

**REPORT ON APPLICATION FROM THE
ARISTOCRAT IN AYLESBURY UNDER THE
LICENSING ACT 2003 FOR CONVERSION AND
VARIATION OF PREMISES LICENCE**

Local Member: Councillor Turner

1. THE APPLICATION

Applicant(s): Fullers, Smith and Turner PLC

Premises: Aristocrat, 1 – 3 Wendover Road, Aylesbury, HP21 7SZ

1.1 Conversion Application

No representations have been received from Thames Valley Police in respect to this application to convert the existing permissions to a Premises Licence. Therefore in accordance with the transitional provisions of the Licensing Act 2003 the application to convert the existing permissions has been granted under delegated powers subject to any existing statutory restrictions and conditions and any other conditions which currently apply.

Attached as Appendix 1 is a copy of the completed application form, the designated premises supervisor consent form and a copy of the justices' licence. A plan of the premises will be made available at the Sub-Committee hearing.

1.2 Variation application

The application is for the variation of the Premises Licence during the transitional period under Schedule 8, paragraph 7 (1)(b) of the Act. The detail in respect to the hours and activities applied for are set out in the application form, Part B, section A to P. In an effort to clarify the current and proposed permissions these are set out in Appendix 3.

The steps the applicant intends to take to promote the licensing objectives are set out in the operating schedule (see appendix 1, Part Q of application form).

2. RELEVANT REPRESENTATIONS

2.1 Responsible Authorities

Thames Valley Police – No representation
Bucks Fire and Rescue – No representation
Environmental Health – No representation
Planning – No representation
Trading Standards – No comment

Area Child Protection Committee – No comment

2.2 Interested Parties

During the consultation period 1 representation was received from an interested party. This is attached as Appendix 2.

3. NOTICE OF HEARING AND RESPONSES

All parties were served Notices of Hearing on receipt of the representation along with the document, 'Licensing Act 2003 – The Procedure to be followed at Hearings'. The parties have therefore been notified of the consequences of failing to attend.

No further submissions have been received to date following service of the Notice of Hearing. Members will be notified of any further responses at the hearing.

4. GENERAL INFORMATION

The general information Members need to have regard to when determining applications made under the Licensing Act 2003 is set out in a separate document which is attached to the Agenda under cover of which this report has been published.

5. ISSUES RAISED BY THE APPLICATION

The issues raised by the application are for the Sub-Committee to determine having regard to all the relevant considerations. Whatever, the Sub-Committee decides, it must give reasons.

To assist Members and the parties further, the Licensing Services Manager will draw attention to any issues arising from this application at the hearing.

Contact Officer
Background Documents

Peter Seal 01296 585083

Ps-lsc-hst-Aristocrat – greens may 2003
Licactsub192005

(Part A) Application for an existing licence to be converted to a premises licence under the Licensing Act 2003 and (Part B) application to vary the premises licence simultaneously

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.

We Fullers, Smith and Turner plc apply to convert an existing licence to a premises licence under Schedule 8 to the Licensing Act 2003 for the premises described in Part A1 below

Part A1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description	
Aristocrat 1 - 3 Wendover Road	
Post town Aylesbury	Post code HP21 7SZ

Telephone number of premises (if any)

01296415366

Non-domestic rateable value of premises

£ 32,000

Part A2 - Applicant Details

Please state the capacity in which you applying to convert your existing licence

- | | | |
|---|-------------------------------------|-----------------------------|
| a) An individual or individuals | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual | | |
| i) as a limited company | <input checked="" type="checkbox"/> | please complete section (B) |
| ii) as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii) as an unincorporated association | <input type="checkbox"/> | please complete section (B) |
| iv) or other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) a health service body | <input type="checkbox"/> | please complete section (B) |
| g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital | <input type="checkbox"/> | please complete section (B) |
| h) the chief officer of police of a police force in England | <input type="checkbox"/> | please complete section (B) |

(A) INDIVIDUAL APPLICANTS (fill in as applicable)	
TITLE (delete as appropriate): Mr Mrs Miss Ms Other (please state)	
Surname	
First Names	
I am 18 years old or over <input checked="" type="checkbox"/>	
Current postal address if different from premises address	
Post town	Post code
Daytime contact telephone number	
E-mail address (optional)	

