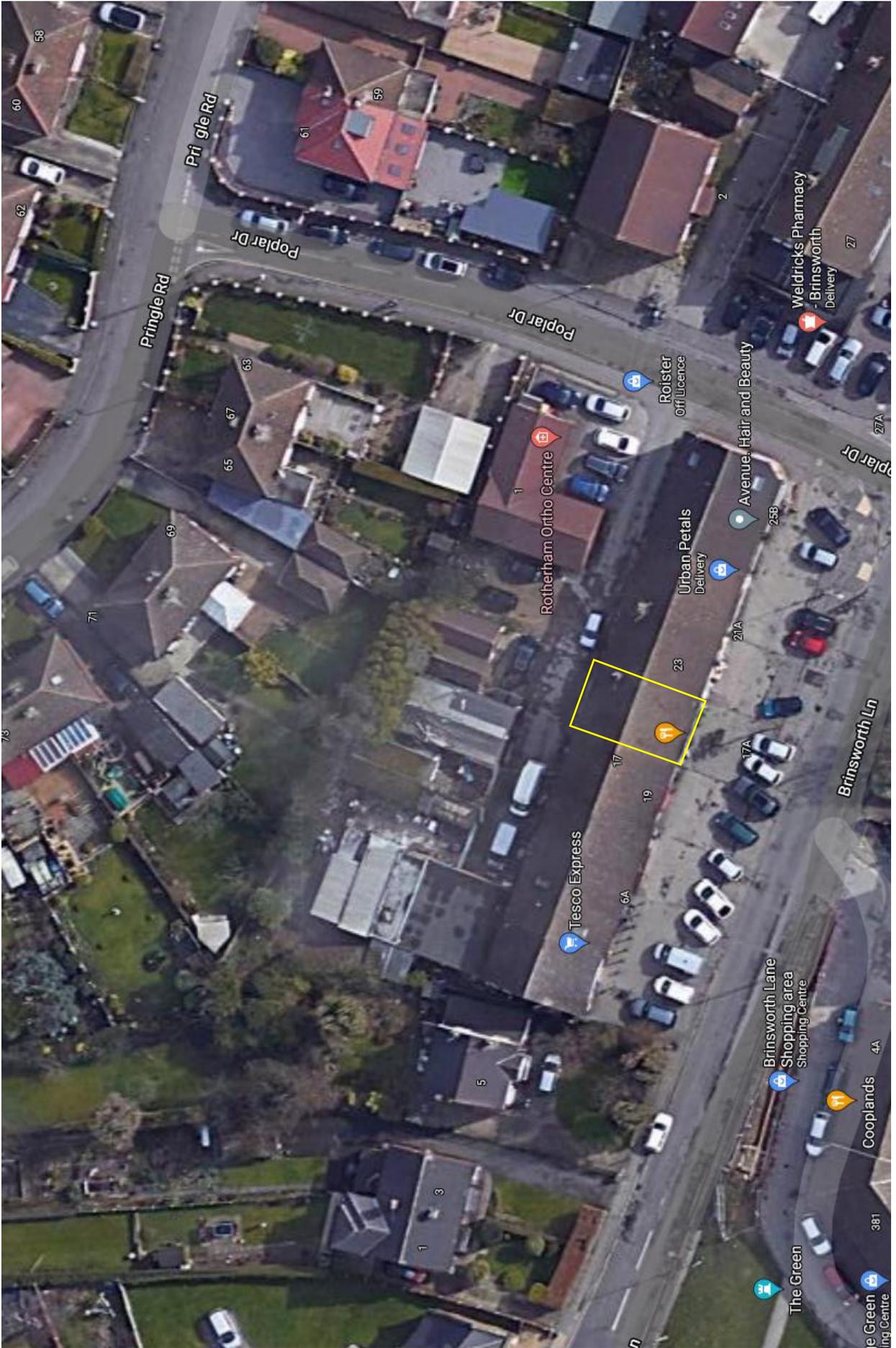
Accountable Officer(s)

