# **Public Document Pack**



Friday 4<sup>th</sup> August 2023

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# LICENSING SUB-COMMITTEE (LICENSING ACT 2003 MATTERS)

A meeting of the Licensing Sub-Committee (Licensing Act 2003 Matters) will be held at Council Chamber - Trinity Road on **Tuesday, 15 August 2023 at 4.00 pm.** 

Rob Weaver Chief Executive

To: Members of the Licensing Sub-Committee (Licensing Act 2003 Matters) (Councillors Ray Brassington, David Fowles and Dilys Neill)

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As a matter of courtesy, if you intend to record any part of the proceedings please let the Committee Administrator know prior to the date of the meeting.

Cotswold District Council, Trinity Road, Cirencester, Gloucestershire, GL7 IPX Tel: 01285 623000 <u>www.cotswold.gov.uk</u>

# AGENDA

## 1. Apologies

## 2. **Declarations of Interest**

To receive any declarations of interest from Members under the Code of Conduct for Members.

To receive any declarations of interest from Officers under the Code of Conduct for Officers.

## 3. Application to Vary a Premises Licence (Pages 3 - 26)

## Purpose

To determine an application to Vary a Premises Licence made by Experimental Manor Amethyst Ltd at Cowley Manor Hotel

## **Recommendation**

That the Licensing Sub-Committee is asked, in light of the representations received, to consider the application and determine whether to:

- grant the application as requested.
- grant the application subject to such conditions that are necessary to promote the licensing objectives.
- refuse the application in whole or in part where it is necessary in order to promote the licensing objectives.

(END)

# Agenda Item 3



| Council name                  | COTSWOLD DISTRICT COUNCIL  |  |  |  |  |
|-------------------------------|--|--|--|--|--|
| Name and date of<br>Committee | LICENSING SUB-COMMITTEE – 15 August 2023   |  |  |  |  |
| Subject                       | Application to Vary a Premises Licence   |  |  |  |  |
| Wards affected                | Cowley   |  |  |  |  |
| Accountable member            | Members of Licensing Sub-Committee   |  |  |  |  |
| Accountable officer           | Kevin Dunford, Licensing Officer<br>Email: ers@cotswold.gov.uk   |  |  |  |  |
| Report author                 | Kevin Dunford, Licensing Officer<br>Email: ers@cotswold.gov.uk   |  |  |  |  |
| Summary/Purpose               | To determine an application to Vary a Premises Licence made by<br>Experimental Manor Amethyst Ltd at Cowley Manor Hotel  |  |  |  |  |
| Annexes                       | <ul> <li>Annex A – Copy of the Application.</li> <li>Annex B – Plan of the site and location.</li> <li>Annex C – Copy of representations.</li> </ul>   |  |  |  |  |
| Recommendation(s)             | <ul> <li>That the Licensing Sub-Committee is asked, in light of the representations received, to consider the application and determine whether to:-</li> <li>grant the application as requested.</li> <li>grant the application subject to such conditions that are necessary to promote the licensing objectives.</li> <li>refuse the application in whole or in part where it is necessary in order to promote the licensing objectives.</li> </ul> |  |  |  |  |
| Corporate priorities          | Deliver the highest standard of service  |  |  |  |  |
| Key Decision                  | NO   |  |  |  |  |
| Exempt                        | NO   |  |  |  |  |
| Consultees/<br>Consultation   | A 28 day consultation has been undertaken with all Responsible<br>Authorities, Ward Member, Town Council and advertised in accordance  |  |  |  |  |



with the Licensing Act 2003.

## I. BACKGROUND

- 1.1 The Licensing Act 2003 ("the Act") allows Applicants to apply for new Premises Licences, Premises Licence variations, Club Premises Certificates and Personal Licences. This Application is for a Premises Licence Variation.
- **1.2** The Application was received on 10<sup>th</sup> May 2023. Experimental Manor Amethyst Ltd ("the Applicant") is represented by Thomas & Thomas Partners LLP. The Licensing Authority is satisfied that the Application was duly made, the correct notification process was followed, and the Application was appropriately advertised.
- **1.3** The original hearing was supposed to be on the 18 April 2023, but was adjourned under regulation 11 which states:

-(1) Subject to regulation 13, an authority may extend a time limit provided for in these Regulations for a specified period where it considers this to be necessary in the public interest.