SECOND INDIVIDUAL APPLICANT (IF APPLICABLE)	
TITLE (delete as appropriate): Mr Mrs Miss Ms Other (please state)	
Surname	
First Names	
I am 18 years old or over <input checked="" type="checkbox"/>	
Current postal address if different from premises address	
Post town	Post code
Daytime contact telephone number	
E-mail address (optional)	

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In case of a partnership or other joint nature (other than a body corporate), please give the name and address of each party concerned.

Name Fullers, Smith and Turner plc
Address Fullers, Smith & Turner plc Griffin Brewery Chiswick Lane London W4 2QB
Registered number (where applicable) 241882
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) 020 8996 2082
E-mail address (optional) stsmith@tineworld.co.uk

Part A3 - Operating Schedule

If 5,000 or more people attend the premises at any one time, please state the number

n/a

General description of premises (please read guidance note 1)

Traditional Fullers owned and operated Public House, situated on the edge of Aylesbury. Comprised of one bar, one function room, 3 letting rooms. Small patio garden at rear, no parking. Caters for the over 25's offering live bands, discos, karaoke, televised sports, comedy, quiz nights and the usual pub games.

What existing licensable activities are authorised by your existing licence(s)?

Provision of regulated entertainment:

- a) plays
- b) films
- c) indoor sporting events
- d) boxing or wrestling entertainment
- e) live music
- f) recorded music
- g) performances of dance
- h) anything of a similar description to that falling within (e), (f) or (g)

Provision of entertainment facilities for:

- i) making music
- j) dancing
- k) entertainment of a similar description to that falling within (i) or (j)

Provision of late night refreshment

Sale by retail of alcohol

- a) for consumption on the premises
- b) for consumption off the premises

Please state who you wish to be specified to be the premises supervisor under the new licence

Name	Mr Gary Thomas Smith
Address	Aristocrat 1 - 3 Wendover Road Aylesbury HP21 7SZ
Personal Licence number,	Not Known

State any limitations on the hours during which you are permitted by your licence(s) or any additional authorities to conduct licensable activities, including the sale of alcohol.

Sale of Alcohol

The provisions of section 59,60,61 and 63 of the Licensing Act 1964 apply. While it is not a licensable activity the drinking up time is 20 minutes.

Regulated Entertainment

- 1) The playing of recorded music in the premises is permitted 24 hours a day pursuant to section 182 of the licensing act 1964.
- 2) Public Entertainment is allowed from 11:00 – 23:00 Monday to Saturday, and on Sunday 12:00 – 22:30.
- 3) The provision of private entertainment is permitted 24 hours a day pursuant to section 2(2)(b) of the Private Places of Entertainment (Licensing Act) 1967 where adopted by the local council.

Late Night Refreshment

The sale of hot food and drink is permitted up to 30 minutes after the permitted hours for the sale of alcohol end under the provisions of section 1 of the Greater London Council (General Powers) Act 1968 or Section 1 of the Late Night Refreshment Houses Act 1969, whichever applies.

Describe the conditions subject to which your existing licence(s) has/have been granted (please read guidance note 2):

a) General – all four licensing objectives (b,c,d,e)

The existing licence conditions were imposed without reference to the licensing objectives under the Licensing Act 2003. It is inappropriate for us to place these conditions in the specific boxes below as some may relate to all four licensing objectives and some to none.

The following condition is on the public Entertainment Licence:

2: The maximum capacity of the premises is 130 persons.

3: Exits

1X 850mm outward opening door to lobby then by 850mm inward opening door to open air.

The inward opening door is to remain in the open position during any performances.

4x 150mm outward opening doors are to be made easy openable without the aid of a key and the inward opening gates are to be fixed in the inward opening position during any performances.

4: Fire Appliances

2X9 Litre water extinguishers.

1X2.5Kg Carbon Dioxide extinguishers behind bar.

