



**NOTICE OF REPRESENTATION AND
EVIDENCE BUNDLE BY
NOTTINGHAMSHIRE POLICE:
APPLICATION FOR A GRANT OF A
PREMISE LICENCE AT
FIRST POST
BROOK STREET
SUTTON IN ASHFIELD**

DATE: 11TH DECEMBER 2020



**NOTTINGHAMSHIRE
POLICE**
PROUD TO SERVE

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Notification to Licensing Authority of Representation under Licensing Act 2003

1. Name of Responsible Authority making representation:

- a. Your name: **C Ansty**
[Senior Licensing Officer, County Licensing, for and on behalf of the Chief Constable]
- b. Your address: **Nottinghamshire Police Headquarters**
HQ (CJ) Liquor Licensing
Mansfield Police Station
Great Central Road
Mansfield
Nottinghamshire
NG18 2HQ
- c. Your phone number: **101 extn 3101039**
- d. Your e-mail address: **michelle.white1039@nottinghamshire.pnn.police.uk**
[Contact at County Licensing]

2. Please identify the application you wish to make a representation about.

- a. Name and address of application premises:

The First Post
16 Brook Street
Sutton In Ashfield
Nottinghamshire
NG17 1AL

- b. Nature of application: **Grant of Premises Licence**

3. Which of the licensing objectives does your representation relate to? Please delete as appropriate ².

- a. The Prevention of Crime and Disorder**
b. Protection of Children from Harm

Details of the representation(s)

4. Please give details of your representation(s) including details as to why you feel the application would be unlikely to promote the objective(s) you have ticked above and including as much evidence as possible in support of your representation. Please continue on a separate sheet if necessary.

The application is for the grant of a premises licence offering Regulated Entertainment, Late Night Refreshment and the sale of alcohol on Monday

to Sunday from 09:00am until 03:00am with opening hours of 09:00am until 03:30am.

The premise is briefly described as a Public House in Section 5 of the application form. The premise has previously been being used as a Premier E-Cig shop. It is situated on Brook Street, Sutton in Ashfield near to the pedestrianized market area. It has businesses on both sides and a residential flat above and other residential properties close by. There are also a number of other licensed premises within the vicinity offering sale of alcohol and regulated entertainment. The agent dealing with application, Mr Rathore has verbally suggested that the premise will be primarily a gin and ale bar and not a usual vertical drinking establishment, however there is no fixed seating marked on the plan to suggest it will operate other than a vertical drinking establishment.

It is the view of Nottinghamshire Police that there could be provision for a licensed premises to be within this part of the town offering the sale of alcohol for on sales, along with regulated entertainment, however, to ensure the licensing objectives are not undermined, it is vital that specific safeguards are put in place especially with regard to preventing crime and disorder and the protection of children from harm, as mentioned within 2.8 of the Councils statement of licensing policy, that the premises do not have a negative impact on members of the public who live and work within that area.

Ashfield District Council's statement of licensing policy states at 2.1 in exercising their functions under the licensing act 2003, licensing authorities must have regard to the licensing objectives as set out in section 4 of the act.

Ashfield District Council's policy also states at 2.6 the promotion of the licensing objectives is paramount consideration for the authority.

Some of the information provided within the operating schedule (Section M of the application form) does relate to safeguards which Nottinghamshire Police would require in order to ensure the premises promotes the four licensing objectives in terms of licence conditions, which includes CCTV operating, and a Challenge 21 age verification policy. However, Nottinghamshire Police are of the opinion that this application in its entirety does not promote the licensing objectives, in particular the prevention of crime and disorder, and will add to the negative impact already experienced in Sutton Town Centre in respect of the later times requested for licensable activity to take place, mainly the sale of alcohol.

Nottinghamshire Police would like to see the operating schedule address important factors such as SIA registered door supervisors to be appointed at specific times, and for the sale of alcohol and closing time to be reduced from the proposed time of 3am and 3.30am.

In view of this and the interests of the wider community, it is the opinion of the Police that the only way that this premises will not have a negative effect, and will not undermine the licensing objectives, is if the conditions below are placed upon the premise licence and a reduction in the times Licensable activity can take place, with a reduction in the time it is to cease.

The Police reserve the right to:

- bring further evidence of the Licensing Objectives being undermined to any subsequent panel hearing and to provide live oral evidence to this effect.
5. If you are suggesting that conditions should be attached to any licence granted please give the wording of the proposed condition(s) and state why you feel they are necessary and proportionate. Please continue on a separate sheet if necessary.
- **Two suitably trained and licensed SIA door supervisors shall be on duty on Friday and Saturday from 21:00 until the premises close when the premises are engaging in licensable activities past 23:00. A bound and sequentially paginated book or electronic record containing names, addresses and full SIA licence number(s) of door supervisors shall be maintained and kept for a period of twelve months and be available for inspection by the police or any other authorised person upon request. This condition may be disapplied by written agreement with the Police 2 working days prior to the date and time of the disapplication and such written agreement retained at the premises.**
 - **A bound and sequentially paginated incident book or electronic record shall be kept to record all instances of disorder, damage to property and personal injury at the premises. This book shall be made available for inspection and copying by the Police or any other authorised person upon request and all such books shall be retained at the premises for at least 12 months.**
 - **No customers carrying open bottles upon entry shall be admitted to the premise at any time the premise is open to the public.**
 - **Alcoholic and other drinks may not be removed from the premise in open containers save for consumption in any external area provided for that purpose.**
 - **A Challenge 25 scheme shall operate at the premises. Any person who appears to be under 25 years of age shall not be allowed to purchase alcohol unless they produce an acceptable form of photo identification. (e.g. passport, driving licence, Military ID or PASS accredited card).**

Nottinghamshire Police would also like to propose the following times for the requested licensable activity:

Films

Monday – Sunday 0900 – 0130

Plays

Monday – Sunday 0900 – 0130

Indoor Sporting events

Monday – Sunday 0900 – 0130

Live Music

Monday – Sunday 0900 – 0130

Recorded Music

Monday – Sunday 0900 – 0130

Performances of Dance

Monday – Sunday 0900 – 0130

Anything of a similar Description

Monday – Sunday 0900 – 0130

Late Night Refreshment

Monday – Sunday 2300 – 0130

Supply of Alcohol (on and off)

Monday – Sunday 0900 – 0130

Hours open to the Public

Monday – Sunday 0900 – 0200

6. Please indicate any parts of the Licensing Authority's Statement of Policy that you feel may be relevant to your representation ³.

Indication of those relevant parts will be given in addition to those above, in a Panel Hearing.

7. Please indicate any parts of the Guidance issued under S.182 of the licensing Act 2003, which you feel may be relevant to your representation ⁴.

Indication of those relevant parts will be given within a Panel Hearing.

8. As you have made a representation the Application may need to be determined at a hearing of the Licensing Committee or one of its Panels. At this stage would you intend to attend such a hearing⁵? Please circle as appropriate.

Yes

No

9. If you intend to attend any hearing that may be held it would be helpful at this stage if you could give an indication as to how long you think you would need to make your representation(s).

Not Known

Signed: C Ansty, Senior Licensing Officer, County Licensing for and on behalf of the Chief Constable]

Date: 12TH November 2020

c.c. – Mr Walaiti Rathore, walaiti.rathore@licensinglawconsultancy.co.uk

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.

I/We Trebor Deas Ltd

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
The First Post 16 Brook Street Sutton in Ashfield Nottingham			
Post town		Postcode	NG17 1AL

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£7,600

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- | | | |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv 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 ☐ 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 in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒

I am making the application pursuant to a

statutory function or ☐

a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/>		Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over		<input type="checkbox"/> Please tick yes	
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
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 the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Trebor Deas Ltd
Address
92 Rolleston Drive Arnold Nottingham
NG5 7JP
Registered number (where applicable)
09039437

Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
A	S	A P

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

Public House

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

--

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- | | |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input checked="" 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) ☒
- g) performances of dance (if ticking yes, fill in box G) ☒
- h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) ☒

Provision of late night refreshment (if ticking yes, fill in box I) ☒

Supply of alcohol (if ticking yes, fill in box J) ☒

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	09:00	03:00			
Tue	09:00	03:00			
Wed	09:00	03:00			
			State any seasonal variations for performing plays (please read guidance note 5)		
Thur	09:00	03:00			
Fri	09:00	03:00			
			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 6)		
Sat	09:00	03:00			
			If applicable, an additional hour to the standard and non-standard times on the day when British summertime comences.		
Sun	09:00	03:00			
			From the standard start timing on 31 st December to the standard start time on the 1 st January.		