Alan Pogorzelec, Licensing Manager, Community Safety and Street Scene

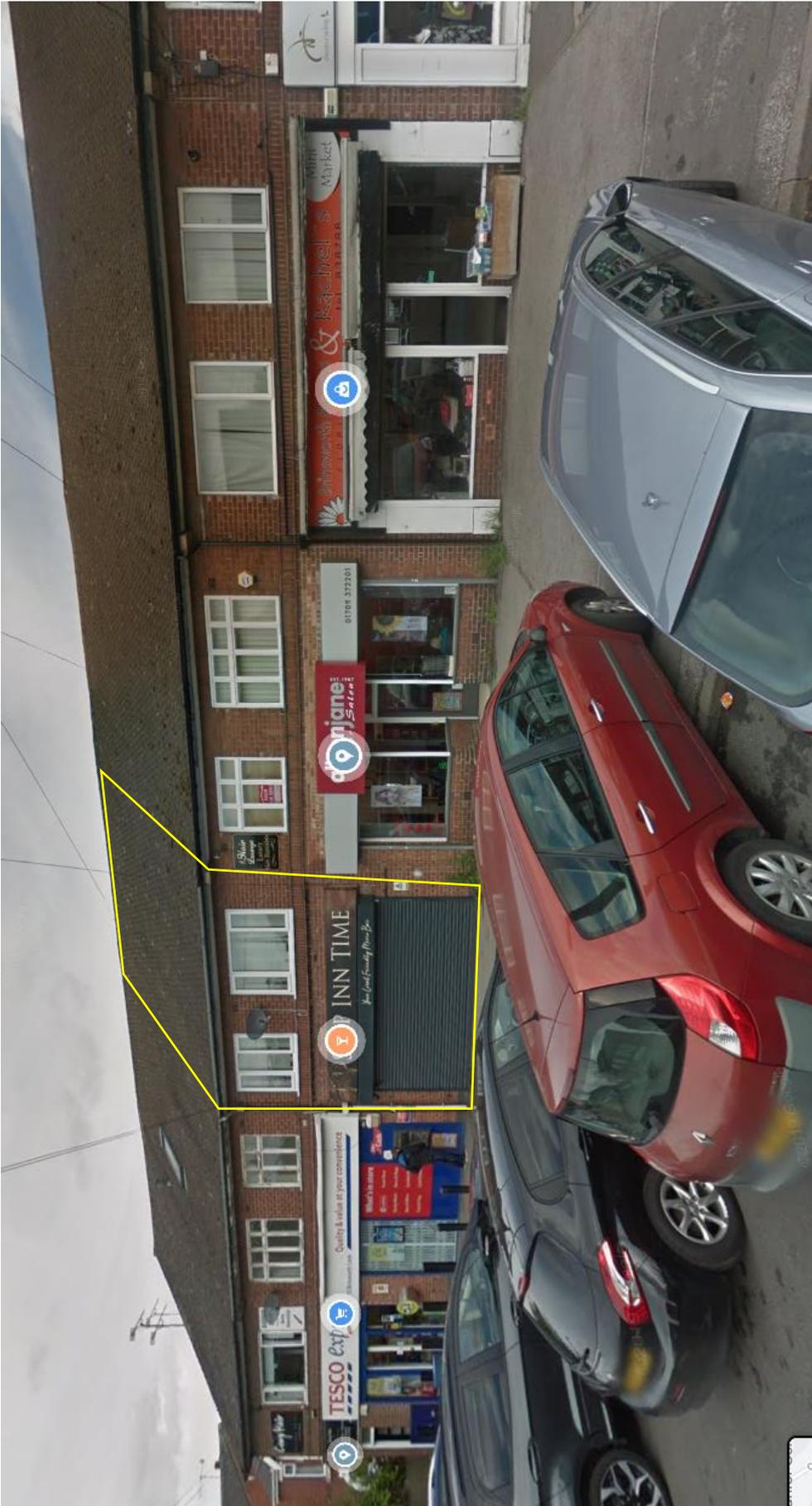
APPENDIX 1



APPENDIX 1



APPENDIX 1



APPENDIX 2
Licensing Act 2003
Premises Licence
P1042

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION**Stop Inn Time**

17 Brinsworth Lane, Brinsworth, Rotherham, South Yorkshire, S60 5BS.

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
The sale by retail of alcohol for consumption ON the premises only	Monday to Thursday	Noon	10:30pm
	Friday and Saturday	Noon	11:00pm
	Sunday	Noon	9:00pm

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Thursday	Noon	10:30pm
Friday and Saturday	Noon	11:00pm
Sunday	Noon	9:00pm

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- The sale by retail of alcohol for consumption ON the premises only

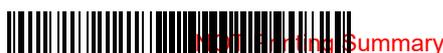
Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Kevin John Edwards 55 Moonshine Lane, Sheffield, South Yorkshire, S5 8RD.