.See list of standard conditions issued by Aylesbury Vale District Council attached to Public Entertainment Licence.

b) The prevention of crime and disorder

None

c) Public safety

None

d) The prevention of public nuisance

None

e) The protection of children from harm

None

	Please tick Y Yes
▪ I have made or enclosed payment of the fee	✓
▪ I have enclosed my existing licence(s) or a certified copy of each licence	✓
▪ I have enclosed a plan of the premises	✓
▪ I have sent copies of this application to the chief officer of police (please read guidance note 3)	✓
▪ I have enclosed the consent form completed by the proposed premises supervisor, if relevant	✓
▪ I have enclosed the consent of the justices' licence holder to my application, if relevant	✓
▪ 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 A4 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent. (Please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature..... *Poppleston Allen*

Date *30/6/09*

Capacity..... *Solicitor for the Applicant*

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (Please read guidance note 6). **If signing on behalf of the applicant please state in what capacity.**

Signature.....

Date

Capacity

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 7)	
Adam Ward - P16354/1015 Poppleston Allen 37 Stoney Street The Lace Market	
Post town Nottingham	Post code NG1 1LS
Telephone number	0115 948 7409
E-mail address (optional)	a.ward@popall.co.uk

PART B - Application to vary a premises licence under the Licensing Act 2003

We Fullers, Smith and Turner Plc being the proposed premises licence holder of an existing licence to be converted under the terms of Schedule 8 to the Licensing Act 2003 apply to vary it under section 34 of the Licensing Act 2003 for the premises described in Part A above.

Part B1 - Variation

Do you want the proposed variation to have effect from the second appointed day? Please tick ✓

If not when do you want the variation to take effect from

Day	Month	Year

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

n/a

Please describe briefly the nature of the proposed variation. (Please read guidance note 8)

1) To extend the hours and permit regulated entertainment, late night refreshment and the sale of alcohol throughout the whole of the premises:

Monday – Thursday 10:00 – 00:30

Friday – Saturday 10:00 – 02:00

Sunday 10:00 – 00:00

And outside those hours on certain notable days.

2) To remove any embedded restrictions which are placed on the licence by virtue of schedule 8, paragraph 6(8) of the Licensing Act 2003 other than the permitted hours as varied by this application.

Part B2 - Operating Schedule

Please complete those parts of the operating schedule which would be subject to change if this application to vary were successful.

What licensable activities do you now intend to conduct on the premises and/or at what varied times do you intend to conduct them ?

(please see section 1 of the Licensing Act 2003 and Schedule 1 to the Licensing Act 2003)

Please tick ✓

Provision of regulated entertainment

Yes

- | | |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input checked="" 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 checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| 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 checked="" 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 checked="" 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)

Please complete Part B3 on this form.

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 10)	Both		
Tue						
Wed				State any seasonal variations for performing plays (please read guidance note 11)		
Thu						
Fri						
Sat				Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sun						

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).	Indoors	✓
Day	Start	Finish		Outdoors	
Mon	12:00	00:00	Please give further details here (please read guidance note 10) To permit the showing of films on occasions to Customers.	Both	
Tue	12:00	00:00			
Wed	12:00	00:00	State any seasonal variations for the exhibition of films (please read guidance note 11) None.		
Thu	12:00	00:00			
Fri	12:00	01:00	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 12) Christmas Eve (10:00-02:00), 24 Hours a day on New Years Eve.		
Sat	12:00	01:00			
Sun	12:00	23:30			

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 10) Traditional pub games which may on occasion attract an audience which may bring it under the authority of the Licensing Act 2003.	
Day	Start	Finish		
Mon	12:00	00:00	State any seasonal variations for indoor sporting events (please read guidance note 11) None.	
Tue	12:00	00:00		
Wed	12:00	00:00		
Thu	12:00	00:00		Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 12) Christmas Eve (10:00-02:00), 24 Hours a day on New Years Eve.
Fri	12:00	01:00		
Sat	12:00	01:00		
Sun	12:00	23:30		

