

Appendix A



Portsmouth Application to vary a premises licence Licensing Act 2003

For help contact
Licensing@portsmouthcc.gov.uk
Telephone: 023 9283 4572

* required information

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You can save the form at any time 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

PBC/115

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

Minoo

* Family name

Sefidan

* E-mail

Main telephone number

[REDACTED]

Include country code.

Other telephone number

☒ Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- ☐ Applying as a business or organisation, including as a sole trader
- ☒ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name	<input type="text" value="7"/>
* Street	<input type="text" value="Queen's Grove"/>
District	<input type="text"/>
* City or town	<input type="text" value="Portsmouth"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text" value="PO5 3HH"/>
* Country	<input type="text" value="United Kingdom"/>

Agent Details

* First name	<input type="text" value="Phil"/>
* Family name	<input type="text" value="Crier"/>
* E-mail	<input type="text" value="phil.crier@pbclicensing.co.uk"/>
Main telephone number	<input type="text" value="01344 566764"/>
Other telephone number	<input type="text"/>

Include country code.

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

- ☒ An agent that is a business or organisation, including a sole trader
- ☐ A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? ☒ Yes ☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number	<input type="text" value="8472407"/>
Business name	<input type="text" value="Phil Crier Licensing Ltd"/>
VAT number	<input type="text" value="GB"/> <input type="text" value="160552920"/>
Legal status	<input type="text" value="Private Limited Company"/>
Your position in the business	<input type="text" value="Director"/>
Home country	<input type="text" value="United Kingdom"/>

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

The country where the headquarters of your business is located.

Continued from previous page...

Agent Registered Address

Address registered with Companies House.

Building number or name	<input type="text" value="Compton House"/>
Street	<input type="text" value="79 New Road"/>
District	<input type="text"/>
City or town	<input type="text" value="Ascot"/>
County or administrative area	<input type="text" value="Berkshire"/>
Postcode	<input type="text" value="SL5 8PZ"/>
Country	<input type="text" value="United Kingdom"/>

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APPLICATION DETAILS

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

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name	<input type="text" value="Gida Express"/>
Street	<input type="text" value="12 Guildhall Walk"/>
District	<input type="text"/>
City or town	<input type="text" value="Portsmouth"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="PO1 2DD"/>
Country	<input type="text" value="United Kingdom"/>

Premises Contact Details

Telephone number	<input type="text"/>
Non-domestic rateable value of premises (£)	<input type="text" value="8,800"/>

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VARIATION

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

☒ Yes ☐ No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

☐ Yes ☒ No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

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

To extend the hours for late night refreshment each day from 23.00 to 03.30 (existing) to 23.00 to 05.00 (proposed) and to extend the opening hours of the premises to 08.00 to 05.00

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PROVISION OF PLAYS

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

☐ Yes ☒ No

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PROVISION OF FILMS

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

☐ Yes ☒ No

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PROVISION OF INDOOR SPORTING EVENTS

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

☐ Yes ☒ No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

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

☐ Yes ☒ No

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PROVISION OF LIVE MUSIC

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

☐ Yes ☒ No

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PROVISION OF RECORDED MUSIC

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

☐ Yes ☒ No

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PROVISION OF PERFORMANCES OF DANCE

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

☐ Yes ☒ No

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

☐ Yes ☒ No

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PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start End

Start End

WEDNESDAY

Start End

Start End

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

Will the provision of late night refreshment take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

N/A

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Continued from previous page...

Non standard timings. Where the premises will be used for the provision of late night refreshment 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.

N/A

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SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- ☐ Yes
- ☒ No

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ADULT ENTERTAINMENT

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

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start 08:00

End 05:00

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start 08:00

End 05:00

Start

End

WEDNESDAY

Start 08:00

End 05:00

Start

End

THURSDAY

Start 08:00

End 05:00

Start

End

Continued from previous page...

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

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.

N/A

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

Existing CCTV condition to be amended to include the following additional wording:

"Staff shall be on site from 23.00 until the close of the premises who are able to operate the CCTV and provide a copy of any images or footage to the Police or Licensing Authority on reasonable request."

See section 16 for additional conditions proposed as part of the variation application

☒ 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.

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LICENSING OBJECTIVES

Continued from previous page...

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 applicant has operated the business at the premises for over 16 years and is very familiar with the local environment and the trading patterns and customer profile at different times of the day and at different times of the year. The applicant and her staff have considerable experience in dealing with difficult customers and adopting methods for preventing conflict and ensuring good behaviour.

The applicant is fully aware of the problems associated with customers leaving the nearby nightclubs and the crime and disorder and anti-social behaviour issues which have led to the implementation of a cumulative impact policy by the licensing authority. The applicant has been trading at the premises during the period before and since the implementation of the policy and her business has an exemplary record during the whole of this time with no incidents of disorder or anti-social behaviour associated with her premises. However, the applicant is very aware of the need to be constantly vigilant about the potential for any future incident and the importance of requiring good behaviour from her customers and avoiding conflict situations. As a proactive step although not required under her licence, the applicant employed a SIA door supervisor for the late hours on Friday 12th May 2017 and Saturday 13th May 2017 and will continue to do so for future weekends when the premises is open after 12 midnight.

The recent (2016) extended hours granted to three local nightclubs has placed additional pressures on her business at closing time in particular and has also led to a considerable loss of trade. The applicant recognises the need to support the Police in dealing with late night issues in the Guildhall Walk cumulative impact area and would propose the inclusion of a number of additional conditions on the premises licence if the application is granted with a view to promoting the licensing objectives. The proposed additional conditions are referred to in the following section.

b) The prevention of crime and disorder

As stated above, the applicant proposes the additional conditions to be imposed on the premises licence if the variation is granted:

1. There shall be a minimum of 3 staff on duty from 23.00 until the close of the premises
2. The tills will be switched off at 05.00 and the entrance door locked on any day when the premises is open until that time to prevent any sales of food or drink after the terminal hour under the licence.
3. All members of staff will be trained in their responsibilities under the Licensing Act 2003 including reference to compliance with the premises licence conditions. Records of their training shall be kept at the premises and made available for inspection on the request of a police officer or duly authorised officer of the local authority.
4. A minimum of one SIA licensed door supervisor shall be on duty from 12 midnight until the close of the premises on any day when the premises is open after 12 midnight.
5. The door supervisor shall wear a body camera and a fluorescent and/or reflective orange tabard clearly marked "door supervisor".
6. The applicant shall maintain a duty register giving details of any person employed as a door supervisor including times and dates on duty and the register shall be made available for inspection on request by a police officer or duly authorised officer of the local authority.

In addition, the applicant proposes the following amendment (additional wording) to the CCTV condition on the existing licence:

"Staff shall be on site from 23.00 until the close of the premises who are able to operate the CCTV and provide a copy of any images or footage to the Police or Licensing Authority on reasonable request."

c) Public safety

As above - no additional steps

d) The prevention of public nuisance

As above - no additional steps

Continued from previous page...

e) The protection of children from harm

As above - no additional steps

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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 £8700	£315.00
Band D - £87001 to £12500	£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 your are required to pay a higher fee

Band D - £87001 to £12500	£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 30000-39000	£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 90000 and over	£64,000.00

* Fee amount (£)

DECLARATION

* I/we understand 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.

☒ Ticking this box indicates you have read and understood the above declaration

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?"

* Full name

Continued from previous page...

* Capacity

Solicitors for and on behalf of the Applicant

* Date

18 / 05 / 2017
dd mm yyyy

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/portsmouth/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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

OFFICE USE ONLY

Applicant reference number PBC/115

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

☐

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