

Please ask for Democratic Services

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Our Ref

Your Ref

Date: 2nd November 2021

Dear Councillor,

Licensing and Appeals Sub-Committee

Please find enclosed the agenda and supporting information for the Licensing and Appeals Sub-Committee meeting.

A Meeting of the **Licensing and Appeals Sub-Committee** will be held at **Council Chamber**, on **Monday, 15 November 2021 at 10:00**.

If you require any further information, please contact Democratic Services on the number shown above.

Yours faithfully,



Chief Executive

To:- **Labour Group**
Councillors Gee (Chair) and
Councillor Richards

Conservative Group
Councillor Watson.

AGENDA

Open to Public and Press

- 1** Apologies.
- 2** To note any declarations of interest arising from any items on the Agenda
- 3** HEARING FOR AN APPLICATION FOR A PREMISES LICENCE TO BE VARIED UNDER THE LICENSING ACT 2003 - HAWK & BUCKLE ETWALL **3 - 37**

Exclusion of the Public and Press:

- 4** The Chairman may therefore move:-
That in accordance with Section 100 (A)(4) of the Local Government Act 1972 (as amended) the press and public be excluded from the remainder of the Meeting as it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that there would be disclosed exempt information as defined in the paragraph of Part I of the Schedule 12A of the Act indicated in the header to each report on the Agenda.

REPORT TO LICENSING & APPEALS SUB-COMMITTEE

Agenda Item: 3

Hearing Date: 15th November 2021

Contact Officer: Faye Norman

HEARING FOR AN APPLICATION FOR A PREMISES LICENCE TO BE GRANTED/VARIED UNDER THE LICENSING ACT 2003

Applicant's Name	The Hawk & Buckle (Etwall) Ltd
Premises Name	Hawk & Buckle
Address	46 Main Street, Etwall, Derby, Derbyshire DE65 6LP

1. PURPOSE

- 1.1 To determine an application to vary a premises licence received by this Authority on the 28th September 2021 from The Hawk & Buckle (Etwall) Ltd. The application is attached at **(Appendix 1)**.

2. BACKGROUND

- 2.1 The applicant is seeking to be granted a premises licence variation to amend the licensable area in accordance with the attached plan which is attached as **(Appendix 2)**. Full details of these changes can be seen at section M of the application form.

3. APPLICATION DETAILS

- 3.1 The applicant requests the Licensing Authority to permit the use of 2 further buildings on the grounds of the premises for licensable activities. The applicant requests the Licensing Authority to permit the use of the 2 further buildings for the same times stated on the current premises licence. Page one of the current premises licence is attached showing these times at **(Appendix 3)**.
- 3.2 The steps the applicant intends to take to promote all four licensing objectives can be seen at section M of the application form.

4. CONSULTATION RESPONSES

- 4.1 Representations were received from the Responsible Authorities.

Licensing Department

Representation received during the 28 day consultation period. Full details can be found at **(Appendix 4)**.

- 4.2 2 representations were received from other persons.

Anonymous

Representation received during the 28 day consultation period. Full details can be found at **(Appendix 5)**.

5. AGREEMENT BETWEEN PARTIES

- 5.1 The Licensing Department has now agreed conditions with the applicant and have subsequently withdrawn their representation as shown at (**Appendix 7**).

5. OTHER RELEVANT CONSIDERATIONS

- 5.1 The Authority should consider its responsibilities under the Crime and Disorder Act 1998, and the Human Rights Act 1998 when considering the fair balance between the interests of the applicant and the rights of local residents.
- 5.2 Any decision taken by the Sub-Committee must be appropriate and proportionate to the objective being pursued.
- 5.3 Members are reminded that whenever they make a decision under the Licensing Act 2003, they have a duty to act with a view to promoting the licensing objectives.
- 5.4 When considering any representations, only those issues relating to the four licensing objectives should be considered and appropriate weight given to the importance and relevance to the application of each representation.
- 5.5 In making its decision, Members must also have regard to the Statutory Guidance issued under section 182 of the Licensing Act 2003 and the Council's own Licensing Policy. If Members depart from either, they must specify their reasons for doing so.