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance note 10)		
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 11)		
Thu					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).	Indoors	✓
				Outdoors	
Day	Start	Finish		Both	
Mon	12:00	00:00	Please give further details here (please read guidance note 10) To permit the occasional performance of live music on the premises as currently allowed by Public entertainment licence.		
Tue	12:00	00:00			
Wed	12:00	00:00	State any seasonal variations for the performance of live music (please read guidance note 11) None.		
Thu	12:00	00:00			
Fri	12:00	01:00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 12) Christmas Eve (10:00-02:00), 24 Hours a day on New Years Eve.		
Sat	12:00	01:00			
Sun	12:00	23:30			

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance note 10)		
Tue					
Wed			State any seasonal variations for playing recorded music (please read guidance note 11)		
Thu					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).		Indoors	
					Outdoors	
					Both	
Day	Start	Finish	Please give further details here (please read guidance note 10)			
Mon						
Tue						
Wed			State any seasonal variations for the performance of dance (please read guidance note 11)			
Thu						
Fri			Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)			
Sat						
Sun						

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing			
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).		Indoors	
					Outdoors	
					Both	
Mon			Please give further details here (please read guidance note 10)			
Tue						
Wed						
Thu			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 11)			
Fri						
Sat			Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 12)			
Sun						

I

Provision of facilities for making music Standard days and timings (please read guidance note 8)			Please give a description of the facilities for making music you will be providing		
			Will the facilities for making music be indoors or outdoors or both – please tick (✓) (please read guidance note 9).		Indoors
					Outdoors
					Both
Day	Start	Finish	Please give further details here (please read guidance note 10)		
Mon			State any seasonal variations for the provision of facilities for making music (please read guidance note 11)		
Tue					
Wed					
Thu					
Fri					
Sat					
Sun					
			Non standard timings. Where you intend to use the premises for the provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		

J

Provision of facilities for dancing Standard days and timings (please read guidance note 1)			Will the facilities for dancing be indoors or outdoors or both – please tick (✓) (see guidance note 9).		Indoors	✓
					Outdoors	
					Both	
Day	Start	Finish	Please give further details here (please read guidance note 10) To Allow customer dancing on the premises as currently allowed by the public entertainment licence.			
Mon	12:00	00:00	State any seasonal variations for providing dancing facilities (please read guidance note 11) None.			
Tue	12:00	00:00				
Wed	12:00	00:00				
Thu	12:00	00:00				
Fri	12:00	01:00				
Sat	12:00	01:00				
Sun	12:00	23:30				
			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 12) Christmas Eve (10:00-02:00), 24 Hours a day on New Year's eve.			

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 8)			<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 (✓) (please read guidance note 9).</u>	Indoor	
				Outdoor	
Mon				Both	
Tue			<u>Please give further details here</u> (please read guidance note 10)		
Wed					
Thu			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J (please read guidance note 11)</u>		
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 J or K at different times to those listed in the column on the left, please list</u> (please read guidance note 12)		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick (✓) (please read guidance note 9).</u>		Indoors	
Day	Start	Finish			Outdoors	
Mon					Both	
Tue			<u>Please give further details here</u> (please read guidance note 10)			
Wed			<u>State any seasonal variations for the provision of late night refreshment (please read guidance note 11)</u>			
Thu						
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 12)			
Sat						
Sun						

M

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption (Please tick box ✓) (please read guidance note 13)	On the premises	
Day	Start	Finish		Off the premises	
Mon	10:00	00:30	State any seasonal variations for the supply of alcohol (please read guidance note 11) None.	Both	✓
Tue	10:00	00:30			
Wed	10:00	00:30			
Thu	10:00	00:30		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 12) Christmas Eve (10:00-02:00). On Commencement of British Summertime the benefit of the clock going forward at 02:00am not 01:00am.	
Fri	10:00	02:00			
Sat	10:00	02:00			
Sun	10:00	00:00			

In all cases please completed boxes N, O P and Q below :

N

Please 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 (please read guidance note 14)
None

O

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variation (please read guidance note 11) None.
Day	Start	Finish	Non standard timings. Where you intend to use 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 12) Christmas Eve (10:00-02:00), to open 24 Hours a day new year's eve.
Mon	10:00	00:30	
Tue	10:00	00:30	
Wed	10:00	00:30	
Thu	10:00	00:30	
Fri	10:00	02:30	
Sat	10:00	02:30	
Sun	11:00	00:30	

P

Please identify any of the conditions, terms or restrictions currently imposed on the converted licence which you believe could be removed as a consequence of the proposed variation you are seeking
 Any restrictions which are placed on the Licence by virtue of Schedule 8 paragraph 6(8) of the Licensing Act 2003 other than the permitted hours for the sale of alcohol as varied by this application.