- **1.4** The adjournment was because in the circumstances it was considered necessary in the public interest to adjourn the hearing to allow the applicants solicitors to speak with persons who had submitted representations.
- **1.5** The Application seeks a Premises Licence Variation to the following licensable activities and times:
  - Supply by Retail of Alcohol Every day 08:00 02:00
     On and Off premises

     (Including Non-standard timings for residents and bona fide guests) 24 Hours.

With the addition of:

- Provision of Late-Night Refreshment Every day 23:00 02:00 (Including Non-standard timings for residents and bona fide guests) – 23:00 – 05:00
- Provision of Films Every day 00:00 00:00

The licensable activities and times are currently:

Supply by Retail of Alcohol Monday to Saturday 10:00 - 23:00
 On and Off premises



• Supply by Retail of Alcohol Sunday 12:00 - 22:30

On and Off premises

- Supply of Alcohol Monday to Saturday 10:00 23:00
- Supply of Alcohol Sunday 12:00 22:30
- Recorded Music Every day 00:00 00:00
- **I.6** A copy of the Application is attached at **Annex A**.

## 2. SITE DESCRIPTION

2.1 A copy of the site plan and location are attached at Annex B.

## 3. AGREED CONDITIONS

- 3.1 If the Sub Committee is in agreement, the Applicant has suggested the following conditions:
  - No licensable activities may be provided in external areas or the grounds after I pm. After I pm licensable activities may only be provided internally within the hotel buildings.
  - The premises licence holder shall implement a parking and traffic management plan to manage the arrival and departure of guests without causing a nuisance local residents.

These conditions have been suggested by the applicant to alleviate the concerns raised by members of the public

## 4. **REPRESENTATIONS**

- **4.1** Responsible Authorities under the Licensing Act 2003 No representations have been received from Responsible Authorities under the Licensing Act 2003
- Residents Four (4) representations were received, with three (3) persons agreeing a hearing was not necessary and withdrawing their concerns after meetings held with the Applicant. One (1) representation and a person's concern remains outstanding and can be found in Annex C.



## 5. NATIONAL GUIDANCE

- **5.1** The Secretary of State's Guidance (referred to as 'Section 182 Guidance) requires Licensing Authorities, following receipt of relevant representations, to make judgements about what constitutes public nuisance and what is necessary, in terms of conditions attached to a specific Premises Licence, to prevent it.
- **5.2** Where the Act provides for mandatory conditions to be included in a Premises Licence, it is the duty of the Licensing Authority issuing the Licence to include those conditions in the Licence.

## 6. FINANCIAL IMPLICATIONS

**6.1** There are no financial implications arising directly from the consideration of this application. However, any appeal to the Magistrates' Court against the refusal of the Application or against the imposition of Conditions could result in the Council having to bear the legal costs of defending its decision.

## 7. LEGAL IMPLICATIONS

**7.1** There is a right of appeal to the Magistrates' Court within 21 days of the Council's decision should the Council refuse the Application or against the conditions imposed on the Licence.

## 8. BACKGROUND DOCUMENTS

- 8.1 Cotswold District Council's Statement of Licensing Policy 2021
- 8.2 Home Office S.182 Statutory Guidance published April 2018.