Sharon Oliver 55 Moonshine Lane, Sheffield, South Yorkshire, S5 8RD.
Sharonoliver2904@gmail.com**REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)****NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL**

Kevin John EDWARDS 55 Moonshine Lane, Sheffield, South Yorkshire, S5 8RD.



APPENDIX 2

Licensing Act 2003 Premises Licence

P1042

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR
WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. SY07116PER

Issued by Sheffield



Licensing Act 2003

Premises Licence

P1042

ANNEXES

Mandatory Conditions**All Premises Licence authorising supply of alcohol**

The licence is granted subject to the Mandatory conditions for sale of alcohol as set out in the Licensing Act 2003 as amended by the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 and Order 2014.

1. No supply of alcohol may be made under the Premises Licence -
 - (a) At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
 - (b) At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.
2. Every supply of alcohol under the Premises Licence must be made, or authorised by a person who holds a Personal Licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises.
 - a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or

Licensing Act 2003 Premises Licence

P1042

ANNEXES continued ...

glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
 - (a) a holographic mark or
 - (b) an ultraviolet feature.
6. The responsible person shall ensure that -
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Minimum Drinks Pricing

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the

Licensing Act 2003 Premises Licence

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ANNEXES continued ...

premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1 -

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979

(b) “permitted price” is the price found by applying the formula -

$$P = D + (D \times V)$$

Where -

(i) P is the permitted price

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence -

(i) The holder of the premises licence

(ii) The designated premises supervisor (if any) in respect of such a licence, or

(iii) The personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of

Licensing Act 2003 Premises Licence

P1042

ANNEXES continued ...

alcohol which take place before the expiry of the period of 14 days beginning on the second day.

If the Premises Licence has conditions in respect of Door Supervision [except theatres, cinemas, bingo halls and casinos]

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:
 - (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
 - (b) be entitled to carry out that activity by virtue of section 4 of the Act.
2. But nothing in subsection (1) requires such a condition to be imposed:
 - (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films); or
 - (b) in respect of premises in relation to:
 - (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
 - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).
3. For the purposes of this section:
 - (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) and
 - (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

Annex 2 Conditions consistent with operating schedule Prevention of Crime and Disorder

1. The licence holder shall ensure that a digital CCTV system shall be installed and in operation at the premises at all times. The system shall have a 28 day recording and retrieval system and footage shall be capable of being downloaded immediately onto a portable storage device such as memory stick or DVD. The CCTV cameras shall cover the entire licensed area of the premises, including the till

Licensing Act 2003
Premises Licence
P1042**ANNEXES continued ...**

area where payment is made for alcohol and the front rear and side parts of the garden which belong to the property. 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.

2. The licence holder shall ensure that 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.

3. The licence holder shall ensure that equipment shall be operated and maintained in good and clear working order.

4. The licence holder shall ensure that 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.

5. The licence holder shall ensure that notice of CCTV in operation shall be displayed in a clear and prominent position at the premises.

Public Safety

6. The licence holder shall ensure that adequate lighting is provided at the premises both inside and outside.

7. The licence holder shall ensure that staff are trained in relation to Environmental requirements.

8. The licence holder shall ensure that the toilet facilities are maintained and safe at all times.

Prevention of Public Nuisance

9. The licence holder shall ensure that 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.

10. The licence holder shall ensure that 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 the DPS or, in the absence of the DPS, the manager who shall be nominated in Writing.

11. The licence holder shall ensure that this register shall be made available for inspection by South

Licensing Act 2003
Premises Licence
P1042**ANNEXES continued ...**

Yorkshire Police or Local Authority Enforcement Officers immediately upon request.

12. The licence holder shall ensure that 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 the DPS or, in the absence of the DPS, the manager who shall be nominated in Writing.