The restriction on drinking up time is to be replaced with the finish time in Box O.

Q Please describe any additional steps that you intend to take in order to promote the four licensing objectives if the proposed variation is granted:

a) General – all four licensing objectives (b, c, d, e) (please read guidance note 15)

- 1) We will continue to train our staff to the standards required by relevant legislation.
- 2) Fullers operate traditional high quality public houses selling award winning cask ale, good wine and excellent food. There is no intention to deviate from this during the extended hours of operation. The additional hours will themselves promote the licensing objectives particularly in relation to crime and disorder and public nuisance as stated in paragraph 3.29 of the guidance by allowing customers to emerge from the premises at a more gradual rate.
See b), c), d) and e)

b) The prevention of crime and disorder

- 1) The current CCTV system will continue to operate during the additional hours sought.
- 2) We have carefully considered the risks and benefits associated with the extra hours applied for and we believe that because of the character of the premises, and its location, no additional measures are necessary.

c) Public safety

- 1) The premises have a capacity of 130.
- 2) Our staff are fully trained on all safety issues, including fire safety. Regular inspections of the premises undertaken by the management.

d) The prevention of public nuisance

- 1) We have carefully considered the risks and benefits associated with the extra hours and other variations sought and do not believe that any additional measures are necessary to promote this objective.

e) The protection of children from harm

A risk assessment has shown that we do not need to take any further measures beyond the restrictions in the Licensing Act 2003 and the existing training given to staff on the premises.

Part B3 – Premises Supervisor

Full name of proposed designated premises supervisor

No variation is sought to the individual specified in section A3

Address of proposed designated premises supervisor

No variation is sought to the individual specified in section A3

Personal licence number of proposed designated premises supervisor, if any, and issuing authority of the personal licence, if applicable

No variation is sought to the individual specified in section A3

Please tick ✓

Yes

- I enclose the consent form completed by the proposed premises supervisor
- I will give a copy of Part B3 of this application to the chief officer of police (section 37 of the Licensing Act 2003)
- I have sent copies of this application to vary (except Part B3) to responsible authorities and others where applicable (section 34 of the Licensing Act 2003)
- I understand that I must now advertise my application to vary (section 34 of the Licensing Act 2003)
- I understand that if I do not comply with the above requirements my application will be rejected

Part B4 – Signatures (please read guidance note 16)

Signature of applicant (the proposed current premises licence holder) or applicant's solicitor or other duly authorised agent. (See guidance note 17) **If signing on behalf of the applicant please state in what capacity.**

Signature..... *Poppleston Allen*

Date *3rd July 2005*

Capacity..... *Solicitor for the Applicant*

Where the premises licence is jointly held signature of 2nd applicant (the proposed current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 18) **If signing on behalf of the applicant please state in what capacity.**

Signature.....

Date

Capacity

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 19)	
Adam Ward - P16354/1022 Poppleston Allen Solicitors 37 Stoney Street The Lace Market	
Post town Nottingham	Post code NG1 1LS

Notes for Guidance

PART A

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and provide a place for consumption of these off-supplies you must include a description of where the place is and its proximity to the premises.
2. Where the conditions to which your existing licence(s) is granted do not relate solely to any one of the four licensing objectives, please describe such conditions in the general box.
3. The law requires you to send a mandatory copy of this application to the chief officer of police for that area at the same time as sending to the relevant licensing authority.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
7. This is the address we shall use to correspond with you about this application.

PART B

This application cannot be used to vary the licence 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.