6. DETERMINATION

- 6.1 The Sub-Committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives:
1. Grant the licence in accordance with the application.
 2. Modify the conditions of the operating schedule by altering or omitting or adding to them.
 3. Exclude or restrict from the scope of the licence any of the licensable activities to which the application relates.
 4. Reject the whole of the application.
- 6.2 The Sub-Committee may also grant the licence subject to different conditions for different parts of the premises.
- 6.3 Members are asked to note that they may not modify the conditions or reject whole or part of the application merely because they consider it desirable to do so. It must be appropriate to do so in order to promote the licensing objectives and any such step must relate to any outstanding representation made.
- 6.4 If Members grant the application, the details of the operating schedule will be incorporated into the licence as conditions. The licence will also be subject to certain mandatory conditions.

7. RIGHT OF APPEAL

- 7.1 Members should note that the applicant or persons making representations have the right of appeal against any decision made by the Sub-Committee.

8. APPENDICES

1. Variation Application Form
2. Proposed plan
3. Page one of current premises licence
4. Representation Received – Licensing Department
5. Representation Received – Anonymous
6. Representation Received – Gareth Davies
7. Agreement & Withdrawal of Licensing Departments representation

Application to vary a premises licence 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 The Hawk & Buckle (Etwall) Ltd

(Insert name(s) of applicant)

Being the premises licence holder, apply to vary a premises licence under S34 of the Licensing Act 2003 for the premises described in Part 1 below.

Premises Licence Number

LAPRE/0067

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description

Hawk And Buckle

46 Main Street

Post Town	Etwall	Postcode	DE65 6LP
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Telephone number at premises	
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Non-domestic rateable value of premises	£9,600.00
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Part 2 - Applicant Details

Daytime contact telephone number	
---	--

E-mail address (optional)	
----------------------------------	--

Current postal address if different from premises address	
--	--

Post Town		Postcode	
------------------	--	-----------------	--

Part 3 - Variation

Do you want the proposed variation to have effect as soon as possible? ☒ Yes ☐ No

If not do you want the variation to take effect from

Day	Month	Year

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) ☐ Yes ☒ No

Please describe briefly the nature of the proposed variation (please read guidance note 1)

Application is made to amend the licensing plan in accordance with the drawings (project number 0032) accompanying this application.

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

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful

Provision of regulated entertainment

Please tick yes

- | | |
|--|--------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) | <input type="checkbox"/> |

<u>Provision of late night refreshment</u> (if ticking yes, fill in box I)	<input type="checkbox"/>
--	--------------------------

<u>Supply of alcohol</u> (if ticking yes, fill in box J)	<input type="checkbox"/>
--	--------------------------

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue					
			State any seasonal variations for performing plays (please read guidance note 6)		
Wed					
Thur					
			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 7)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Wed					
Thur			<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 7)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Wed			
			<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 7)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Thur					
Fri			<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 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Mon					
Tue			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Wed			<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 7)		
Thur					
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Mon					
Tue					
			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Wed					
Thur					
			<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 7)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Thur					
Fri			<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 7)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			<u>Please give a description of the type of entertainment you will be providing</u>	
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors <input type="checkbox"/>
Mon				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 5)	
Wed				
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)	
Fri				
Sat			<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 7)	
Sun				

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			<u>Will the supply of alcohol be for consumption (Please tick box)</u> (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6)		
Mon					
Tue					
Wed					
Thur			<u>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</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

K

<p>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 10)</p> <p>None</p>

L

Hours premises are open to the public To remain unchanged Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon	07:00	00:30	
Tue	07:00	00:30	
Wed	07:00	00:30	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 (please read guidance note 7) To remain unchanged
Thur	07:00	00:30	
Fri	07:00	01:30	
Sat	07:00	01:30	
Sun	07:00	00:30	

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

- I have enclosed the premises licence ☒
- I have enclosed the relevant part of the premises licence ☐

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

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

M- Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 11)

Application is made for a games room, and for the ground floor and first floor of the barn to the rear of the premises be added to the licenced area. It is proposed that the games room will be used for indoor games such as pool; that the first floor of the barn will be used as a function space and the ground floor will be food led and will facilitate a dining area.