## Cotswold Application to vary a premises licence Licensing Act 2003

For help contact ers.licensingandapplications@publicagroup.uk Telephone: 01285 623000

\* required information

| Section 1 of 18   |   |   |
|---|---|---|
| You can save the form at any t  | ime and resume it later. You do not need to be  | logged in when you resume.  |
| System reference  | Not Currently In Use                            | This is the unique reference for this application generated by the system.  |
| Your reference  | JS/AC/EXP.10.11                                 | You can put what you want here to help you<br>track applications if you make lots of them. It<br>is passed to the authority.  |
| Are you an agent acting on be   | half of the applicant?                          | Put "no" if you are applying on your own  |
| • Yes O   | No  | behalf or on behalf of a business you own or work for.  |
|   |   |   |
| Applicant Details   |   |   |
| * First name  | -   | ]   |
| * Family name   | Experimental Manor Amethyst Ltd                 |   |
| * E-mail  | acatlin@tandtp.com                              |   |
| Main telephone number   |   | Include country code.   |
| Other telephone number  |   |   |
| Indicate here if the appl   | icant would prefer not to be contacted by telep | bhone   |
| Is the applicant:   |   |   |
| Applying as a business of the second seco | or organisation, including as a sole trader     | A sole trader is a business owned by one  |
| <ul> <li>Applying as an individu</li> </ul>   | al  | person without any special legal structure.<br>Applying as an individual means the<br>applicant is applying so the applicant can be<br>employed, or for some other personal reason,<br>such as following a hobby. |
| Applicant Business  |   |   |
| Is the applicant's business<br>registered in the UK with<br>Companies House?  | Yes O No  | Note: completing the Applicant Business section is optional in this form.   |
| Registration number   | 13998745  | ]   |
| Business name   | Experimental Manor Amethyst Ltd                 | If the applicant's business is registered, use<br>its registered name.  |
| VAT number -  |   | Put "none" if the applicant is not registered for VAT.  |
| Legal status Private Limited Company  |   | ]   |
|   | Page 7  |   |

| Continued from previous page                                      |  |  |
|---|--|--|
| Applicant's position in the                                       | N/A  |  |
| business  |  |  |
| Home country  | United Kingdom                               | The country where the applicant's headquarters are.                                  |
| Registered Address  |  | Address registered with Companies House.   |
| Building number or name   | 19 Gerrard Street                            |  |
| Street  |  |  |
| District  |  |  |
| City or town  | London                                       |  |
| County or administrative area                                     |  |  |
| Postcode  | W1D 6JG                                      |  |
| Country   | United Kingdom                               |  |
|   |  |  |
| Agent Details   |  |  |
| * First name  | Amy  |  |
| * Family name   | Catlin                                       |  |
| * E-mail  | acatlin@tandtp.com                           |  |
| Main telephone number   | 02070420410                                  | Include country code.  |
| Other telephone number  |  |  |
| Indicate here if you wou  | ld prefer not to be contacted by telephone   |  |
| Are you:  |  |  |
| An agent that is a busine   | ess or organisation, including a sole trader | A sole trader is a business owned by one person without any special legal structure. |
| <ul> <li>A private individual actir</li> </ul>                    | ng as an agent                               | person without any special legal structure.  |
| Agent Business  |  |  |
| Is your business registered in<br>the UK with Companies<br>House? | ○ Yes ● No                                   | Note: completing the Applicant Business section is optional in this form.            |
| Is your business registered outside the UK?                       | ○ Yes  |  |
| Business name   |  | If your business is registered, use its registered name.                             |
| VAT number -  |  | Put "none" if you are not registered for VAT.  |
| Legal status  | Please select                                |  |
|   |  |  |

| Continued from previous page    |  |   |
|---------------------------------|--|---|
| Your position in the business   | Licensing Assistant  |   |
| Home country                    | United Kingdom   | The country where the headquarters of your business is located.                   |
| Agent Business Address          |  | If you have one, this should be your official                                     |
| Building number or name         | Thomas & Thomas Partners LLP   | address - that is an address required of you by law for receiving communications. |
| Street                          | 38A Monmouth Street  |   |
| District                        |  |   |
| City or town                    | London   |   |
| County or administrative area   |  |   |
| Postcode                        | WC2H 9EP   |   |
| Country                         | United Kingdom   |   |
|                                 |  |   |
| Section 2 of 18                 |  |   |
| APPLICATION DETAILS             |  |   |
| vary substantially the premis   | sed to vary the licence so as to extend the pe<br>ses to which it relates. If you wish to make th<br>nises licence application under section 17 of | at type of change to the premises licence,  |
| I/we, as named in section 1, be | ing the premises licence holder, apply to vary a<br>nises described in section 2 below.  | -   |
| * Premises Licence Number       | C/22/00685/PRMT  |   |
| Are you able to provide a posta | al address, OS map reference or description of t   | he premises?  |
| Address                         | p reference O Description  |   |
| Postal Address Of Premises      |  |   |
| Building number or name         | Cowley Manor   |   |
| Street                          | Cowley   |   |
| District                        |  |   |
| City or town                    | Cheltenham   |   |
| County or administrative area   | Gloucestershire  |   |
| Postcode                        | GL53 9NL   |   |
| Country                         | United Kingdom   |   |
| Premises Contact Details        |  |   |
| Telephone number                |  |   |