13. The licence holder shall ensure that the register shall be made available for inspection by South Yorkshire Police or a Local Authority Enforcement Officer on request.

14. The licence holder shall ensure that 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.

15. The licence holder shall ensure that refresher training shall take place on an annual basis and shall be recorded.

16. The licence holder shall ensure that staff training records shall be retained on the premises, maintained by the DPS or Premises Licence Holder, and made available immediately for inspection upon request by South Yorkshire Police or Local Authority Enforcement Officers.

17. The licence holder shall ensure that customers will 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.

18. The licence holder shall ensure that customers are 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.

19. The licence holder shall ensure the premises have front & rear shutters.

20. The licence holder shall ensure that deliveries are made at the rear of the premises.

21. The licence holder shall ensure that no litter or bottles are left outside the premises beyond 21.00

Licensing Act 2003
Premises Licence
P1042**ANNEXES continued ...**

hours.

Protection of Children from Harm

22. The licence holder shall ensure that the premises 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.
23. 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.
24. 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.
25. 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.
26. The licence holder shall ensure that Children are not permitted on the premises.

Annex 3 Conditions attached after a Hearing of Licensing Authority

None.

Annex 4 Plans

See attached

APPENDIX 2

Licensing Act 2003

Premises Licence Summary P1042

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION**Stop Inn Time**

17 Brinsworth Lane, Brinsworth, Rotherham, South Yorkshire, S60 5BS.

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
The sale by retail of alcohol for consumption ON the premises only	Monday to Thursday	Noon	10:30pm
	Friday and Saturday	Noon	11:00pm
	Sunday	Noon	9:00pm

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Thursday	Noon	10:30pm
Friday and Saturday	Noon	11:00pm
Sunday	Noon	9:00pm

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- The sale by retail of alcohol for consumption ON the premises only

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Kevin John Edwards	55 Moonshine Lane, Sheffield, South Yorkshire, S5 8RD.
Sharon Oliver	55 Moonshine Lane, Sheffield, South Yorkshire, S5 8RD.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)**NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL**

Kevin John EDWARDS

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

Not applicable

Pd E19200
REC L10700000177. VISA

received 21.04.2021

APPENDIX 3**Application to vary a premises licence under the Licensing Act 2003****PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

I/We KEVIN EDWARDS & SHARON OLIVER*(Insert name(s) of applicant)*

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

Premises licence number P1042

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description STOP INN TIME 17 BRINSWORTH LANE
--

Post town	ROTHERHAM	Post code	S60 5BS
------------------	-----------	------------------	---------

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£10,500

Part 2 – Applicant details

Daytime contact telephone number	07715840652		
E-mail address (optional)	Sharonoliver2904@gmail.com		
Current postal address if different from premises address	55 MOONSHINE LANE		
Post Town	SHEFFIELD	Postcode	S5 8RD

LAST DAY
19TH May 2021.

APPENDIX 3

Part 3 - Variation

Do you want the proposed variation to have effect as soon as possible? Please tick yes
X