All the additional space will assist with social distancing.

It is considered that the conditions currently on the licence are appropriate and necessary to promote the licensing objectives, however in addition it should be noted that there will be CCTV installed, which will retain images for 31 days, with those images made available to the authorities upon receipt of requests made in accordance with Data Protection.

Please note that the amendments to the plan in relation to the barn should not take effect until such time as the works proposed have been completed.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or ☒
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy. ☐
- I have sent copies of this application and the plan to responsible authorities and others where applicable ☒
- I understand that I must now advertise my application ☒
- I have enclosed the premises licence or relevant part of it or explanation ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒

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

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (See guidance note 13). If signing on behalf of the applicant please state in what capacity.

Signature	Flint Bishop.
Date	27/09/2021
Capacity	Solicitor

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 14). 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 13)	
Karen Cochrane Flint Bishop LLP St. Michael's Court St. Michael's Lane Derby DE1 3HQ	
Telephone number (if any)	01332 226148
If you would prefer us to correspond with you by e-mail your e-mail address (optional) karen.cochrane@flintbishop.co.uk	

Notes for Guidance

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

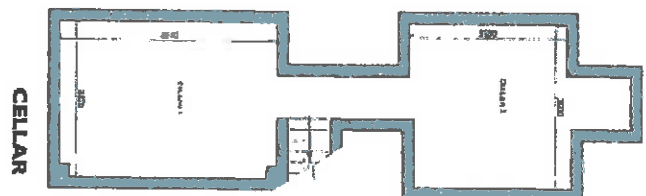
1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a

place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.

3. 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.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. 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.
 9. 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'.
 10. 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.
 11. Please list here steps you will take to promote all four licensing objectives together.
 12. The application form must be signed.
 13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
 15. This is the address which we shall use to correspond with you about this application. to correspond with you about this application.



— licensed area
 A smoke detector
 powder
 extinguisher

Indigo Architecture
 1. Indigo Architecture is a registered architectural firm in the State of California.
 2. Indigo Architecture is a registered architectural firm in the State of California.

Notes & Details
 Main Floor
 Main Floor
 Main Floor
 Main Floor

GA Plan - GF A/GF - Details

Project No.	0002	Project Name	00-000
Client	150	Client Name	AI
Architect	CA	Architect Name	CA
Designer	CA	Designer Name	CA
Project Manager	CA	Project Manager Name	CA

Polyethylene coverings protect and help reduce moisture loss from the surface of open patients in addition to bedding. Should avoid underlayer padding or quilts as they are apt to cause pressure sores.

Major writing on the forward bias
2000-01 to 2002-03
on forward bias

Publicly available

[illegible]

Abstract

Only the boundary and
center of gravity

- licensed area.
- consumption area.

Pharmaceutical companies are being forced to pay more for drugs because of the growing power of drug importation.

Proposed Barn First Floor Plan
Scale 1:50 @ A1

When the... ..

1. The first step in this process is to identify the specific dimensions of the problem.
2. After identifying the dimensions, the next step is to gather relevant information and data.
3. This information is then used to develop a clear understanding of the problem and its underlying causes.
4. Once the causes are identified, the next step is to develop a plan of action to address the problem.
5. This plan should be based on the information gathered and should take into account the specific dimensions of the problem.
6. The final step is to implement the plan and monitor the results to ensure that the problem is effectively addressed.