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4) Occasional exhibition of films.		
Mon	09:00	03:00			
Tue	09:00	03:00			
Wed	09:00	03:00			
Thur	09:00	03:00	<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Fri	09:00	03:00			
Sat	09:00	03:00	<u>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</u> (please read guidance note 6) If applicable, an additional hour to the standard and non-standard times on the day when British summertime comences.		
Sun	09:00	03:00			
			From the standard start timing on 31 st December to the standard start time on the 1 st January.		

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4) Occasional games usually played on licensed premises.
Day	Start	Finish	
Mon	09:00	03:00	
Tue	09:00	03:00	<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed	09:00	03:00	
			<u>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</u> (please read guidance note 6)
Thur	09:00	03:00	
Fri	09:00	03:00	If applicable, an additional hour to the standard and non-standard times on the day when British summertime commences.
Sat	09:00	03:00	
			From the standard start timing on 31 st December to the standard start time on the 1 st January.
Sun	09:00	03:00	

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Wed					
Thur					
			<u>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</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4) Occasional unamplified and amplified music by various artists/groups.		
Mon	09:00	03:00			
Tue	09:00	03:00			
			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Wed	09:00	03:00			
Thur	09:00	03:00			
			<u>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</u> (please read guidance note 6) If applicable, an additional hour to the standard and non-standard times on the day when British summertime comences. From the standard start timing on 31 st December to the standard start time on the 1 st January.		
Fri	09:00	03:00			
Sat	09:00	03:00			
Sun	09:00	03:00			

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	09:00	03:00			
Tue	09:00	03:00			
Wed	09:00	03:00			
Thur	09:00	03:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Fri	09:00	03:00			
Sat	09:00	03:00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun	09:00	03:00			
			If applicable, an additional hour to the standard and non-standard times on the day when British summertime commences.		
			From the standard start timing on 31 st December to the standard start time on the 1 st January.		

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4) Occasional performance of dance by various artists/groups.		
Mon	09:00	03:00			
Tue	09:00	03:00			
Wed	09:00	03:00			
			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur	09:00	03:00			
Fri	09:00	03:00			
			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	09:00	03:00			
			If applicable, an additional hour to the standard and non-standard times on the day when British summertime commences.		
Sun	09:00	03:00			
			From the standard start timing on 31 st December to the standard start time on the 1 st January.		

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing	
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors <input checked="" type="checkbox"/>
Mon	09:00	03:00		Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Tue	09:00	03:00	<u>Please give further details here</u> (please read guidance note 4)	
Wed	09:00	03:00		
Thur	09:00	03:00	<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)	
Fri	09:00	03:00		
Sat	09:00	03:00	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)	
Sun	09:00	03:00	If applicable, an additional hour to the standard and non-standard times on the day when British summertime commences. From the standard start timing on 31 st December to the standard start time on the 1 st January.	

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	23:00	03:00			
Tue	23:00	03:00			
Wed	23:00	03:00			
Thur	23:00	03:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Fri	23:00	03:00			
Sat	23:00	03:00	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 6)		
Sun	23:00	03:00			
			If applicable, an additional hour to the standard and non-standard times on the day when British summertime comences.		
			From the standard start timing on 31 st December to the standard start time on the 1 st January.		

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – <u>please tick</u> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	09:00	03:00			
Tue	09:00	03:00			
Wed	09:00	03:00			
Thur	09:00	03:00	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 6)		
Fri	09:00	03:00			
Sat	09:00	03:00	If applicable, an additional hour to the standard and non-standard times on the day when British summertime commences.		
Sun	09:00	03:00			
			From the standard start timing on 31 st December to the standard start time on the 1 st January.		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Mr Saeed Rafique	
Date of birth 08/05/1971	
Address 12 Kirtle Close Nottingham	
Postcode	NG8 5HB
Personal licence number (if known) 148478	
Issuing licensing authority (if known) Nottingham City Council	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

As far as the applicant is aware none of the proposed activities should give rise to concern in respect of children.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6) If applicable, an additional hour to the standard and non-standard times on the day when British summertime comences. From the standard start timing on 31 st December to the standard start time on the 1 st January.
Mon	09:00	03:30	
Tue	09:00	03:30	
Wed	09:00	03:30	
Thur	09:00	03:30	
Fri	09:00	03:30	
Sat	09:00	03:30	
Sun	09:00	03:30	

M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

The premises will operate in accordance with all relevant legislation.

The premises will liaise and co-operate with the Responsible Authorities.

b) The prevention of crime and disorder

A CCTV system with recording equipment must be installed and maintained at the premises and operated with cameras in positions agreed with the Police. All recordings used in conjunction with CCTV must:

- Be of evidential quality in all lighting conditions;
- Indicate the correct time and date; and
- Be retained for a period of 31 consecutive days.

c) Public safety

The premises will operate in accordance with all relevant legislation which promotes the prevention of public safety objective. For example, the Health & Safety and Food Safety legislation

The premises will liaise and co-operate with the Responsible Authorities.

d) The prevention of public nuisance

The premises will operate in accordance with all relevant legislation which promotes the prevention of public nuisance objective. For example, Environmental Protection Act 1990.

Arrangements for the storage and disposal of refuse will not cause a nuisance.

The premises will liaise and co-operate with the Responsible Authorities.

e) The protection of children from harm

A Challenge 21 scheme must operate at the premises. Any person who appears to be under 21 years of age must not be served alcohol unless they produce an acceptable form of identification (passport, photo driving licence, Military Identity card or PASS accredited card).

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. ☒
- I have enclosed the plan of the premises. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☐
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ☒
- I understand that I must now advertise my application. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15). ☐

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I
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	<p>am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</p> <ul style="list-style-type: none"> • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	Licensing Law Consultancy
Date	15 October 2020
Capacity	Authorised Agent

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)

Walaiti Rathore
Licensing Law Consultancy
3 The Triangle
NG2 Business Park
Queens Drive

Post town	Nottingham	Postcode	NG2 1AE
Telephone number (if any)	0115 784 3822		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
walaiti.rathore@licensinglawconsultancy.co.uk			

Notes for Guidance

1. 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.
2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or

- (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
- 3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
- 4. For example the 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.
- 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
- 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- 7. Please give 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.
- 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
- 9. Please give 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 or the presence of gaming machines.
- 10. Please list here steps you will take to promote all four licensing objectives together.
- 11. The application form must be signed.
- 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
- 14. This is the address which we shall use to correspond with you about this application.
- 15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or

- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the

person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:

- (i) working e.g. employment contract, wage slips, letter from the employer,
- (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
- (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
- (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Consent of individual to being specified as premises supervisor

Mr Saeed Rafique

[full name of prospective premises supervisor]

of

12 Kirtle Close
Nottingham

NG8 5HB

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

New Premises Licence

[type of application]

by

Trebor Deas Ltd

[name of applicant]

relating to a premises licence

[number of existing licence, if any]

for

The First Post
16 Brook Street
Sutton in Ashfield
Nottingham

NG17 1AL

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

Trebor Deas Ltd

[name of applicant]

concerning the supply of alcohol at

The First Post
16 Brook Street
Sutton in Ashfield
Nottingham

NG17 1AL

[name and address of premises to which application relates]

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

148478

[insert personal licence number, if any]

