

APPENDIX B
Agenda Item No. 5

Director of Community Services

**APPLICATION FROM THE EMPERORS
LOUNGE AYLESBURY UNDER THE
LICENSING ACT 2003 FOR CONVERSION AND
VARIATION OF PREMISES LICENCE**

Local Member: Councillor K Turner

1. THE APPLICATION

Applicant(s): Mr John Martin

Premises: Emperors Lounge, 31 Buckingham Street, Aylesbury, HP20 2LA

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

➤ **Environmental Health –**

Their representation is under the heading of “prevention of public nuisance”. The representation is attached as Appendix 4.

Thames Valley Police – No representation

Bucks Fire and Rescue – 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.

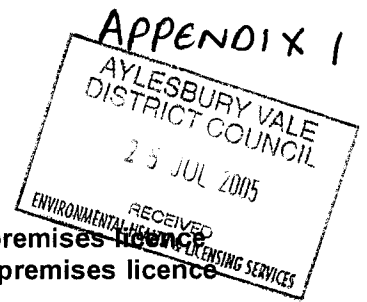
4. GENERAL INFORMATION

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.



(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

*£250 Banded
25.7.05*

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

I Mr John Martin 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	
Emperors Lounge 31 Buckingham Street	
Post town Aylesbury	Post code HP20 2LA

Telephone number of premises (if any) 01296 399144

Non-domestic rateable value of premises £ 14,000

Part A2 - Applicant Details

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

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)	
TITLE (delete as appropriate): Mr Mrs Miss Ms Other (please state)	
Surname	Martin
First Names	John
I am 18 years old or over	<input checked="" type="checkbox"/>
Current postal address if different from premises address	
Emperors Lounge 31 Buckingham Street	
Post town Aylesbury	Post code HP20 2 La
Daytime contact telephone number	01296 399144
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
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

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)

Style Bar with a restaurant area situated in town centre trades to business people during the day and evenings across the board locals and people travelling to Aylesbury. Trade is split 70/30 in favour of wet. The house serves cocktails which accounts for 10% of the wet trade

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 John Martin
Address	c/o Emperors Lounge 31 Buckingham Street Aylesbury HP20 2 La
Personal Licence number, if known	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 sections 59,60,61,63 of the Licensing Act 1964 apply ie normal permitted

While it is not a licensable activity the drinking up time is 20 minutes

Regulated Entertainment

The playing of recorded music in the premises is permitted 24 hours a day pursuant to section 182 of the Licensing Act 1964

The provision of private entertainment for private gain is permitted 24 hours a day pursuant to section 2(2)(b) of the Private Places of Entertainment (Licensing Act) 1967 if the council have adopted the Private Place of Entertainment Act 1967.

Late Night Refreshment

The sale of hot food and drink to non-residents is permitted up to 30 minutes after the permitted hours for the sale of alcohol end under the provisions of section 1 of The Late Night Refreshment Houses Act 1969

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)

None

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

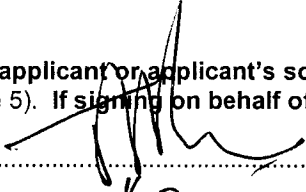
None

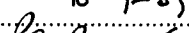
	Please tick Y Yes
▪ I have made or enclosed payment of the fee	✓
▪ I have enclosed my existing licence(s) or a certified copy of each licence	✓
▪ I have enclosed a plan of the premises	✓
▪ I have sent copies of this application to the chief officer of police (please read guidance note 3)	✓
▪ I have enclosed 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	✓

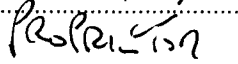
IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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 

Date 

Capacity 

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)	
Tara Woolley - P19728/2 Poppleston Allen 37 Stoney Street The Lace Market	
Post town Nottingham	Post code NG1 1LS
Telephone number	0115 9538500
E-mail address (optional)	t.wooley@popall.co.uk

IF YOU WISH TO APPLY SIMULTANEOUSLY FOR A VARIATION OF THE PREMISES LICENCE IF IT IS CONVERTED FROM YOUR EXISTING LICENCE(S) UNDER SECTION 34 OR 37 OF THE LICENSING ACT 2003, NOW COMPLETE PART B OF THIS FORM.