- Focus extinguishes
- x emergency exit sign
- A smoke alarm

Panel	Pathogen/Inoculum	Media	Media
D	Pathogen/Inoculum	Media	Media
C	Reagents to determine growth to <i>Staphylococcus aureus</i>	20% (1:10)	20% (1:10)
B	Phage reagents to determine following results (1:102, 1:104, 1:106, 1:108, 1:110, 1:112, 1:114, 1:116, 1:118, 1:120, 1:122, 1:124, 1:126, 1:128, 1:130, 1:132, 1:134, 1:136, 1:138, 1:140, 1:142, 1:144, 1:146, 1:148, 1:150, 1:152, 1:154, 1:156, 1:158, 1:160, 1:162, 1:164, 1:166, 1:168, 1:170, 1:172, 1:174, 1:176, 1:178, 1:180, 1:182, 1:184, 1:186, 1:188, 1:190, 1:192, 1:194, 1:196, 1:198, 1:200)	20% (1:10)	20% (1:10)
A	Phage reagents to determine following results (1:102, 1:104, 1:106, 1:108, 1:110, 1:112, 1:114, 1:116, 1:118, 1:120, 1:122, 1:124, 1:126, 1:128, 1:130, 1:132, 1:134, 1:136, 1:138, 1:140, 1:142, 1:144, 1:146, 1:148, 1:150, 1:152, 1:154, 1:156, 1:158, 1:160, 1:162, 1:164, 1:166, 1:168, 1:170, 1:172, 1:174, 1:176, 1:178, 1:180, 1:182, 1:184, 1:186, 1:188, 1:190, 1:192, 1:194, 1:196, 1:198, 1:200)	20% (1:10)	20% (1:10)
Panel	Pathogen/Inoculum	Media	Media



Indigo
Architecture

Soilap Architects Limited, Eusebio Ribera, Susanna, Peter & Candy Ribera, 0222 8711030 info@soilap.com
www.soilap-architects.com

Hawth & Buckle
Main Street
Eswall
Derbyshire
DE65 6LP

Itemizing Title:
Proposed Ground & First Floor
Plans

Project No
0032

Scale: 1.50 Effect size: A1 Reliability: D

Designed by: SM	Checked by: CB	Cost: 29.01
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PLANNING

Premises Licence

Part A

Premises Licence Number **LAPRE/0067**

Part 1 – Premises Details

Postal Address of premises, or if none Ordnance Survey map reference of description

**Hawk and Buckle
46 Main Street
Etwall
Derby
DE65 6LP**

Telephone Number **01283 733471**

Where the Licence is time limited the dates

Licensable Activities authorised by the licence

Films – Indoors

Indoor sporting events

Live music – Indoors

Recorded music – Indoors

Performance of dance – Indoors

Late night refreshment – Indoors

Sale by retail of alcohol for consumption on and off the premises

The times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol

Sunday – Thursday

07.00hrs – 00.00hrs

Friday & Saturday

07.00hrs – 01.00hrs

From the end of permitted hours New Year's Eve to the start of permitted hours New Year's Day.

Late night refreshment

Sunday – Thursday

23.00hrs – 00.00hrs

Friday & Saturday

23.00hrs – 01.00hrs

Films, indoor sporting events, live music, recorded music & performance of dance

Monday – Sunday

07.00hrs – 23.00hrs

The opening hours of the premises

Sale by retail of alcohol

Sunday – Thursday

07.00hrs – 00.30hrs

Friday & Saturday

07.00hrs – 01.30hrs

From the end of permitted hours New Year's Eve to the start of permitted hours New Year's Day.

Late night refreshment

Sunday – Thursday

23.00hrs – 00.30hrs

Friday & Saturday

23.00hrs – 01.30hrs

Beer Garden and courtyard

Monday – Sunday

07.00hrs – 23.00hrs

Where the licence authorises supplies of alcohol whether there are on and or off supplies

Sale by retail of alcohol for consumption on and off the premises

Date Issued: 12/01/2006

Date Last Amended: 23/09/2021

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority (please delete as applicable):
Licensing Authority

Your Name	Mark Lomas on behalf of Emma McHugh (Senior Licensing Officer)
Job Title	Licensing Officer (Enforcement)
Postal and email address	Licensing Department, South Derbyshire District Council, Civic Offices, Swadlincote, DE11 0AH
Contact telephone number	01283-221000

Name of the premises you are making a representation about	Hawk and Buckle
Address of the premises you are making a representation about	46 Main Street, Etwall, DE65 6LP

Which of the four licensing objectives does your representation relate to?	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
To prevent crime and disorder	Yes	The application is for a variation to the premises licence to include two other buildings on the premises licence in line with the current premises licensable activities, opening and licensing hours. Recently previous addressed incidents have highlighted a requirement to amend the current conditions held at Annex 2 to achievable, understandable, clear and concise conditions with a view to assisting in and ensuring the promotion of the licensing objectives.
Public safety	Yes	
To prevent public nuisance	Yes	
To protect children from harm	Yes	