Personal licence issuing authority

Nottingham City Council

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



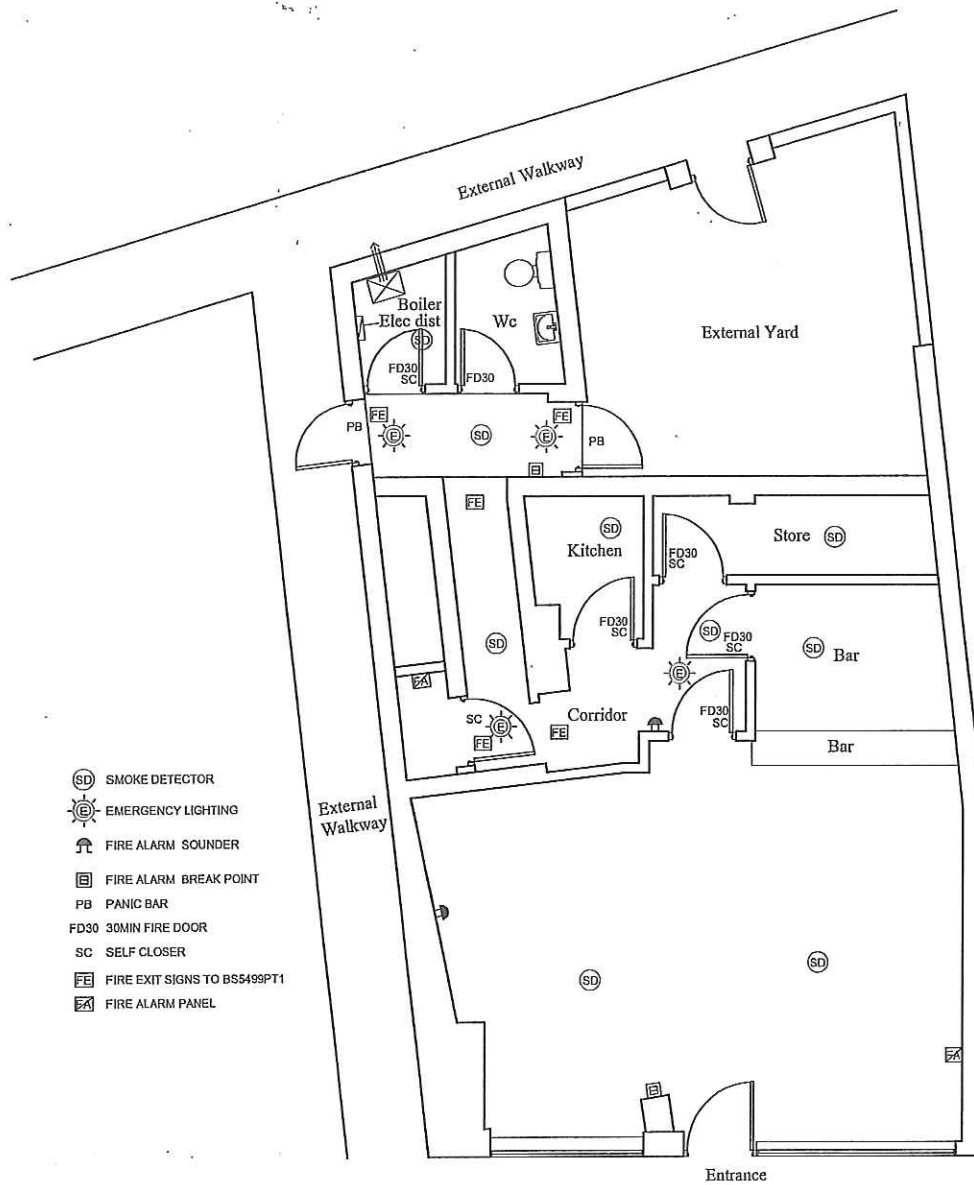
Name (please print)

Mr Saeed Rafique

Date

05th October 2020

ALL DIMENSIONS TO BE CHECKED ON SITE BY CONTRACTOR.



Rev	Description	Date	By

DWG TITLE	FLOOR PLAN
	THE FIRST POST
	16 BROOK STREET
	SUTTON-IN-ASHFIELD
	NOTTS
	NG17 1AL
Client	A RAFIQUE
SCALE	1:100@A4
DATE	SEPT '20
DRAWING No.	POST-01 REV
ISSUE	PLANNING

SCALE
1:100

0 1m 2m 3m 4m 5m 10m

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RESTRICTED (when complete)

MG11 2015

WITNESS STATEMENT***CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1***

URN

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Statement of: Mark Antony DICKSON

Age if under (if over 18 insert 'over

18: Over 18 18')

Occupation: Police Inspector 3794

This statement (consisting of 3 pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false or do not believe to be true.

Signature: M. Dickson

Date:

26th of November

2020

Tick if witness evidence is visually recorded

☐

(supply witness details on rear)

I am a Police Inspector with Nottinghamshire Police and my current role is that of District Commander for Ashfield, this includes Hucknall, Kirkby in Ashfield, Sutton in Ashfield areas, including their town centres.

As a police officer I am fully conversant with the issues of crime and anti-social behaviour that have been, and continue to be, addressed by partners, stakeholders, the community and those within the policing family.

As the District Commander I am responsible for managing the policing response to crime and disorder within the district. This includes identifying crime trends and working with partners across the community safety partnership to set policing priorities. These priorities are set by analysing police incidents and intelligence on a daily basis and comparing these with concerns regularly raised by the local community. It is my aim to set policing strategies that help Nottinghamshire Police to deliver a service that works for local people, with my primary focus being to keep people safe. As a result I have an interest in the operation of all the licensed premises within in the district, particularly

Signature: M. Dickson

Signature witnessed by:

RESTRICTED (when complete)

those where the sale of alcohol contributes to the high levels of crime, disorder, anti-social behaviour and public nuisance that exists within that and adjacent communities.

I have been made aware than an application has been submitted for The First Post public house, 16 Brook Street, Sutton in Ashfield. This premise is on the edge of Sutton in Ashfield town centre, with residential areas close by.

Sutton in Ashfield does not currently have the infrastructure to support intoxicated customers beyond 2am, and I understand there is no intention for this to be arranged to accompany this application. There are no direct transport links to enable customers to get home safely, no night time guardians that have been so valuable in Nottingham City Centre and Mansfield town centre.

It is my view, that if this application were granted, there would be intoxicated and therefore often vulnerable people in the town centre with no support, creating the opportunity for nuisance, crime and disorder.

Such incident would create significant policing challenges and demands for the local police. Sutton in Ashfield has no dedicated night time economy policing team and there is no local infrastructure of local support, such as Street Marshalls/Pastors.

I have serious concerns that the granting of the application will:

- a) have a negative effect on the community.
- b) have a negative impact on the already high levels of anti-social behaviour, crime, disorder and nuisance; and
- c) undermine what we and our partners are trying to achieve.

Sutton town centre traditionally has a high rate of crime, including anti-social behaviour, public order and violence. Whilst this has reduced during the COVID pandemic, we need to be mindful of the longer term impacts, especially when normality resumes. Should the venue arrange for adequate door security staffing and seek to

Signature: M. Dickson

Signature witnessed by: _____

Continuation of Statement of: Mark Antony Dickson

Page No 3 of 3

close at similar times as other premises in the area, these risks would be mitigated somewhat.

Signed - M.DICKSON

Signature: M. Dickson Signature witnessed by: _____

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WITNESS STATEMENT*CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1*

URN

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Statement of: Michelle White

Age if under 18: over 18 (if over 18 insert 'over 18')

Occupation: Licensing Enforcement Officer

This statement (consisting of 11 pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false or do not believe to be true.

Signature: Michelle White

Date: 27/11/2020

Tick if witness evidence is visually recorded

☐

(supply witness details on rear)

1. I am a Police Licensing Officer for Nottinghamshire Police based at Mansfield Police Station. My role is to monitor incidents and liaise with Designated Premises Supervisors (DPS), Premises Licence holders, door supervisors and partner agencies to work in partnership to reduce alcohol related violence and disorder incidents within licensed premises. I have been employed in this role since September 2020, previous to this role I worked for a Local Authority in their Licensing Department.
2. I make this statement in respect of a notice of representation that was submitted by Nottinghamshire Police on 12th November 2020 in relation to an application for the grant of a premise licence known as The First Post, at 16 Brook Street Sutton in Ashfield Nottinghamshire NG17 1AL.
3. On 15th October 2020 I was made aware of the application for a new premises licence for The First Post, 16 Brook Street Sutton in Ashfield Nottinghamshire NG17 1AL. On reading the application I noted the following:
 - The application was in the name of Trebor Deas Ltd

Signature: Michelle White

Signature witnessed by: _____

- The proposal was to carry on a business which involves the use of the premises for licensable activities.
- The type of business is for a public house.
- The proposed opening hours of the premises are Monday to Sunday 09:00 – 03:30 with non-standard timings on all licensable activities of an additional hour to the standard and non-standard time on the day when British summertime commences. Also from the standard start time on 31st December to the standard start time on the 1st January
- Sale of alcohol is proposed on Monday to Sunday 09:00 – 03:00
- Plays is proposed on Monday to Sunday 09:00 – 03:00
- Films is proposed on Monday to Sunday 09:00 – 03:00
- Indoor Sporting Events is proposed on Monday to Sunday 09:00 – 03:00
- Live Music is proposed on Monday to Sunday 09:00 – 03:00
- Recorded music is proposed on Monday to Sunday 09:00 – 03:00
- Performance of Dance is proposed on Monday to Sunday 09:00 – 03:00
- Anything of a similar description is proposed on Monday to Sunday 09:00 – 03:00
- Late Night Refreshment is proposed on Monday to Sunday 23:00 – 03:00

The First Post is located on the outskirts of Sutton Town Centre; it is situated on Brook Street, Sutton in Ashfield near to the pedestrianized market area. It has businesses on both sides, a residential flat above and other residential properties close by. Sutton has a moderately busy night time economy; this accommodates a number of other licenced premises offering sale of alcohol and regulated entertainment within the vicinity.