IF YOU DO NOT WISH TO APPLY SIMULTANEOUSLY FOR A VARIATION OF THE PREMISES LICENCE IF IT IS CONVERTED FROM YOUR EXISTING LICENCE(S), YOU SHOULD LEAVE PART B BLANK.

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

I Mr John Martin 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 and the sale of alcohol throughout the whole of the premises from 10.00am to 01.00am the following morning on Mondays – Thursdays, from 10.00am – 02.00am the following morning on Fridays and Saturdays and from 11.00am 00.00 on Sundays
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, save as otherwise indicated.

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 type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input 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 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				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)		
Sat						
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			Please give further details here (please read guidance note 10)	Both		
Tue						
Wed				State any seasonal variations for the exhibition of films (please read guidance note 11)		
Thu						
Fri				Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sat						
Sun						

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 10)					
Day	Start	Finish						
Mon			State any seasonal variations for indoor sporting events (please read guidance note 11)					
Tue								
Wed								
Thu						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)		
Fri								
Sat								
Sun								

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	
Day	Start	Finish		Outdoors	
Mon			Both		
Tue			Please give further details here (please read guidance note 10)		
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	✓
Day	Start	Finish		Outdoors	
Mon	10:00	01:00	Both		
Tue	10:00	01:00	Please give further details here (please read guidance note 10) Bands etc		
Wed	10:00	01:00	State any seasonal variations for the performance of live music (please read guidance note 11)		
Thu	10:00	01:00			
Fri	10:00	02:00	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)		
Sat	10:00	02:00			
Sun	11:00	00:00	New Years Eve - from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day. An additional hour to the standard and non-standard times on the day when British Summertime commences.		

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	
Day	Start	Finish		Outdoors	
Mon			Both		
Tue			Please give further details here (please read guidance note 10)		
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	
Day	Start	Finish	Both		
Mon			Please give further details here (please read guidance note 10)		
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	
Mon			Both		
Tue			Please give further details here (please read guidance note 10)		
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					

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		
Mon			Please give further details here (please read guidance note 10)	
Tue				
Wed			State any seasonal variations for the provision of facilities for making music (please read guidance note 11)	
Thu				
Fri			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)	
Sat				
Sun				

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		
Mon	10:00	01:00	Please give further details here (please read guidance note 10) Dancing by customers	
Tue	10:00	01:00		
Wed	10:00	01:00	State any seasonal variations for providing dancing facilities (please read guidance note 11)	
Thu	10:00	01:00		
Fri	10:00	02:00	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)	
Sat	10:00	02:00		
Sun	11:00	00:00	New Years Eve - from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day. An additional hour to the standard and non-standard times on the day when British Summertime commences.	

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	
Mon				Outdoor	
Tue			<u>Please give further details here (please read guidance note 10)</u>	Both	
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 (please read guidance note 12)</u>		
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	<u>Please give further details here (please read guidance note 10)</u>	Outdoors		
Mon				Both		
Tue			<u>State any seasonal variations for the provision of late night refreshment (please read guidance note 11)</u>			
Wed						
Thu			<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 (please read guidance note 12)</u>			
Fri						
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	
				Both	✓
Mon	10:00	01:00	State any seasonal variations for the supply of alcohol (please read guidance note 11) None		
Tue	10:00	01:00			
Wed	10:00	01:00			
Thu	10:00	01:00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 12)		
Fri	10:00	02:00			
Sat	10:00	02:00			
Sun	11:00	00:00	An additional hour to the standard and non-standard times on the day when British Summertime commences.		

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)
Day	Start	Finish	
Mon	10.00	01.30	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) New Years Eve - from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day. An additional hour to the standard and non-standard times on the day when British Summertime commences.
Tue	10.00	01.30	
Wed	10.00	01.30	
Thu	10.00	01.30	
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 condition limiting the times alcohol can be sold, late night refreshment provided or regulated entertainment provided.