If not do you want the variation to take effect from Day Month Year

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

Please describe briefly the nature of the proposed variation (Please see guidance note 1)
WE ARE A SMALL MICRO PUB WHERE WE HAVE BEEN SERVING THE LOCAL COMMUNITY, REAL ALES AND VARIOUS OTHER DRINKS WHICH ARE DIFFERENT FROM THE OTHER LOCAL PUBS THEREFORE WE ATTRACT THE MORE MATURE CLIENTELLE. WE ARE APPLYING FOR A VARIATION TO OUR LICENCE SO WE CAN CONTINUE TO BE COVID SAFE THEREFORE GIVING OUTSIDE SEATING AROUND THE BACK OF THE PROPERTY WHICH WILL BE AN AREA OF AROUND 40FT X 20FT THIS AREA WILL PROVIDE EXTRA SEATING SO SOCIAL DISTANCING RULES CAN BE ADHERED TO, WITH THE CURRENT RESTRICTIONS TABLE SERVICE AND MASKS WILL BE WORN, WE WILL CONTINUE TO SERVE OUR CUSTOMERS AS SAFELY AS POSSIBLE INSIDE AND OUTSIDE AND WILL STILL CARRY ON RESPECTING OUR COMMUNITY AND LOCAL RESIDENTS, THE FLAT ABOVE OUR PREMISES IS A STORE/ROOM OFFICE SO THERE ARE NO TENANTS LIVING THERE. WE ALSO WOULD LIKE TO VARY THE TIMES ALSO TO INCLUDE DRINKING UP TIME AND CLEANING DOWN TIME. WE BELIEVE WE HAVE MADE A POSITIVE IMPACT IN THE COMMUNITY SINCE OPENING PRIOR TO COVID-19 AND WISH TO CONTINUE TO PROVIDE SOMEWHERE CUSTOMERS FEEL COMFORTABLE TO HAVE A DRINK AND A CHAT AND MEET NEW PEOPLE. THIS HAS BEEN A DIFFICULT TIME FOR EVERYBODY AND ESPECIALLY SMALL BUSINESSES. WE WISH TO CONTINUE SERVING OUR LOCAL COMMUNITY AND CUSTOMERS AND ALSO OUR 4 LEGGED FRIENDS WHEN CUSTOMERS POP OUT FOR AN EVENING WALK AND POP IN WITH THEIR DOG.
WE HAVE BECOME PART OF THE COMMUNITY THAT WE ARE PROUD OF AND WISH TO CONTINUE.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend NO

APPENDIX 3**Part 4 Operating Schedule**

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

Provision of regulated entertainment**Please tick yes**

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

Provision of entertainment facilities:

- | | |
|--|--------------------------|
| i) making music (if ticking yes, fill in box I) | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K) | <input type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box L)**Sale by retail of alcohol (if ticking yes, fill in box M)**

X

In all cases complete boxes N, O and P

APPENDIX 3

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
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					

APPENDIX 3**B**

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

APPENDIX 3

For sporting events standard days and times (please read guidance note 6)			Please give further details (please read guidance note 3)	
	Start	Finish		
			State any seasonal variations for indoor sporting events (please read guidance note 4)	
			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)	

APPENDIX 3

D

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

APPENDIX 3

E

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

APPENDIX 3**F**

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Mon	12.00	22.30		Please give further details here (please read guidance note 3) THE MUSIC IS ONLY BACKGROUND MUSIC THEREFORE WILL NOT BE PLAYED LOUDLY	
Tue	12.00	22.30			
Wed	12.00	22.30	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	12.00	22.30			
Fri	12.00	23.30	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)		
Sat	12.00	23.30			
Sun	12.00	22.00			

APPENDIX 3

G

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

APPENDIX 3

H

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

APPENDIX 3

I

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

APPENDIX 3**J**

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

APPENDIX 3

K

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

APPENDIX 3

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment <u>take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (please read guidance note 5)		
Sat					
Sun					

APPENDIX 3

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
Day	Start	Finish		Off the premises	<input type="checkbox"/>
Mon	12.00	23.00	State any seasonal variations for the supply of alcohol (please read guidance note 4) THESE TIMES REFLECT WHEN THE LATEST THE CUSTOMERS WILL LEAVE AND CLEANING UP TIME TO CLOSE THE PUB	Both	X
Tue	12.00	23.00			
Wed	12.00	23.00			
Thur	12.00	23.00		Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)	
Fri	12.00	24.00			
Sat	12.00	24.00			
Sun	12.00	22.30			

N

<p>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)</p> <p>NO</p>

APPENDIX 3

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	12.00	23.00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Tue	12.00	23.00	
Wed	12.00	23.00	
Thur	12.00	23.00	
Fri	12.00	24.00	
Sat	12.00	24.00	
Sun	12.00	22.30	

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

WE WOULD APPRECIATE IF YOU COULD CONSIDER THE TIMES SO THE DRINKING UP TIMES AND CLEANING DOWN TIME CAN BE DONE SAFELY AND ALSO GIVE CUSTOMERS CHANCE TO STILL HAVE A DRINK EVEN IF IT IS TIME SLOT RESTRICTED

APPENDIX 3

Please tick yes

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

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

Reasons why I have failed to enclose the premises licence or relevant part of premises licence WILL FORWARD IT TO YOU WHEN REQUIRED WE WILL PAY THE RELEVANT FEE WHEN CONTACTED