Signature: Michelle White

Signature witnessed by: _____

Currently the latest live licence in Sutton Town Centre belongs to The Nags Head Public House on Low Street and is the nearest licensed venue to this premise. The other licensed premises within the vicinity have closing times varying between midnight and 01:00 hours. The concerns I have should the application be granted in its entirety is the impact to the immediate area. I foresee a rise in incidents of crime and disorder, noise accumulating from the premises and the patrons using this venue and patrons being unable able to leave the area effectively. Nottinghamshire Police are of the opinion that the application is lacking in detail on the precise nature of the proposed activities which would help to alleviate concerns from interested parties and how the business will promote the licensing objectives. The plan included with the application shows an external yard but it has not been made clear the intention of use for this area. If it is to be used as an external smoking area, there will need to be measures in place to prevent this causing a nuisance or disturbance which has not been addressed within the application. If this area is not going to be used by the public, there will be no provisions for an outdoor smoking area which would lead us to believe that patrons will be smoking on the front of the premises which is directly on to the pavement. The agent dealing with application, Mr Rathore has verbally suggested that the premise will be primarily a gin and ale bar and not a usual vertical drinking establishment, however there is no fixed seating marked on the plan to suggest it will operate other than a vertical drinking establishment.

I produce a list of licensed premises within the vicinity including their terminal times for your information as exhibit MW01

4. As a result of this application to object to the grant of a premise licence I have reviewed all Police interactions with the premises since the application was received on 15th October 2020 to 25th November 2020.

Signature: Michelle White

Signature witnessed by: _____

Police Interactions with the applicant's solicitor on behalf of the applicant

5. On 4th November 2020 at 13:22 hours I contacted by email the applicant's solicitor, Mr Walaiti Rathore of Licencing Law Consultancy, 3 The Triangle, NG2 Business Park, Queens Drive, Nottingham. NG2 1AE. I refer to this as exhibit MW02.
6. After reviewing the application, the local area and other licensed premises within the vicinity I have concerns regarding the operating hours of the premise. All other licensed premises within this market place terminal hour is around 02:00 hours and I would expect any new applications in that area to coincide with this timing. Historically, when there was a licensed venue on/ or close to the market place, the area suffered higher than normal levels of ASB and disorder, therefore to avoid these issues I suggested amending the times to be 1:00am for the last sale of alcohol, with closing up at 01:30am.
7. Nottinghamshire Police welcome variation applications to extend opening hours of premises once the premises licence holder has demonstrated by the licence holder they can operate safely, responsibly and within the law at all times.

The purpose of the email dated 4th November 2020 to Mr Rathore was to explain these concerns. I requested reducing the operating hours to 01:00 hours for the sale of alcohol, with closing at 01:30 hours. Further to this, to propose conditions which would be placed upon the premises licence. These were not too dissimilar from the information that was supplied within the operating schedule within the application.

The conditions I proposed were:

- a) *A CCTV system with recording equipment shall be installed and recorded on the plan appended to the licence. The system shall be installed prior to the premises carrying out licensable activities and maintained in accordance with the system.*

Signature: Michelle White

Signature witnessed by: _____

All recordings used in conjunction with CCTV shall:

- be of evidential quality*
- Cover the point of sale, and entrance and exit*
- indicate the time and date*
- be retained for a period of 31 days*
- Sufficient staff will be trained to use the system*
- The original images will be made available for inspection immediately upon the request of Police officers, or other authorised officers.*
- Copies of recordings shall be provided in a format which can be viewed on readily available equipment without the need for specialist software.*

b) All members of staff shall be fully trained in the retail sale of alcohol. The training shall be ongoing and each member of staff shall be reviewed every six months.

All details of the level of training shall be recorded in a bound and sequentially paginated book or electronic record. This information shall be made available for inspection and copying by the Police or any other authorised person on request and all such books shall be retained at the premises for at least 12 months.

c) Two suitably trained and licensed SIA door supervisors shall be on duty on Friday and Saturday evening from 21:00 until the premises close. A bound and sequentially paginated book or electronic record containing names, addresses and full SIA licence number(s) of door supervisors shall be maintained and kept for a period of twelve months and be available for inspection by the police or any other authorised person upon request.

This condition may be disapplied by written agreement with the Police at least 1 to 2 working days prior to the date and time of the disapplication and such written agreement retained at the premises.

Signature: Michelle White

Signature witnessed by: _____

- d) *A bound and sequentially paginated incident book or electronic record shall be kept to record all instances of disorder, damage to property and personal injury at the premises. This book shall be made available for inspection and copying by the Police or any other authorised person upon request and all such books shall be retained at the premises for at least 12 months.*
- e) *No customers carrying open bottles upon entry shall be admitted to the premise at any time the premise is open to the public.*
- f) *Alcoholic and other drinks may not be removed from the premise in open containers save for consumption in any external area provided for that purpose.*
- g) *A Challenge 25 scheme shall operate at the premises. Any person who appears to be under 25 years of age shall not be allowed to purchase alcohol unless they produce an acceptable form of photo identification. (e.g. passport, driving licence, Military ID or PASS accredited card).*

The conditions that Nottinghamshire Police wishes to impose are in accordance with this policy, reflect the local Crime Prevention strategies and are selected from an agreed pool of conditions used by all authorities across Nottinghamshire.

These conditions are a direct link with the premise and applicant to the licensing objectives, the conditions for CCTV and door supervision will ensure the premises are able to manage crime and disorder effectively and the condition for challenge 25 will ensure the protection of children from harm.

8. On 6th November 2020 at 12:39 hours Mr Rathore contacted me via telephone in relation to my email dated 4th November 2020 containing the proposed conditions. We discussed the proposed conditions and how I feel these are required for this type of premise in this area with the times requested. Mr Rathore verbally agreed with the majority of the conditions but was mindful of the cost implications. Further

Signature: Michelle White

Signature witnessed by: _____

to our call I received an email from Mr Rathore on 6th November 2020 at 13:27 outlining our discussion and confirming his position. Mr Rathore expressed concerns to me regarding the cost to the business in relation to use of door supervisors on such a small premise. Mr Rathore provided information on the current climate and the effect the pandemic is having on licensed premises. He made comment to the fact we are facing an unprecedented time for all and there have been suggestions that local authorities and the police should be taking a pragmatic approach to licensing matters currently affecting all our licensed premises.

However there have been no amendments to the licensing objectives and what we must consider appropriate, proportionate, and necessary measures to uphold these objectives.

Nottinghamshire Police have a duty of care to protect the public from harm caused by people drinking to excess within the licensed premises and as such we feel the conditions being imposed are in line with the Licensing Act 2003. Nottinghamshire Police are keen to support new businesses and will make compromises wherever possible therefore I advised Mr Rathore I would liaise with Kate Ansty the Senior Licensing Officer and contact him again.

I produce an email as exhibit MW03 for your reference.

9. On 11th November 2020 at 09:43 I sent an email to Mr Rathore with some amended proposals after speaking with the Senior Licensing Officer and taking Mr Rathores comments into consideration. Having been mindful to the current situation with the pandemic, I further compromised with Mr Rathore and agreed additional amendments to the already proposed conditions. In this email I have asked for the premises to close at 02:00 hours with the last sale of alcohol at 01:30 hours. I also

Signature: Michelle White

Signature witnessed by:

agreed to his request for non-standard timings and to amend the age verification policy from Challenge 25 to Challenge 21. The email also outlined an amended version of the door supervisor condition which Nottinghamshire Police believe will be vital to uphold the licensing objectives. The condition is as follows;

Two suitably trained and licensed SIA door supervisors shall be on duty on Friday and Saturday from 21:00 until the premises close when the premises are engaging in licensable activities past 23:00 hours. A bound and sequentially paginated book or electronic record containing names, addresses and full SIA licence number(s) of door supervisors shall be maintained and kept for a period of twelve months and be available for inspection by the police or any other authorised person upon request.