| Continued from previous page   |  |   |  |  |  |
|--|--|---|--|--|--|
| Non-domestic rateable  | 254.000  |   |  |  |  |
| value of premises (£)  | 254,000  |   |  |  |  |
| Section 3 of 18  |  |   |  |  |  |
| VARIATION  |  |   |  |  |  |
| Do you want the proposed   |  |   |  |  |  |
| Do you want the proposed variation to have effect as soon as possible?   | • Yes 🔿 No   |   |  |  |  |
| Do you want the proposed va introduction of the late night   | riation to have effect in relation to the<br>levy? |   |  |  |  |
| ⊖ Yes  | No   | You do not have to pay a fee if the only<br>purpose of the variation for which you are<br>applying is to avoid becoming liable to the<br>late night levy. |  |  |  |
| If your proposed variation<br>would mean that 5,000 or<br>more people are expected to<br>attend the premises at any<br>one time, state the number<br>expected to attend  |  |   |  |  |  |
| Describe Briefly The Nature  | Of The Proposed Variation                          |   |  |  |  |
| 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. |  |   |  |  |  |
| The application proposes to authorise the exhibition of films, late night refreshment and vary the permitted times for the sale of alcohol to 08:00am to 02:00am Monday to Sunday and non standard timings for hotel residents and their bona fide guests.   |  |   |  |  |  |
| Section 4 of 18  |  |   |  |  |  |
| PROVISION OF PLAYS   |  |   |  |  |  |
| See guidance on regulated en   | tertainment  |   |  |  |  |
| Will the schedule to provide p vary is successful?   | lays be subject to change if this applicat         | ion to  |  |  |  |
| ⊖ Yes  | No   |   |  |  |  |
| Section 5 of 18  |  |   |  |  |  |
| PROVISION OF FILMS   |  |   |  |  |  |
| See guidance on regulated en   | tertainment  |   |  |  |  |
| Will the schedule to provide films be subject to change if this application to vary is successful?   |  |   |  |  |  |
| • Yes  | ○ No   |   |  |  |  |
| Standard Days And Timings  | Page 10  |   |  |  |  |