APPENDIX 3

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

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

ALCOHOL TO BE SERVED TO CUSTOMERS WITH COVID-19 RESTICTIONS IN PLACE,
SOCIAL DISTANCING AND MASKS TO BE WORN.
TABLE SERVICE
WE ARE MEMBERS OF THE LOCAL PUBWATCH IN WHICH WE ATTEND THE MEETINGS
AND PARTICIPATE IN ALL INITIATIVES "ASK ANGELA", WHICH IS ONE OF THEM.
NO DRUG TOLERANCE
DESIGNATED PREMISES SUPERVISOR APPOINTED

b) The prevention of crime and disorder

TO HAVE DOOR SECURITY ON FRIDAY AND SATURDAY EVENINGS.
CCTV IN PLACE
STAFF AWARE NOT TO SERVE A CUSTOMER WHO APPEARS INTOXICATED.
NO DRUG TOLERANCE.
CHALLENGE 25, PROOF OF ID/AGE VERIFICATION IF THE CUSTOMER APPEARS
UNDER 25.

c) Public safety

HEALTH AND SAFETY RISK ASSESSMENTS UNDERTAKEN ALL STAFF TRAINED.
DOOR SUPERVISORS ON FRIDAY AND SATURDAY EVENINGS.
REPORTING ACCIDENTS.
FIRE SAFETY AND FIRE EXITS EVACUATION PROCEDURES.
CCTV IN PLACE.
DISPLAY ALL RELEVANT PAPERWORK FOR CUSTOMERS TO VIEW, INSURANCE,
PREMISES LICENCE, FIRE CERTIFICATE FOR FIRE EXTINGUISHERS.
MASKS WILL BE WORN AND COVID-19 SOCIAL DISTANCING ADHERED TO.

d) The prevention of public nuisance

TRAIN STAFF TO BE AWARE AND OBSERVE CUSTOMERS AS POTENTIAL RISKS FOR
POSSIBLE DISTUBANCES.
NO NOISE WHEN LEAVING THE PREMISES RESPECTING RESIDENTS AT ALL TIMES.
REPORT ANY NUSIANCES APPROPRIATELY

e) The protection of children from harm

CCTV
CHALLENGE 25
NO ALCOHOL TO BE BOUGHT FOR UNDER 18'S
CHILDREN TO BE ACCOMPANIED BY A RESPONSIBLE ADULT AT ALL TIMES.

APPENDIX 3

Please tick yes

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

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

Part 5 – Signatures (please read guidance note 10)

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

Signature	KEVIN EDWARDS
Date	20/04/21
Capacity	OWNER

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

Signature	SHARON OLIVER
Date	20/04/21
Capacity	JOINT OWNER

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

17A BRINSWORTH LANE

Post town	ROTHERHAM	Post code	S60 5BS
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Telephone number (if any)	07715840652
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If you would prefer us to correspond with you by e-mail your e-mail address (optional)
Sharonoliver2904@gmail.com

APPENDIX 4

Representation from Mr J L and Ms C B

Fwd: Urgent advice for licence variation application 047911 Stop inn time pub



To: Rachael Winstanley, Lisa Underwood-Parkin

Thu 20/05/2021 11:54

Reply

Reply All

Forward

More options

You replied to this message on 20/05/2021 11:57.

To: Lisa Underwood-Parkin <lisa.underwood-parkin@rotherham.gov.uk>, rachael.winstanley@rotherham.gov.uk

Cc: [Redacted]

Subject: Re: Urgent advice for licence variation application 047911 Stop inn time pub

Good afternoon,

Thank you for your email Lisa, and thank you for attending earlier today Rachael.

My property has its rear garden directly onto the back of the outdoor area of stop inn micro pub.

Ever since they were allowed outdoor drinking last year we have raised numerous noise complaints where we have had different officers attend as well as PCSO's. The outdoor drinking times were actually reduced at one point due to noise levels coming from the site.

From the original application this site was approved as a micro pub with no outdoor use only indoor.