This condition may be disapplied by written agreement with the Police two working days prior to the date and time of the disapplication and such written agreement retained at the premises.

Nottinghamshire Police are fully supportive of well managed premises and give applicants the opportunity in their initial licence period to demonstrate their commitment to providing a positive impact to the community and successful strategies, policies and procedures. If the venue demonstrates the use of best practice, works in partnership with agencies the applicant is welcome to apply for a variation of their licence to remove conditions they feel are burdensome or having a detrimental effect on the business. I have explained this verbally to the applicant during these negotiations. I produce an email as exhibit MW04

10. On 12th November 2020 at 17:02 hours, I submitted a notice of representation to the licensing section, of Ashfield District Council due to Mr Rathore and I being unable to reach a compromise on the door supervisor condition and reduction in times of licensable activities. Within this document are suggestions of times that

Signature: Michelle White

Signature witnessed by: _____

Nottinghamshire Police are of the opinion will not undermine the licensing objectives, along with the suggestion of conditions that would complement the contents of the operating schedule completed.

11. On 17th November 2020 at 15:50 I received an email from Mr Rathore in reply to my email dated 11th November. Mr Rathore gave details of the current upheaval being experienced by the licensing trade due to Covid 19 Pandemic and reiterated previous points he had made. I am of the opinion that I had made good progress in negotiating conditions that are appropriate and proportionate. I was disappointed after the compromises I made were refused, and his comment that the door supervisor condition 'is a non-starter' for his client. He continued to comment on the economic challenges that licensed premises face at this time. In this email Mr Rathore has provided some photographs of the premise showing its intended layout. I produce an email with photographs as exhibit MW05.
12. On 25th November 2020 at 14:10 hours I visited the area around Brook Street. My intention was to become aware of which premises surrounded The First Post, and what infrastructure was in place to support a licensed premises operating until 03:30hrs within the night time economy. This visit was to obtain a full understanding of its location, entrances and exits, proximity to the market area, travel provisions and other local licensed premises. Whilst there I viewed the signage which has been erected on the front of the premise. I looked through the window and could see some chairs and stools, but noted that the premise seemed in a state of repair with ceiling tiles hanging down. I walked around to the rear of the property though a small alleyway to the external yard that is accessed from the left hand side of the building. I was unable to access the yard due to the gate being locked but could see clearly through the trellis attached to the boundary brick wall. Within this area was a

Signature: Michelle White

Signature witnessed by: _____

door to the rear of the premise, the floor looked recently concreted and looked as if it could possibly be used as a smoking solution/ beer garden for patrons to use. Also within this area I noted there was a CCTV camera fitted. After observing this area, I am more convinced of the need for door supervision for both inside the premises and outside if it is to be used for licensable activities. This has not been addressed within the application and if this area was to be used I would have expected this to have been incorporated.

13. From my experience and knowledge of the area it is my opinion that there is no immediate transport provision within the late night infrastructure to accommodate customers leaving the premises at the late terminal hour as applied for. The nearest taxi rank is located on Fox Street approximately quarter of a mile away through the main town centre. The bus station is within the same area as the taxi rank and at 01:00 hours busses cease to operate. The consequences of not addressing these matters before the business commences means the premise will contribute to the levels of crime and disorder in the area by having intoxicated patrons leaving their premise who will then flow on to the street causing problems for residents. The late hours requested in the licence will also attract revellers later in the evening after all others have closed. This will lead to a large number of more intoxicated people congregating at the premise later in the evening with no measures of how they will leave the town centre. I produce photographs as exhibits MW06

Summary

Nottinghamshire Police and Mr Rathore on behalf of his client, Trebor Deas Ltd, are unable to reach a compromise on the reduction in times and conditions relating to door supervisor. I wish to see well managed premises within the county and I

Signature: Michelle White

Signature witnessed by: _____

Continuation of Statement of: Michelle White

consider I do promote new applications and businesses in the area, as my attempts to negotiate the application show, but public safety must remain paramount. These amendments to the operating schedule would alleviate the concerns of Nottinghamshire Police and aid in the running of a successful business.

Nottinghamshire Police are of the opinion that the recommended conditions and reduction in hours would be ample measures for the applicant to uphold the licensing objectives.

Signature: Michelle White

Signature witnessed by: _____

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EXHIBIT

MW01

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Licensed Premises around Sutton Town Centre and Market Area - Terminal Time of Sale of Alcohol

Name and Address	Premises Type	Terminal Time of Licensable Activity
JD Wetherspoon Picture House, Fox Street, NG17 1DA	Pub with no condition for Door Supervisors but voluntarily employ them	Monday to Friday 00.00 to 00.30 09.00 to 00.00 Saturday & Sunday 00.00 to 01.00 09.00 to 00.00
The Nags Head, Low Pavement, NG17 1DH	Pub with condition for two Door Supervisors at weekends	Monday to Sunday 00:00 to 02:30 10:00 to 00:00
The Devonshire Arms, High Pavement, NG17 1DT	Pub with condition for Door Supervisors at Police discretion	Monday to Saturday 00.00 to 01.00 10.00 to 00.00 Sunday 00.00-01.00 11.00 to 00.00
St Joseph's Social Club, High Pavement, NG17 1EE	Club with no condition for Door Supervisors	Monday to Saturday 11:00 to 23:00 Sunday 12:00 to 22:30
New Cross, 167 Outram Street, NG17 4FU	Pub with no condition for Door Supervisors	Monday to Friday 07.00 to 00.00 Saturday & Sunday 00.00 to 01.00 07.00 to 00.00
White Swan, Devonshire Square NG17 1AJ	Pub with no condition for Door Supervisors	Monday to Friday 09.30 to 00.00 Saturday 00.00 to 01.30 09.30 to 00.00 Sunday 00.00 to 01.30 12.00 to 00.00

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EXHIBIT

MW02

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White, Michelle

From: White, Michelle
Sent: 04 November 2020 13:22
To: 'walaiti.rathore'
Cc: Dickson, Mark, Insp3794
Subject: The First Post, 16 Brook Street, Sutton In Ashfield NG17 1AL

Good afternoon Mr Rathore

Nottinghamshire Police have received your application for a new premises licence at the above address. After reviewing your application, the local area and other licensed premises within the vicinity we have concerns regarding the operating hours of the premise. All other licensed premises within this market place area close around 2am and we would expect any new applications in that area to coincide with this timing. Historically, when there was a licensed venue on/ or close to the market place, the area suffered higher than normal levels of ASB and disorder, therefore to avoid these issues I recommend amending the times to be 1:00am for the last sale of alcohol, with closing up at 01:30am.

We welcome variation applications to extend opening hours of premises once it has been demonstrated by the licence holder they can operate safely, responsibly and within the law at all times.

I would like to propose the following conditions are attached to your licence with your agreement. Some of these conditions have been included within the operating schedule of the application form and some are recommended by the police to ensure the licensing objectives are being upheld and beneficial for dealing with issues which may arise within your premise.

1. A CCTV system with recording equipment shall be installed and recorded on the plan appended to the licence. The system shall be installed prior to the premises carrying out licensable activities and maintained in accordance with the system.
2. All recordings used in conjunction with CCTV shall:
 - be of evidential quality
 - Cover the point of sale, and entrance and exit
 - indicate the time and date
 - be retained for a period of 31 days
 - Sufficient staff will be trained to use the system
 - The original images will be made available for inspection immediately upon the request of Police officers, or other authorised officers.
 - Copies of recordings shall be provided in a format which can be viewed on readily available equipment without the need for specialist software.
3. All members of staff shall be fully trained in the retail sale of alcohol. The training shall be ongoing and each member of staff shall be reviewed every six months. All details of the level of training shall be recorded in a bound and sequentially paginated book or electronic record. This information shall be made available for inspection and copying by the Police or any other authorised person on request and all such books shall be retained at the premises for at least 12 months.
4. Two suitably trained and licensed SIA door supervisors shall be on duty on Friday and Saturday evening from 21:00 until the premises close. A bound and sequentially paginated book or electronic record containing names, addresses and full SIA licence number(s) of door supervisors shall be maintained and kept for a period of twelve months and be available for inspection by the police or any other authorised person upon request.
 This condition may be disapplied by written agreement with the Police at least 1 to 2 working days prior to the date and time of the disapplication and such written agreement retained at the premises.
5. A bound and sequentially paginated incident book or electronic record shall be kept to record all instances of disorder, damage to property and personal injury at the premises. This book shall be made available for inspection and copying by the Police or any other authorised person upon request and all such books shall be retained at the premises for at least 12 months.