| Continued from previous                                   | page   |                                |   |  |  |  |
|---|--|--------------------------------|---|--|--|--|
| MONDAY  |  |                                | Provide timings in 24 hour clock                                      |  |  |  |
|   | Start 00:00  | End 00:00                      | (e.g., 16:00) and only give details for the days                      |  |  |  |
|   | Start  | End                            | of the week when you intend the premises to be used for the activity. |  |  |  |
| TUESDAY   |  |                                |   |  |  |  |
|   | Start 00:00  | End 00:00                      |   |  |  |  |
|   | Start  | End                            |   |  |  |  |
| WEDNESDAY   |  |                                |   |  |  |  |
|   | Start 00:00  | End 00:00                      |   |  |  |  |
|   | Start  | End                            |   |  |  |  |
| THURSDAY  |  |                                |   |  |  |  |
|   | Start 00:00  | End 00:00                      |   |  |  |  |
|   | Start  | End                            |   |  |  |  |
| FRIDAY  |  |                                |   |  |  |  |
|   | Start 00:00  | End 00:00                      |   |  |  |  |
|   | Start  | End                            |   |  |  |  |
| SATURDAY  |  |                                |   |  |  |  |
|   | Start 00:00  | End 00:00                      |   |  |  |  |
|   | Start  | End                            |   |  |  |  |
| SUNDAY  |  |                                |   |  |  |  |
| 500070  | Start 00:00  | End 00:00                      |   |  |  |  |
|   | Start  | End                            |   |  |  |  |
| Will the exhibition of fil                                | ms take place indoors or ou  |                                | Where taking place in a building or other                             |  |  |  |
| Indoors   | <ul> <li>Outdoors</li> </ul>   | O Both                         | structure select as appropriate. Indoors may include a tent.          |  |  |  |
| State type of activity to                                 | be authorised, if not alread   | ly stated, and give relevant f | urther details, for example (but not                                  |  |  |  |
| -   | not music will be amplified  | -                              |   |  |  |  |
| Exhibition of film on ho                                  | otel bedroom TVs and comr  | munal areas                    |   |  |  |  |
|   |  |                                |   |  |  |  |
|   |  |                                |   |  |  |  |
| State any seasonal variations for the exhibition of film. |  |                                |   |  |  |  |
|   | For example (but not exclusively) where the activity will occur on additional days during the summer months. |                                |   |  |  |  |
|   |  |                                |   |  |  |  |
|   |  | Page 11                        |   |  |  |  |
| L   |  |                                |   |  |  |  |

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|----------------|----------|------|
|----------------|----------|------|

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

#### Section 6 of 18

#### **PROVISION OF INDOOR SPORTING EVENTS**

See guidance on regulated entertainment

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

O Yes

💿 No

#### Section 7 of 18

#### **PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

See guidance on regulated entertainment

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

O Yes

No

Section 8 of 18

#### **PROVISION OF LIVE MUSIC**

| See | quidance | on rea | ulated | entertainment |
|-----|----------|--------|--------|---------------|
| 255 | guiuance | Unieg  | ulateu | entertainment |

Will the schedule to provide live music be subject to change if this application to vary is successful?

O Yes

No

Section 9 of 18

#### PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

O Yes

No

Section 10 of 18

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

Section 11 of 18

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| Continued from previous  | bage     |                        |                         |              |   |
|--|----------|------------------------|-------------------------|--------------|---|
| PROVISION OF ANYTH<br>DANCE                                      | ING OF   | <sup>:</sup> A SIMILAR | DESCRIPTION TO LIVI     | E MUSIC, REG | CORDED MUSIC OR PERFORMANCES OF                                       |
| See guidance on regula   | ited ent | tertainment            |                         |              |   |
| Will the schedule to pro<br>performances of dance<br>successful? |          |                        |                         |              |   |
| ⊖ Yes  |          | No                     |                         |              |   |
| Section 12 of 18   |          |                        |                         |              |   |
| PROVISION OF LATE N  | IGHT R   | EFRESHMEN              | NT                      |              |   |
| Will the schedule to pro<br>this application to vary             |          |                        | eshment be subject to o | change if    |   |
| Yes  |          | 🔿 No                   |                         |              |   |
| Standard Days And Ti   | mings    |                        |                         |              |   |
| MONDAY   |          |                        |                         |              | Provide timings in 24 hour clock                                      |
|  | Start    | 23:00                  | End                     | 02:00        | (e.g., 16:00) and only give details for the days                      |
|  | Start    |                        | End                     |              | of the week when you intend the premises to be used for the activity. |
| TUESDAY  |          |                        |                         |              |   |
|  | Start    | 23:00                  | End                     | 02:00        |   |
|  | Start    |                        | End                     |              |   |
| WEDNESDAY  |          | []                     | 1                       |              |   |
|  | Start    | 23:00                  | End                     | 02:00        |   |
|  | Start    |                        | End                     |              |   |
| THURSDAY   |          |                        |                         |              |   |
|  | Start    | 23:00                  | End                     | 02:00        |   |
|  | Start    |                        | End                     |              |   |
| FRIDAY   |          |                        |                         |              |   |
|  | Start    | 23:00                  | End                     | 02:00        |   |
|  | Start    |                        | End                     |              |   |
| SATURDAY   |          |                        |                         |              |   |
|  | Start    | 23:00                  | End                     | 02:00        |   |
|  | Start    |                        | End                     |              |   |
| SUNDAY   |          |                        |                         |              |   |
|  | Start    | 23:00                  | End                     | 02:00        |   |
|  | Start    |                        | Page 1                  | 3            |   |