The noise levels have been a real nuisance to not only my young family I have a 2 and 4 year old, where by my daughter often struggled to get to sleep and you could also hear foul and abusive language which at the best of times isn't on. We have only learned today that an application has been put in by the pub to extend opening hours which I believe will cause public disorder in the local area if the public are allowed to drink for longer. Surely in a residential area with the 3 magpies across from stop inn time, as well as fairways pub and the local social club there is already too many outlets open. Quite often we are woken at midnight with people staggering up the road as well as leaving glass pint glasses on the pavement which we have to dispose of the next morning. I fail to see how this can be a good thing for the local area and just causes further anti social behaviour as well as possible crime and defacing of property.

The outdoor area they have constructed is ridiculous for this part of the village, with flats above and local residents in close proximity. Surely as well with an increased outdoor area comes increased rubbish so you then have issues with environmental health in addition.

Have they got planning permission? Has it been checked from a health and safety point of view? It's made of wood mainly so if it were to catch fire from a stray cigarette there could be big trouble.

If there was a fire in one of the flats above the pub could the fire brigade safely gain access if it's all blocked off now? Or if there was a generator on fire at the rear of Tesco's could they gain access safely and in a timely manner? Would lives be put at risk? To me it seems like it's been built and to hell with the consequences which cannot be right??

This pub is clearly in the wrong position for what they wish to do with so many residents either above them or around them. They also plan on playing music but again surely this would be a nuisance to fellow residents and would cause future complaints? The whole situation is very worrying for local residents, some of which live on their own, like my next door neighbour [Redacted] or like myself have young families where by we risk harm coming to our children.

This simply cannot be allowed to be approved.

The lighting on the outdoor area is also over the top and surely needs to be checked in terms of brightness and impacting on local residents. There's even some sort of chandelier been put up? As you will see from the photo this is a permanent construction and not temporary??

Please let me know if you require any further information.

Kind regards

[Redacted]

[Redacted]



Mobile phone status bar and navigation icons including signal strength, Wi-Fi, battery, and home buttons.

APPENDIX 4

Representation from Ms S M

Sent from my iPhone

Begin forwarded message:

From: [REDACTED]
Date: 19 May 2021 at 12:42:30 BST
To: rachael.winstanley@rotherham.gov.uk
Cc: lisa.underwood-parkin@rotherham.gov.uk
Subject: Variant to Stop In Time

Hi Rachael, re the above, i am rather worried about the change in opening times and music as this property has been extended to the point i do not think it can be classed as a Micro pub. Last year we complained about the noise and bad language to the noise abatement team on a number of occasions. Which they came out and agreed with myself and neighbours that it was too loud. It was put in place fir a short time that they were not allowed to use the outside space after 9pm in the evening. Now i am informed that they are wanting to extend to midnight weekends and 11pm week days. I feel like i am living in a pub yard as this is backing onto my garden. It is making me feel ill knowing g that i am now going to have to put up with this for longer. The outside area has been further extended but it is a prominent structure not a temporary one that can be taken down very easily which i have been informed be planing department that it should be temporary. I spoke with [REDACTED] who gave me their information and said he would get the enforcement team to ring me. Last year I was dealing with [REDACTED] re noise. I did ask why when complaints are made against them it is not logged so when applying to change license you can see the problems that have been logged. Looking forward to hearing from you.

Many thanks
 [REDACTED]
 [REDACTED]

Sent from my iPhone

APPENDIX 4

Please find attached photo of the new outside drinking area that they have not got planning permission for.



Sent from my iPhone

APPENDIX 4

Representation from Mr T M

[REDACTED]
Sent: 19 May 2021 15:17
To: Rachael Winstanley [REDACTED]
Subject: RE: Objection

Thanks Racheal,

Currently we can hear the noise of raised voices and laughter until closing time, they have requested that Friday and Saturday the opening hours are extended to 12 midnight. When we open our landing window, which we do all the time when the weather is warm, we hear the noise, I think that having that at the bottom of the garden until 12 midnight is unreasonable. Add to that the fact that they have applied for recorded music outside makes matters even worse, even if the music is in the background the voices will be talking over making the noise even louder. The noise does get louder at closing time, if that closing time is midnight it is totally unacceptable. We are worried that once they get this licence application passed they will extend what they are doing now and start adding events ect

Hope this is enough
Thanks again
[REDACTED]

Sent from [Mail](#) for Windows 10