6. No customers carrying open bottles upon entry shall be admitted to the premise at any time the premise is open to the public.
7. Alcoholic and other drinks may not be removed from the premise in open containers save for consumption in any external area provided for that purpose.
8. A Challenge 25 scheme shall operate at the premises. Any person who appears to be under 25 years of age shall not be allowed to purchase alcohol unless they produce an acceptable form of photo identification. (e.g. passport, driving licence, Military ID or PASS accredited card).

I understand these times are very uncertain and unprecedented for businesses and they may wish to apply for more than normal due to the pandemic, in light of this the conditions above are what we feel are appropriate and proportionate to a licensed premise operating within this area.

If you have any questions or queries please do not hesitate to contact me.

I look forward to hearing from you.

Kind regards

Mrs Michelle White
Licensing Enforcement Officer
County Licensing
Local Policing Unit (Licensing)
Nottinghamshire Police
Mansfield Police Station
Great Central Road
Mansfield
Nottinghamshire
NG18 2HQ
Tel: 101 extension
Email: michelle.white@nottinghamshire.police
Mobile:



EXHIBIT

MW03

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White, Michelle

From: Walaiti Rathore
Sent: 06 November 2020 13:27
To: White, Michelle
Subject: RE: The First Post, 16 Brook Street, Sutton In Ashfield NG17 1AL

Dear Michelle,

Thank you very much for the email below and for taking my call today.

As mentioned, we are always happy to work in partnership and negotiate an agreement which all parties can work with rather than get stuck in how legal arguments might pan out in a hearing. Thank you also for your pragmatic approach.

You will have seen daunting reports from trade organisations and in the media of city premises facing collapse due to COVID related costs; they simply cannot operate viably due to the costs of measures necessary and other COVID related restrictions. All the indicators disturbingly suggest this is only the start of the crisis and things will only get worse with many businesses struggling to cope and keep staff on. There are serious concerns of towns and cities becoming deserted.

With significantly increasing costs due to COVID and extreme challenges to run a viable business, it is very easy to run a strong argument that it would be inappropriate and disproportionate for speculation based conditions which would add unnecessary operational costs.

These operators will of course work with you should there ever be an issue. You also have the added protection of enforcement and reviews powers which, past record confirms, the Police have used very successfully to deal with premises which stray out of line.

This is not to be dismissive of your suggested conditions.

In fact, it is likely that the applicant will agree to most of your conditions (I am awaiting their reply).

However, we will not be able to accept the door staff condition for the reasons discussed but would be happy to look at the "cognisance/risk assessment" type condition which you mentioned.

In addition, it would be appropriate and consistent for the hours to be at least the same as the hours of other late bars mentioned in your email.

Finally, we would like to keep the age verification condition at challenge 21. Nottinghamshire and City Police have always accepted my reasons for this.

Subject to final instructions from the client, it is very likely that we will be able to reach an agreement on the above basis.

I hope all this seems fair and balanced.

I look forward to hearing from you and thank you for your help.

Kind regards.

Walaiti

Walaiti Rathore
Managing Director

Licensing Law Consultancy
3 The Triangle,
NG2 Business Park,
Queens Drive,
Nottingham,
NG2 1AE

DD:
M:
E: walaiti.rathore

www.licensinglawconsultancy.co.uk

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From: White, Michelle
Sent: 04 November 2020 13:22
To: Walaiti Rathore
Cc: Dickson; Mark, Insp3794
Subject: The First Post, 16 Brook Street, Sutton In Ashfield NG17 1AL

Good afternoon Mr Rathore

Nottinghamshire Police have received your application for a new premises licence at the above address. After reviewing your application, the local area and other licensed premises within the vicinity we have concerns regarding the operating hours of the premise. All other licensed premises within this market place area close around 2am and we would expect any new applications in that area to coincide with this timing. Historically, when there was a licensed venue on/ or close to the market place, the area suffered higher than normal levels of ASB and disorder, therefore to avoid these issues I recommend amending the times to be 1:00am for the last sale of alcohol, with closing up at 01:30am. We welcome variation applications to extend opening hours of premises once it has been demonstrated by the licence holder they can operate safely, responsibly and within the law at all times.

I would like to propose the following conditions are attached to your licence with your agreement. Some of these conditions have been included within the operating schedule of the application form and some are recommended by the police to ensure the licensing objectives are being upheld and beneficial for dealing with issues which may arise within your premise.

1. A CCTV system with recording equipment shall be installed and recorded on the plan appended to the licence. The system shall be installed prior to the premises carrying out licensable activities and maintained in accordance with the system.
2. All recordings used in conjunction with CCTV shall:
 - be of evidential quality
 - Cover the point of sale, and entrance and exit
 - indicate the time and date
 - be retained for a period of 31 days
 - Sufficient staff will be trained to use the system
 - The original images will be made available for inspection immediately upon the request of Police officers, or other authorised officers.

- Copies of recordings shall be provided in a format which can be viewed on readily available equipment without the need for specialist software.
3. All members of staff shall be fully trained in the retail sale of alcohol. The training shall be ongoing and each member of staff shall be reviewed every six months. All details of the level of training shall be recorded in a bound and sequentially paginated book or electronic record. This information shall be made available for inspection and copying by the Police or any other authorised person on request and all such books shall be retained at the premises for at least 12 months.
 4. Two suitably trained and licensed SIA door supervisors shall be on duty on Friday and Saturday evening from 21:00 until the premises close. A bound and sequentially paginated book or electronic record containing names, addresses and full SIA licence number(s) of door supervisors shall be maintained and kept for a period of twelve months and be available for inspection by the police or any other authorised person upon request.
This condition may be disapplied by written agreement with the Police at least 1 to 2 working days prior to the date and time of the disapplication and such written agreement retained at the premises.
 5. A bound and sequentially paginated incident book or electronic record shall be kept to record all instances of disorder, damage to property and personal injury at the premises. This book shall be made available for inspection and copying by the Police or any other authorised person upon request and all such books shall be retained at the premises for at least 12 months.
 6. No customers carrying open bottles upon entry shall be admitted to the premise at any time the premise is open to the public.
 7. Alcoholic and other drinks may not be removed from the premise in open containers save for consumption in any external area provided for that purpose.
 8. A Challenge 25 scheme shall operate at the premises. Any person who appears to be under 25 years of age shall not be allowed to purchase alcohol unless they produce an acceptable form of photo identification. (e.g. passport, driving licence, Military ID or PASS accredited card).

I understand these times are very uncertain and unprecedented for businesses and they may wish to apply for more than normal due to the pandemic, in light of this the conditions above are what we feel are appropriate and proportionate to a licensed premise operating within this area.

If you have any questions or queries please do not hesitate to contact me.

I look forward to hearing from you.

Kind regards

Mrs Michelle White
Licensing Enforcement Officer
County Licensing
Local Policing Unit (Licensing)
Nottinghamshire Police
Mansfield Police Station
Great Central Road
Mansfield
Nottinghamshire
NG18 2HQ
Tel: 101 extension
Email: _____
Mobile: _____



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MW04

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From: White, Michelle <michelle.white@nottinghamshire.nhs.uk>

Sent: 11 November 2020 09:43

To: Walaiti Rathore <walaiti.rathore@nottinghamshire.nhs.uk>

Subject: RE: The First Post, 16 Brook Street, Sutton In Ashfield NG17 1AL

Good morning Walaiti

Thank you for your email. I have discussed all of the below proposals with the Senior Licensing Officer and I am pleased to inform you that we are able to compromise further since our last discussion. I will list the amendments below.