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing and Appeals Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.	<ol style="list-style-type: none"> 1. Full training shall be provided to all staff on commencement of employment relating to the sale of alcohol and any system or procedures they are expected to follow in the course of dealing with these goods. 2. Refresher training shall be provided at regular intervals – at least every 6 months.
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3. Records detailing the training provided shall be kept on the premises for production upon request by the Police or other Responsible Authority.
4. All records must be written and shall be retained on the premises for a minimum of 12 months.
5. A challenge 25 Proof of age scheme shall be operated at all times.
6. Anyone attempting to purchase alcohol (or other age restricted product) that appears under the age of 25 years shall be asked to produce a proof of age.
7. The only acceptable forms of identification shall be:
 - PASS – accreditation proof of age card.
 - Photo Driving Licence.
 - Current Passport.
 - HM Forces Identity Card
8. Clear, prominent and unobstructed signage informing customers of the proof of age scheme in operation shall be displayed at all entry points to the premises and at the point of sale.
9. A system of recording sales challenged under the proof of age scheme shall be operated at all times.
10. The refusal book / log shall be kept on the premises for production upon request by the Police or other Responsible Authority.
11. The records relating to the refusal book / log shall be retained on the premises for a minimum of 12 months.
12. The Premises Licence Holder shall ensure that a written incident log is maintained within the premises and details of all relevant incidents are recorded within the log. This log shall be kept on the premises for a period of not less than 12 months and shall be produced upon request by the Police or other Responsible Authority.
13. A CCTV system shall be installed at all times and the recording system must be maintained in good working order and any faults repaired as soon as possible. (It is recommended that all maintenance paperwork be kept to show that the retailer has shown all due diligence in maintaining the system).
14. The CCTV recording system shall operate at all times when the premises are open for licensable activities.
15. All CCTV recordings shall be retained for a minimum

	<p>of 28 days. These images must be available for viewing at any reasonable time upon request of a Police Officer or another authorised person as detailed within Section 13 of the Licensing Act 2003.</p> <p>16. The Premises Licence Holder, Designated Premises Supervisor or designated members of staff shall be able to retrieve and copy any recording/images at the time of asking or within 48 hours if so required. (The police will not meet the cost for a recording or materials used for a reproduction of the image in respect of any crime and disorder; all costs are to be met by the owner of the system. If the incident was unrelated to the premises, the retrieval, if a cost incurred, would be met between the agencies requiring the image).</p> <p>17. The CCTV recording unit shall be kept secure, to be opened only by the premises licence holder or authorised, designated member of staff.</p> <p>18. Installed CCTV cameras shall be positioned so as to ensure that all parts of the premises to which the public has access are sufficiently covered (save for any toilet areas).</p> <p>19. All digital recordings shall be made in real time and they shall be fit for purpose.</p> <p>20. The rear beer garden and court-yard area shall be closed at 11pm. Only smoking will be allowed within the denoted/designated area as per the plan after 11pm, and no drinks or food shall be consumed outside after this time. Notices shall be displayed to that effect, within that area.</p>
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Signed: Mark Lomas

Date: 11th October 2021

Please return this form along with any additional sheets to the Licensing Section, South Derbyshire District Council, Council Offices, Civic Way, Swadlincote, Derbyshire, DE11 0AH or email to licensing@southderbyshire.gov.uk. This form must be returned within the Statutory Period. For more details please check with the Licensing Office on 01283 595 716/724/890

Faye Norman

From: _____
Sent: 24 October 2021 00:02
To: Licensing
Subject: Hawk & Buckle license application - objection
Categories: Faye

Dear sirs,

Further to the application by the Hawk & Buckle, we would like to strongly object to any intention to increase what is an already horrendous situation suffered by ourselves as neighbours to the Hawk & Buckle since the current landlady Nicki took over the pub.

We have lived a few doors down from the pub for many years and it all has been fine & we enjoyed the pub ourselves. However since she taken over the pub our lives have been made a nightmare giving us extreme stress levels, anxiety & sleep deprivation & I'm not joking!!!