Any restrictions which are placed on the licence by virtue of Schedule 8 paragraph 6 (8) of the Licensing Act 2003, except:-

- 1) The extended permitted hours for the sale and consumption of alcohol and provision of regulated entertainment on New Years Eve/New Years Day
- 2) On commencement of British Summertime, the benefit of the clock going forward at 2:00am, instead of 1:00am GMT

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)

- We have carefully considered the risks and benefits associated with the extra hours and other variations applied for and do not believe that any additional measures are necessary to promote the licensing objectives
- We will continue to train our staff to the standards required by relevant legislation
- The style and operation will not differ significantly during the extended hours. The additional hours sought will of themselves promote the licensing objectives as stated in paragraph 3.29 eg the Guidance, in allowing customers to emerge from the premises at a more gradual rate

b) The prevention of crime and disorder

See box a) above

c) Public safety

See box a) above

d) The prevention of public nuisance

See box a) above

e) The protection of children from harm

See box a) above

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

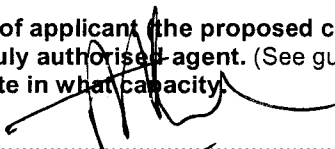
Please tick ✓

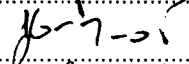
- I enclose the consent form completed by the proposed premises supervisor
- I will give a copy of Part B3 of this application to the chief officer of police (section 37 of the Licensing Act 2003)
- I have sent copies of this application to vary (except Part B3) to responsible authorities and others 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

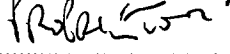
Yes ✓

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 

Date 

Capacity 

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)	
Tara Woolley - P19728/3 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.



TW
5208

Central Buckinghamshire Magistrates Court

Licensing Act, 1964

TRANSFER OF JUSTICES' 'ON' LICENCE

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

held on the **17th day of January 2005**

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

John Alan James Martin

this Justices' 'On' Licence authorising him/her, in substitution for

Greta Mary Gee

who holds a licence in respect of the premises mentioned below, authorising him/her to sell by retail at the premises situated at

Emperors Lounge, 31 Buckingham Street, Aylesbury, Bucks HP20 2LA

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

MR ERIC AND MRS VINIEN MASULLO

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

4th day of April 2007

or earlier upon
implementation of
Licensing Act 2003

Certified as a true copy
of the licence

Andrew Grimsey, Solicitor
Poppleston Allen Solicitors
Nottingham

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

Justices' Chief Executive

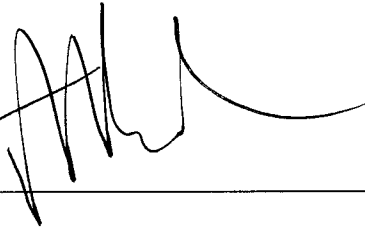
Clerk to the Licensing Justices.



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

I, John Martin 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 John Martin in respect of the application to convert an existing justices' licence held by the applicant for Emperors Lounge, 31 Buckingham Street, Aylesbury, HP20 2LA if that application is successful.

Signed: _____



Dated: _____

16-7-05

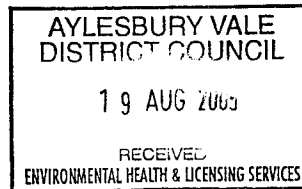
PROCES

APPENDIX 2

**Aylesbury Old Town Resident's Association,
18, St Mary's Square, Aylesbury, Bucks HP20 2JJ**

Peter Seal,
Licensing Officer,
Aylesbury Vale District Council,
66, High Street,
Aylesbury,
Bucks
HP20 1SD

18th August 2005



Dear Mr Seal,

RE: EMPERORS LOUNGE

Being premises within the Aylesbury inner relief road, to which the Special Saturation Policy for Aylesbury Town Centre applies under section 7 of the AVDC Licensing Policy, the Association (in accordance with para. 3.19 of DCMS Guidance on the 2003 Licensing Act) asks the Authority *not* to approve alteration of the existing premises licence to extend the current hours of operation.

Extension of these hours is likely to add to disorder and disturbance in the town centre late at night and in the early hours of the morning. It is hard to see how addition to the cumulative capacity of licensed premises open late at night in Aylesbury Town Centre can fail to further increase the growth of nuisance and disorder recorded by Thames Valley Police, which (as indicated in Appendix 6 to the Policy) corresponds not only to the number but also to the *duration* of late night licences. It is imperative the Council assists the protection of town centre residents against this potential growth in anti-social behaviour.

A copy of this letter is being sent for information to Councillor Keith Turner, to Inspector Gary Thorne of Thames Valley Police and to Town Councillor Steven Mitchell.

Yours sincerely,

Rachel Ashby
(Chairman, AOTRA)

B25

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 am to 11.00pm
Sunday	12.00 Mid-day to 10.30 p.m.