In relation to the operating times, I am able to offer a further 30 minutes to the previous stated times. This would mean the latest sale of alcohol and regulated entertainment and late night refreshment would cease at 01:30am with the premises closing up at 02:00am.

We will allow the request of non-standard timings to remain at 03:00am on those occasions stated within the application form.

Unfortunately, the SIA condition is difficult to dilute, but I have tried to be flexible and ensure the condition is relevant to this premises, therefore I would like to propose:

- Two suitably trained and licensed SIA door supervisors shall be on duty on Friday and Saturday from 21:00 until the premises close when the premises are engaging in licensable activities past 23:00. A bound and sequentially paginated book or electronic record containing names, addresses and full SIA licence number(s) of door supervisors shall be maintained and kept for a period of twelve months and be available for inspection by the police or any other authorised person upon request.

This condition may be disapplied by written agreement with the Police 2 working days prior to the date and time of the disapplication and such written agreement retained at the premises.

I can accept the amendment to the age condition and approve the Challenge 21 scheme to replace the Challenge 25 requirement.

I hope this further information will aid your client in their response.

Kind regards

Mrs Michelle White
Licensing Enforcement Officer
County Licensing
Local Policing Unit (Licensing)
Nottinghamshire Police
Mansfield Police Station
Great Central Road
Mansfield
Nottinghamshire
NG18 2HQ
Tel: 101 extension 2222
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MW05

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White, Michelle

From: Walaiti Rathore <walaiti.rathore@...>
Sent: 17 November 2020 15:50
To: White, Michelle
Cc: J.Alison
Subject: RE: The First Post, 16 Brook Street, Sutton In Ashfield NG17 1AL
Attachments: IMG_2142.jpg; IMG_2149.jpg

Hi Michelle

Hope you are well and keeping safe.

I refer to your recent emails including the one attaching your representation.

However, I thought it would be more helpful to reply to your email below as it is the up to date position on where we are in terms of our negotiations.

I am also copying in Julian as I am hoping to reach an agreement with you both in relation to your representations.

The sticking point here is the door supervisor condition which is a non-starter for the applicant and I am hoping we can find a way around this which works for all parties.

You will recall that I made the following points previously:

You will have seen daunting reports from trade organisations and in the media of city premises facing collapse due to COVID related costs; they simply cannot operate viably due to the costs of measures necessary and other COVID related restrictions. All the indicators disturbingly suggest this is only the start of the crisis and things will only get worse with many businesses struggling to cope and keep staff on. There are serious concerns of towns and cities becoming deserted.

With significantly increasing costs due to COVID and extreme challenges to run a viable business, it is very easy to run a strong argument that it would be inappropriate and disproportionate for speculation based conditions which would add unnecessary operational costs.

These operators will of course work with you should there ever be an issue. You also have the added protection of enforcement and reviews powers which, past record confirms, the Police have used very successfully to deal with premises which stray out of line.

You will be aware that the National IOL conference took place last week and one of the loudest message was that responsible authorities will be need to be more sympathetic and supportive towards applications post COVID. There is a need more than ever before to look past the usual policies and approaches towards licensing and certainly not pursue speculation based conditions which are not evidence based.

It was also said that licensing was always supposed to be light touch and permissive and now more than ever there is a need for suspension of normal assumptions about how applications are approached. Putting normal preferences aside to give businesses a chance could be the difference between survival or not. This means putting aside the normal hoops you might expect people to go through and to be more supportive. There are many provisions in the Licensing Act to restore balance if ever required.

Against this background, I wanted to provide additional information regarding the premises and style of operation which will hopefully alleviate your concerns.

70 The first and perhaps most significant point to note is that these are very small premises and I have been advised that the capacity is just 40 with seating provided for 32 people.

The target clientele has been described as "high end...professionals looking for a wind down in a relaxed environment". To create the desired environment there will be no "draught" beer on offer, for example.

The applicant has stated the following:

"the ambiance we are trying to create is a place where we would like to go and chill out, we want friendly people in the bar that come to chat and chill rather than people who just come in to get drunk., Those kind of people won't like it as it will not be there scene. We are trying to go for the 40's plus kind of clientele"

Please see attached photos taken during the current fit out works which will give you an idea what the premises will look like and what they are creating.

The application form does not lend itself to give a true picture of the premises/styles of operation. Whilst we have applied for regulated entertainment for flexibility these premises do not lend themselves to type of entertainment that may normally give you cause for concern.

It is incredibly brave for new applicants to make such investments when the economy is on its knees with the hospitality sector shrinking and they should be supported.

I hope the above will alleviate your concerns and that you will be able to support the application without overly burdensome conditions and/or which would cause an unnecessary financial burden for this type of operation i.e. the door supervisor condition. As mentioned previously, we would be happy to consider the "cognisance/risk assessment" type door supervisor condition instead which would give you some control and would be more appropriate/proportionate.

I look forward to hearing from you.

Many thanks.

Kind regards.

Walaiti

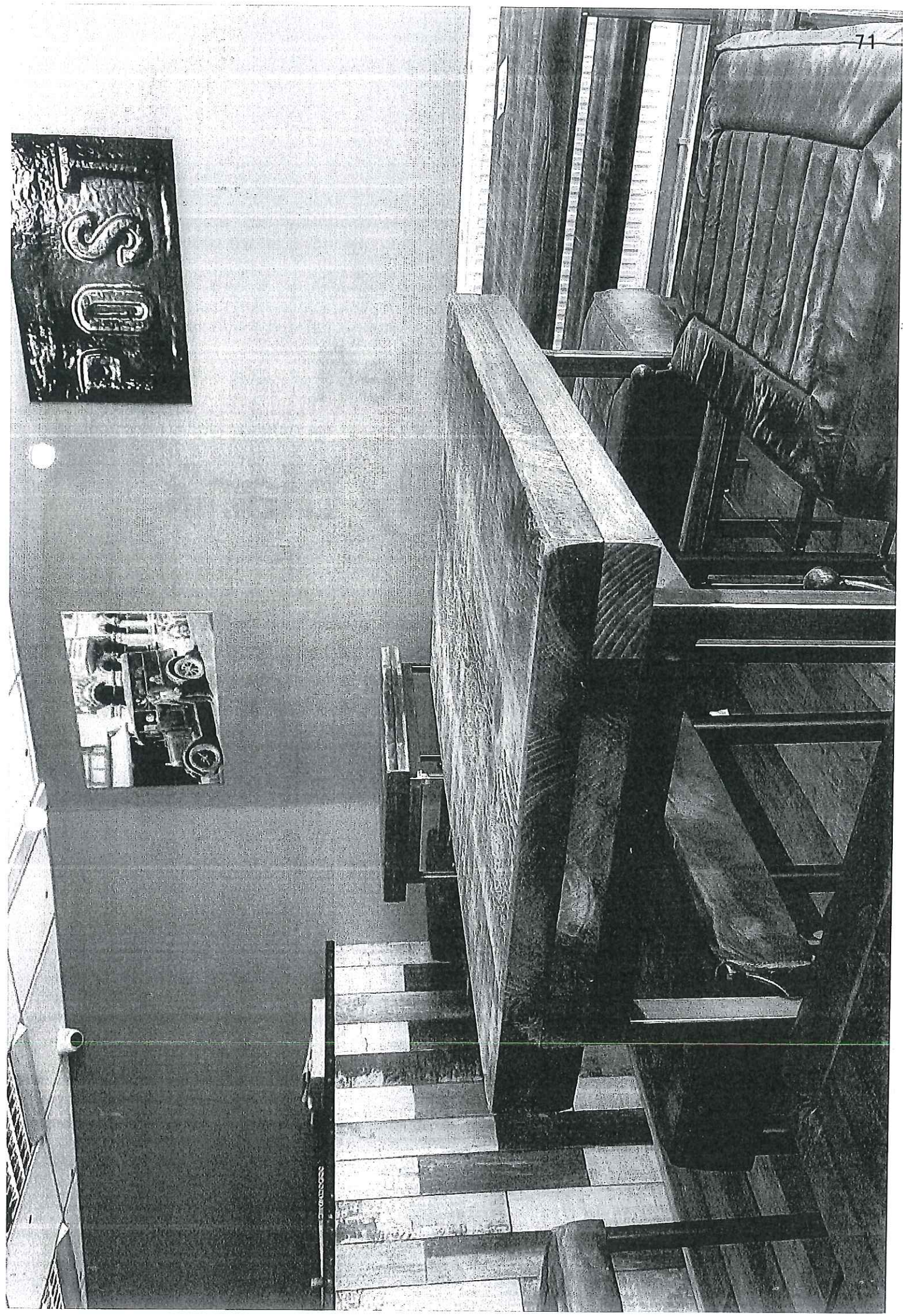
Walaiti Rathore
Managing Director

Licensing Law Consultancy
3 The Triangle,
NG2 Business Park,
Queens Drive,
Nottingham,
NG2 1AE