| Continued from previous po                                | ıge        |                 |               |             |  |
|---|------------|-----------------|---------------|-------------|--|
| Will the provision of late i both?                        | night refr | eshment take    | place indoc   | ors or outd | oors or  |
| Indoors   | 0          | Outdoors        | С             | Both        | Where taking place in a building or other<br>structure select as appropriate. Indoors may<br>include a tent. |
| State type of activity to be<br>exclusively) whether or n |            |                 |               | -           | elevant further details, for example (but not  |
|   |            |                 |               |             |  |
| State any seasonal variati                                | ons.       |                 |               |             |  |
| For example (but not exc                                  | usively) v | where the activ | /ity will occ | ur on addi  | tional days during the summer months.  |
|   |            |                 |               |             |  |
|   |            |                 |               |             |  |
|   |            |                 |               |             |  |
| Non standard timings. Wi<br>those listed above, list be   |            | oremises will b | e used for t  | he provisi  | on of late night refreshment at different times from   |
| For example (but not exc                                  | usively),  | where you wis   | h the activi  | ty to go or | longer on a particular day e.g. Christmas Eve.   |
| 23:00 to 05:00 for hotel re                               | sidents a  | nd their bona   | fide guests   |             |  |
|   |            |                 |               |             |  |
| Section 13 of 18  |            |                 |               |             |  |
| SUPPLY OF ALCOHOL   |            |                 |               |             |  |
| Will the schedule to supp vary is successful?             | ly alcoho  | l be subject to | change if t   | his applica | tion to  |
| Yes   | 0          | No              |               |             |  |
| Standard Days And Tim                                     | ings       |                 |               |             |  |
| MONDAY  |            |                 |               |             | Provide timings in 24 hour clock   |
|   | Start 08   | :00             |               | End 02:     | 00 (e.g., 16:00) and only give details for the days<br>of the week when you intend the premises              |
|   | Start      |                 |               | End         | to be used for the activity.   |
| TUESDAY   |            |                 |               |             |  |
|   | Start 08   | :00             |               | End 02:     | 00   |
| :   | Start      |                 |               | End         |  |

| Continued from previous  | page                                   |                     |  |  |  |
|--|--|---------------------|--|--|--|
| WEDNESDAY  |  |                     |  |  |  |
|  | Start 08:00                            | End 02:00           |  |  |  |
|  | Start                                  | End                 |  |  |  |
| THURSDAY   |  |                     |  |  |  |
|  | Start 08:00                            | End 02:00           |  |  |  |
|  | Start                                  | End                 |  |  |  |
| FRIDAY   |  |                     |  |  |  |
|  | Start 08:00                            | End 02:00           |  |  |  |
|  | Start                                  | End                 |  |  |  |
| SATURDAY   |  |                     |  |  |  |
|  | Start 08:00                            | End 02:00           | ]  |  |  |
|  | Start                                  | End                 |  |  |  |
| SUNDAY   |  |                     |  |  |  |
|  | Start 08:00                            | End 02:00           | ]  |  |  |
|  | Start                                  | End                 |  |  |  |
| Will the sale of alcohol b   | pe for consumption?                    |                     |  |  |  |
| On the premises  | <ul> <li>Off the premises</li> </ul>   | Both                | If the sale of alcohol is for consumption on<br>the premises select on, if the sale of alcohol<br>is for consumption away from the premises<br>select off. If the sale of alcohol is for<br>consumption on the premises and away<br>from the premises select both. |  |  |
| State any seasonal varia   | ations.                                |                     |  |  |  |
| For example (but not ex  | clusively) where the activity will occ | ur on additional da | ays during the summer months.  |  |  |
|  |  |                     |  |  |  |
|  |  |                     |  |  |  |
|  |  |                     |  |  |  |
| Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above,<br>list below. |  |                     |  |  |  |
| For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.                     |  |                     |  |  |  |
| 24 hours for hotel resid   | lents and their bona fide guests       |                     |  |  |  |
|  |  |                     |  |  |  |
|  |  |                     |  |  |  |
| Section 14 of 18   | Pa                                     | ge 15               |  |  |  |
| ADULT ENTERTAINME  | NT                                     | 5                   |  |  |  |