8. Please give timings in 24 hour clock and only give details for days of the week when you intend the premises to be used for the activity.
9. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
10. Please 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.
11. For example (but not exclusively), where the activity will occur on additional days during the summer.
12. For example (but not exclusively), where you wish the activity to go on longer on a particular day i.e Christmas Eve.
13. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
14. Please give information about anything to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gambling machines.
15. Please list here steps you will take to promote all four licensing objectives together.
16. The application form must be signed.
17. A applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
18. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
19. This is the address which we shall use to correspond with you about this application.



Certified as a true copy
of the licence.

James Anderson Solicitor
Poppleston Allen Solicitors
Nottingham

Central Buckinghamshire Magistrates Court

Licensing Act, 1964

RENEWAL OF JUSTICES' 'ON' LICENCE

AT THE LICENSING SESSIONS for the Petty Sessional Area of Amersham Magistrates Court

held on the **9th day of February 2004**

The Licensing Justices for the said division hereby grant by way of renewal to

Gary Thomas Smith, Margaret Patricia Van Rensburg

this Justices' 'On' Licence authorising him/her to sell by retail, at the premises,

Aristocrat, 1 - 3 Wendover Road, Aylesbury, Bucks HP21 7SZ

intoxicating liquor of all descriptions for consumption either on or off the premises.

The owners of the premises in respect of which this licence is granted are

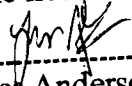
FULLERS INNS

THE GRIFFIN BREWERY, MAWSON LANE, CHISWICK, LONDON, W4

This licence is subject to any conditions/undertakings endorsed on the justices' licence hereby renewed and shall have effect from the date hereof until and including the

Certified as a true copy
of the licence

4th day of April 2007


James Anderson, Solicitor
Poppleston Allen Solicitors
Nottingham



GIVEN under the official seal of the
Licensing Justices which is hereto
affixed under their authority by me,


Form of consent given by the person whom the applicant wishes to be the premises supervisor

I, GARY SMITH

hereby consent to being named as the premises supervisor in a new licence granted under paragraph 4 of Schedule 8 to the Licensing Act 2003

to **Fullers, Smith and Turner Plc** in respect of the application to convert an existing justices' licence, where the holder of the licence has consented to the application being made by the applicant for:

.....THE ANASTOCRAT.....
.....1 LINDSEY RD.....
.....AMERSHAM.....BUCKS.....

Signed: 

Dated: 29.4.05

LICENCE NO: MD231



LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982

RENEWAL LICENCE

THE AYLESBURY VALE DISTRICT COUNCIL of 66 High Street, Aylesbury in the County of Buckinghamshire (hereinafter called "the Council"), in pursuance of the above mentioned Act, and of all other powers in this behalf, HEREBY GRANT THIS RENEWAL LICENCE TO:-

Margaret Van Rensburg

of _____
The Aristocrat, 1 Wendover Road, Aylesbury

(hereinafter called "the Licensee") to keep and use the building and premises (hereinafter called "the Premises") known as:-

The Aristocrat PH

and situate at _____
1 Wendover Road, Aylesbury

for the purpose of public music and dancing subject to the provisions of the said Act and to the Aylesbury Vale District Public Entertainment Licensing Regulations 1999, and to the Schedule of Conditions annexed herewith.

The licence shall remain in force from the 1st January 2005 during the time that the Licensee is in occupation of the said premises and shall expire on the 31st December 2005 unless this Licence is previously revoked in pursuance of the said Act.

Dated

9th December 2004

David Smedley
Head of Environmental Health & Licensing Services

APPENDIX TO SCHEDULE OF CONDITIONS

MD231

IN RESPECT OF **The Aristocrat**
1-5 Wendover Road, Aylesbury,
Buckinghamshire, HP21 7SZ

(THE PREMISES)

1. Hours of Opening

Monday to Saturday: 11.00am to 11.00pm
Sunday: 12.00noon to 10.30pm

2. Maximum Capacity

130 persons

3. Exits

1 x 850mm outward opening door to lobby then by 850mm inward opening door to open air
The inward opening door is to remain in the open position during any performances.
4 x 1500mm outward opening doors are to be made easy openable without the aid of a key
and the inward opening gates are to be fixed in the inward opening position during any
performances.