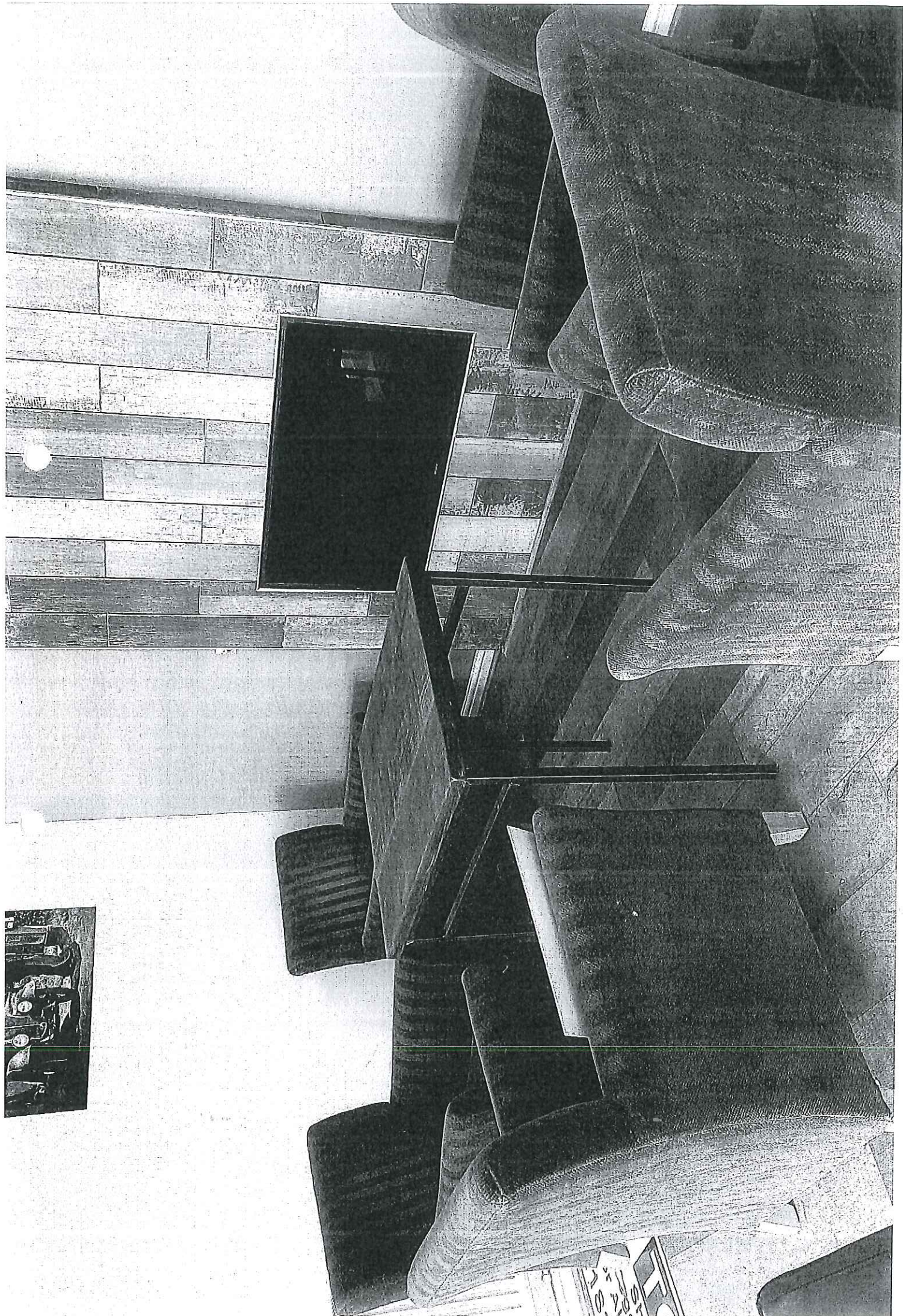
DD: _____
M _____
E: walaiti.rathore

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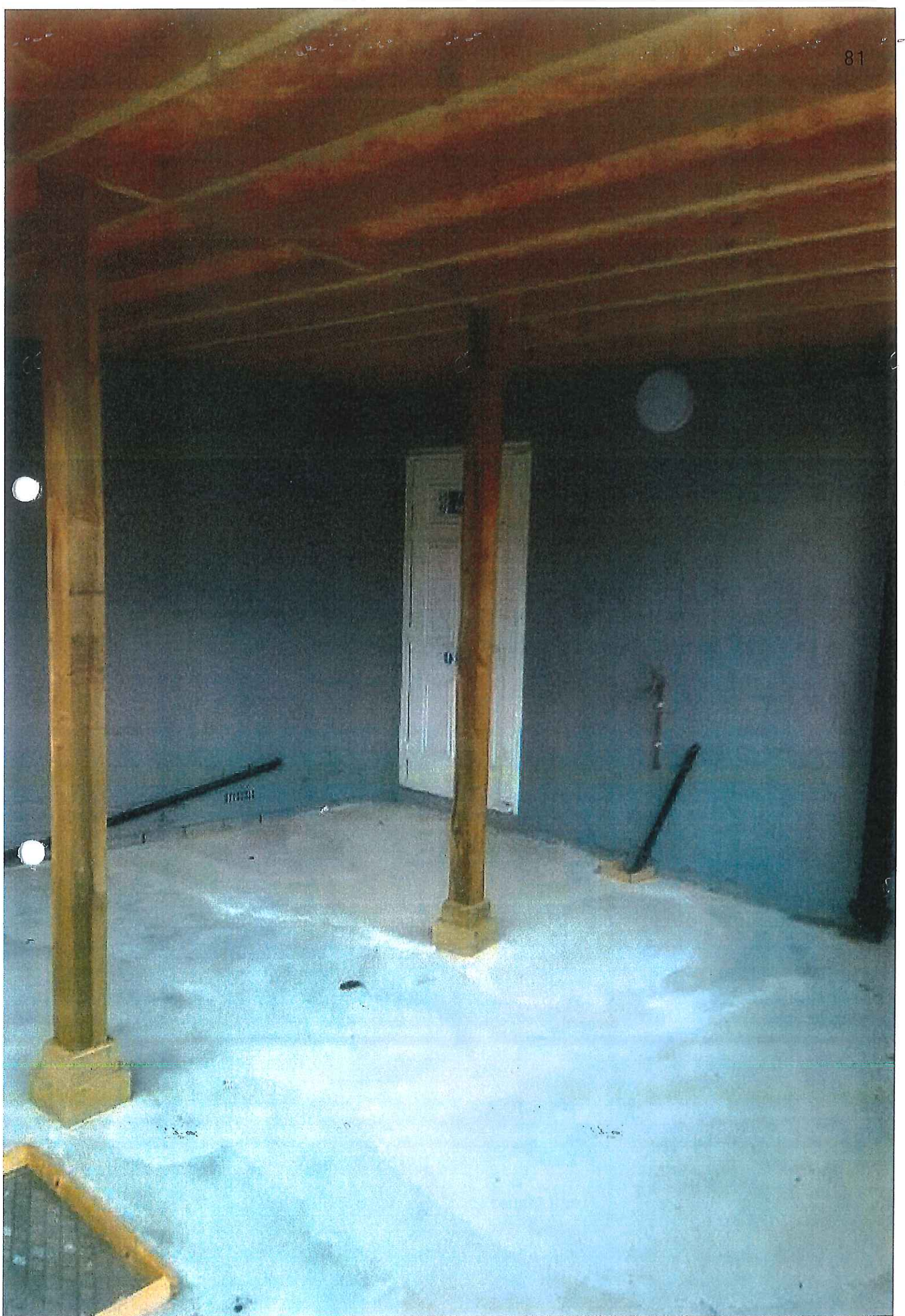
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