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

N/A

| Section 15 of 18               |                                 |       |               |   |
|--------------------------------|---------------------------------|-------|---------------|---|
| HOURS PREMISES ARE OPEN        | N TO THE PUBLIC                 |       |               |   |
| Standard Days And Timings      | S                               |       |               |   |
| MONDAY                         |                                 |       | r             |   |
| Start                          | t 00:00                         | End   |               | Provide timings in 24 hour clock<br>e.g., 16:00) and only give details for the days |
|                                |                                 |       |               | of the week when you intend the premises  |
| Start                          |                                 | End   | t             | o be used for the activity.   |
| TUESDAY                        |                                 |       |               |   |
| Start                          | t 00:00                         | End   | 00:00         |   |
| Start                          | t                               | End   |               |   |
| WEDNESDAY                      |                                 |       |               |   |
| Start                          | t 00:00                         | End   | 00:00         |   |
| Start                          | t                               | End   |               |   |
|                                |                                 |       | JJ            |   |
| THURSDAY                       |                                 |       |               |   |
| Start                          | t 00:00                         | End   | 00:00         |   |
| Start                          | t                               | End   |               |   |
| FRIDAY                         |                                 |       |               |   |
| Start                          | t 00:00                         | End   | 00:00         |   |
| Start                          | t                               | End   |               |   |
|                                |                                 |       |               |   |
| SATURDAY                       |                                 |       |               |   |
| Start                          | t 00:00                         | End   | 00:00         |   |
| Start                          | t                               | End   |               |   |
| SUNDAY                         |                                 |       |               |   |
| Start                          | t 00:00                         | End   | 00:00         |   |
| Start                          | t                               | End   |               |   |
| State any seasonal variations. |                                 |       |               |   |
|                                |                                 | urone | ditional day  | s during the summer months  |
| For example (but not exclusiv  | vely) where the activity will o | age 1 | Bannonai day: | s during the summer months.   |

| <b>Continued from</b> | previous page |
|-----------------------|---------------|
|-----------------------|---------------|

NO CHANGE

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

NO CHANGE

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

None

☑ I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

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

#### Section 16 of 18

#### LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e) List here steps you will take to promote all four licensing objectives together.

The premises will continue to operate as a hotel after ongoing and wide-ranging refurbishment works. The existing operating schedule of conditions will continue to promote the four Licensing Objectives.

b) The prevention of crime and disorder

please refer to a) above

c) Public safety

please refer to a) above

d) The prevention of public nuisance

please refer to a) above

e) The protection of children from harm

please refer to a) above

Section 17 of 18

NOTES ON REGULATED ENTERTAINMENT

In terms of specific regulated entertainments please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o 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, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o 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.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

#### Section 18 of 18

#### **PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. Variation Fees are determined by the non domestic rateable value of the premises. To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/

business\_rates/index.htm Band A - No RV to £4300 £100.00 Band B - £4301 to £33000 £190.00 Band C - £33001 to £87000 £315.00 Band D - £87001 to £125000 £450.00\*

Band E - £125001 and over £635.00\*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £125000 £900.00

Band E - £125001 and over £1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time.