4. Fire Appliances

2 x 9 litre water extinguishers
1 x 2.5Kg Carbon Dioxide extinguisher behind bar.

5. Other Additional Conditions

None

Burke, Kerryann

From: Churchard, David [dchurchard@buckscc.gov.uk]
Sent: 04 August 2005 12:27
To: Burke, Kerryann
Subject: RE: Representation RE:Licence Application for The Aristocrat Public House

Dear Ms Burke

My Address is 25 Walton Terrace, Aylesbury, Bucks, HP21 7QY

Further to a comment I made in a previous e-mail, I have looked for a notice outside the pub and found one - but it was at the rear of the premises and thus anyone who lives on Walton Road/Walton Street is extremely unlikely to have spotted it. As a result, I am not convinced that many local residents would even be aware of the application and therefore even know to make a representation to you.

I know that you do not make the rules, but it does seem strange that local residents are not automatically informed about applications and that a premises does not have to clearly display signs at all entrances.

Regards

Dave Churchard

-----Original Message-----

From: Burke, Kerryann [mailto:KBurke@aylesburyvaledc.gov.uk]
Sent: 04 August 2005 12:10
To: Churchard, David
Subject: RE: Representation RE:Licence Application for The Aristocrat Public House

Dear Mr Churchard,

Thank you for your e-mail.

Please could I have your address as I have some documentation to send you following your representation.

Regards,

Kerryann Burke

Kerryann Burke
Licensing Admin Assistant
Environmental Health & Licensing Services
Aylesbury Vale District Council
66 High Street
Aylesbury
Bucks
HP20 1SD

Telephone: 01296 585 560
e-mail kburke@aylesburyvaledc.gov.uk

-----Original Message-----

From: Churchard, David [mailto:dchurchard@buckscc.gov.uk]
Sent: 04 August 2005 11:48
To: Licensing Team
Subject: Representation RE:Licence Application for The Aristocrat Public House

Dear Sirs

I am writing to you with regard to the Licence Application as referenced above.

As a resident of the Walton Green area I would like to object to the extension of hours for regulated entertainment, though I have no problems with extended alcohol hours. As far as I am aware the existing licence allows for regulated entertainment up until 12 midnight on Fridays and Saturdays and until 11pm during the week, which I believe are perfectly acceptable, given the location of the establishment.

Whilst the pub is considerate of its neighbours, the noise caused by the entertainment on offer can be considerable, particularly during the summer months when all the doors and windows are open. As this is primarily a residential area, I do not believe that it would be appropriate to extend the hours for live music, DJs or Karaoke until 2am on Fridays and Saturdays and at least midnight the rest of the week. There are plenty of pubs etc. in the centre of town which can provide such entertainment and are more suitable as they are not within residential areas.

I look forward to hearing from you with your decision in the near future.

Yours faithfully

Mr D Churchar
Information Analyst
School Management Support Team
Buckinghamshire County Council

Visit our Web Site : <http://www.buckscc.gov.uk>

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APPENDIX 3

Existing permitted hours and activities

The premises may sell alcohol for consumption on and off the premises during the following hours:

Monday to Saturday 10.00 a.m. to 11.00 p.m.
Sunday 12.00 mid-day to 10.30 p.m.

And regulated entertainment:

Monday to Saturday 11.00am to 11.00pm
Sunday 12 Mid-day to 10.30pm

Variation application

The application relates to the extension of the terminal hour for the sale of alcohol and the provision of regulated entertainment and late night refreshment.

Sale of alcohol: (Both on and off the premises)

Monday to Thursday 10.00am to 12.30am
Friday to Saturday 10.00am to 02.00am
Sunday 10.00am to 12.00am

Regulated Entertainment:

(Live Music, Films and Indoor Sporting events) (Indoors)

Monday to Thursday 10.00am to 12.00am
Friday to Saturday 10.00am to 01.00am
Sunday 10.00am to 11.30am

Hours open to the public

Monday to Thursday 10.00am to 12.30am
Friday to Saturday 10.00am to 02.30am
Sunday 10.00am to 12.30am

Non standard timings:

- Christmas Eve 10.00am to 02.00am
- New Years Eve 24 hours