Variation application

The application relates to a change of hours for the sale of alcohol and the provision of regulated entertainment as follows:

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

Monday to Thursday	10.00am to 01.00am
Friday to Saturday	10.00am to 02.00am
Sunday	11.00am to 00.00am

Regulated Entertainment:
(Live Music) Indoors

Monday to Thursday	10.00am to 01.00am
Friday to Saturday	10.00am to 02.00am
Sunday	11.00am to 00.00am

Hours open to the public

Monday to Thursday	10.00am to 01.30am
Friday to Saturday	10.00am to 02.30am
Sunday	11.00am to 00.30am

Non standard timings:

- New Years Eve – from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.
- An additional hour to the standard and non standard times on the day when British Summertime Commences.

MEMORANDUM

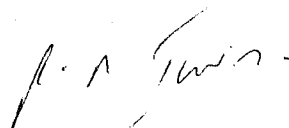
To: Licensing Services Manager	From: Paul Irwin Environmental Health and Licensing Services
	Tel Ext: 5081
	Date 5/8/05
Ref:	Ref: RQS/05/01668

**Licensing Act 2003.
Variation.
Emperors Lounge, 31 Buckingham Street, Aylesbury**

I make representation regarding the above.

There is an application for daily live music and dancing until at least 01:00 and no mitigating measures under the heading of "prevention of public nuisance".

At this stage, I do not wish to recommend conditions.



Paul Irwin
District Environmental Health Officer

AYLESBURY VALE DISTRICT COUNCIL

Department of Community Services

Please ask for: Paul Irwin
Direct Line: (01296) 585081
Switchboard: (01296) 585858
Minicom Line: (01296) 585055
Email: pirwin@aylesburyvaledc.gov.uk

Our Ref:
Your Ref: TW/DF/P19728-3 Doc Ref: 2142815194



5 August 2005

Poppleston Allen Solicitors
37 Stoney Street, The Lace Market
Nottingham
NG1 1LS

FILE COPY

Dear Ms Woolley

Licensing Act 2003. Variation. Emperors Lounge, 31 Buckingham Street, Aylesbury

I am a consultee regarding the above (the "Health and Safety" consultation copy was forwarded to me by Chiltern District Council).

The requested variations regarding live music and facilities for dancing are significant and of concern under the heading of "prevention of public nuisance". Noise disturbance issues do not seem to have been addressed even though there is residential accommodation in the vicinity and complaints were received when the premises were used for band practice.

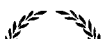
I will have to formally object. You may wish to revise the application. I would be pleased to visit and discuss possible mitigation measures such as noise limiters but the noise breakout from the premises may necessitate limiters being set at a low level.

Please contact me if you should require any further information.

Yours sincerely

Paul Irwin
District Environmental Health Officer

B28

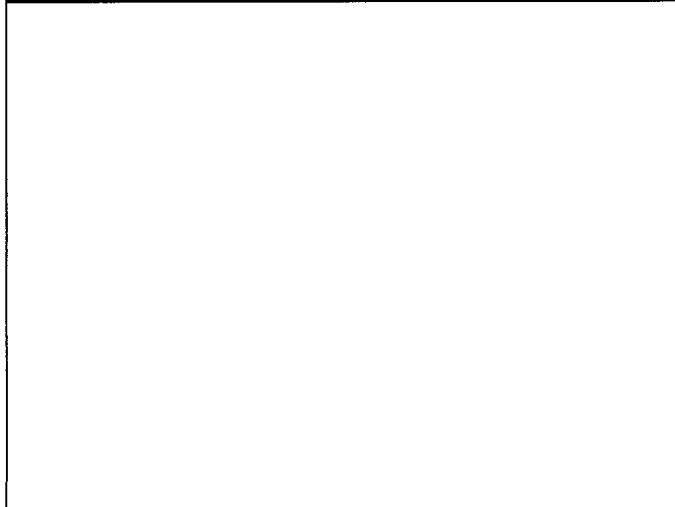


The Emperor's Lounge

31 Buckingham Street, Aylesbury, Bucks HP20 2NQ



Legend



Km 0.01 0.02 0.03 0.04 0.05 0.06 0.07 0.08

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Organisation	AVDC
Department	Licensing
Comments	05/01296/LAPRE
Date	31 August 2005