Capacity 5000-9999 £1,000.00 Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39999 £16,000.00

Capacity 40000-49999 £24,000.00 Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00 Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

\* Fee amount (£)

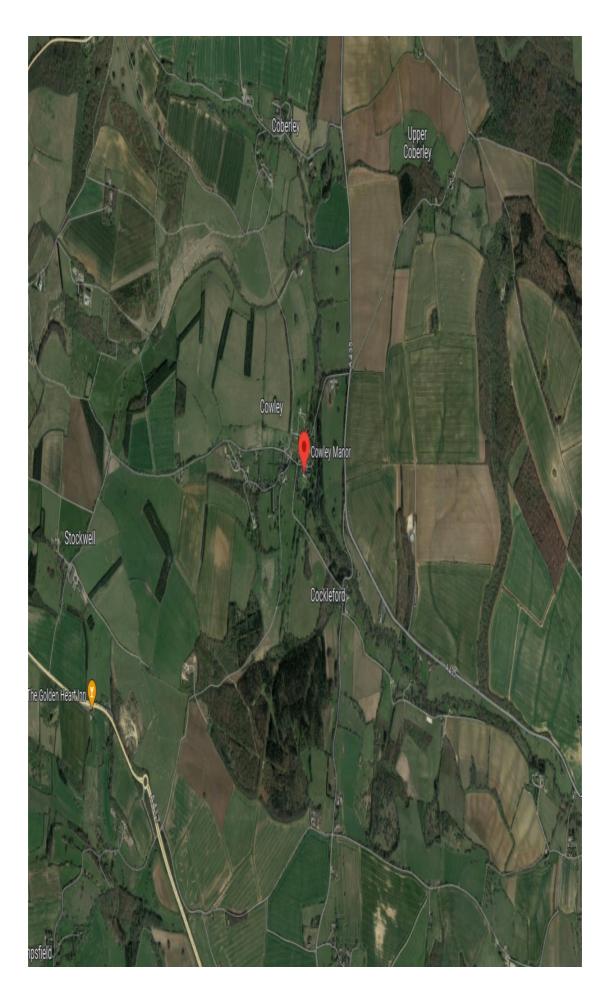
635.00

ATTACHMENTS

**AUTHORITY POSTAL ADDRESS** 

| Continued from previous page  |                |   |   |
|---|----------------|---|---|
| Address   |                |   |   |
| Building number or name   |                |   |   |
| Street  |                |   |   |
| District  |                |   |   |
| City or town  |                |   |   |
| County or administrative area   |                |   |   |
| Postcode  |                | ] |   |
| Country   | United Kingdom |   |   |
| DECLARATION   |                |   |   |
| <ul> <li>* 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.</li> <li> <ul> <li>Ticking this box indicates you have read and understood the above declaration</li> </ul> </li> <li>This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"</li> <li>* Full name</li> <li>* Capacity</li> <li>Date (dd/mm/yyyy)</li> </ul> |                |   |   |
|   |                |   | 1 |
| Add another signatory   |                |   |   |
| Once you're finished you need to do the following:<br>1. Save this form to your computer by clicking file/save as<br>2. Go back to <u>https://www.gov.uk/apply-for-a-licence/premises-licence/cotswold/change-1</u> to upload this file and continue<br>with your application.<br>Don't forget to make sure you have all your supporting documentation to hand.   |                |   |   |
| 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.   |                |   |   |

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## C/23/00615/PRMV – Representations

## Mr & Mrs Hollingworth

I write on behalf of my wife and I to object. We live very near to the hotel. Under the previous owners functions were held, including weddings, with attendant music. The sound of the music and talking was very audible both inside and outside our house but was of a level which was tolerable as to volume, frequency and duration.

The scope of this application is almost unheard of in the hotel and entertainment industry. It is unacceptable and unnecessary as to scope and duration. It amounts to almost continuous drinking and music. Even if the function is inside, there is a tendency for people to spill over onto the outside terrace.

This is a quiet village and should not be required to accept excessive noise. We have seen our close neighbour David Thompson's objection to which we concur.

The current consent of Monday to Saturday 10am to 11 pm and Sunday 12 noon to 10.30 pm was acceptable to the previous owners and we do not see why it would not be satisfactory for the new owner's purposes. We there object to this application. This page is intentionally left blank