She is the only landlady to utilise a licence until 1-1.30am, people especially young people are leaving absolutely off their faces, the shout, swear, make complete nuisances of themselves in the main part of the village & due no buses available at that time of the early hours, they can hang around for an hour or more causing disruption. Some drink drive! For example, one night, several youths climbed on top of the bus shelter & were throwing bottles onto the road & path for over an hour, this sort of behaviour in front of your house is intimidating & frightening.

There have been more than a few large fights, one spread into my neighbours drive, he had blood on his car & up the wall, his children witnessed this!!

One night my daughter left our house & caught men coming out the Hawk only to turn into our doorway to urinate ! There is a drug issue, apparently drugs are dealt from their toilets. Another neighbour has had a big argument with the Hawk over this as people buy the drugs, go across the road to his boundary & throw the canisters etc over his hedge, his children picked these up!

At one point, the Hawk had to have a bouncer on the door, that speaks volumes in what was a beautiful quiet village before this all started.

They have been having live music all year from Friday through to Sunday, we can no longer enjoy a weekend in our garden without the noise, it's everyday over the weekend, we don't get a break.

When football is on, they have been showing it in the courtyard, the noise & language is so loud & really offensive to hear.

In contrast, The Spread Eagle have removed their pool table as it was attracting these same young people who get out of control when they have drank too much, the spread is now a lovely quieter despite busy pub & appropriate to the type of village we are. We have all spoken to Nicki but she is dismissive, she has no regard or respect for the neighbours.

I really hope you give serious consideration to this matter, would you allow this in Repton or Melbourne? I suspect no? Etwall is a lovely village, please help to return us to a quality of life again, please don't escalate what is an already bad situation. I have already over the last year, considered selling our house because of this. Final note, early on when the noise started being an issue, Nicki did actually come round & came into our garden, she a acknowledged how loud it was, she gave us a bottle of wine to apologise, she has since then, totally dismissed us & escalated her efforts to increase the coffers by attracting young thugs rather than aim for a more civilised & quality clientele. She herself acknowledged the level of noise.

I thank you for your attention to our objection and hope you for a moment imagine yourselves having to live in this situation, I sincerely hope, the right decision is made.

Regards

Faye Norman

From: gareth davies
Sent: 26 October 2021 21:10
To: Licensing
Subject: Re: NOTICE OF APPLICATION FOR A VARIATION OF A PREMISES LICENCE - Hawk and Buckle Etwall

Categories: Faye

Dear Licensing team

I am emailing regarding the notice of application for a variation of a premises licence for the Hawk and Buckle, Etwall

My self, my partner and 2 children live at [redacted] and I have been in contact with both the licencing team and the management of the Hawk and Buckle over the last year due to anti-social behaviour and activities outside the licence conditions.

My concerns relate to the extended hours that are being requested and the proximity of the 'barn' to our house and garden - the outside wall of the barn is a shared wall with our garden and within 50 feet of our bedroom.

To reach the barn and proposed games room the pub guests would need to walk across the pub courtyard between the pub and these outside spaces - when the weather is better we have frequently had loud antisocial shouting and swearing in the evenings and after 11, the noise echo's around the courtyard and even with our windows closed we could hear people playing pool, shouting and swearing . It's surprising how loud a game of pool is when the games room door is open (this was the situation in early summer).

The outdoor space does not appear to be well controlled and when i have spoken with the management at the Hawk they have said it is difficult to watch what goes on outside. They have installed cameras but this doesn't provide a deterrent to anti-social shouting and swearing. The only reassurance we had was that it would stop at 11pm

If this variation is approved there will then be external traffic between the buildings up to 1.30pm on weekends and 00.30 during the week and it is likely the outside space will also be used late at night for smokers and people waiting for friends etc before they leave. This is a quiet village and after 10pm any noise travels. It is vey likely this will create a significant nuisance to local residents and ourselves.

In addition a larger late night venue will inevitably bring more late night traffic to the village, with more taxis and cars engines running and car doors banging after midnight

Lastly we had originally been told by the Hawk management that their intention for the barn was to for a restaurant and for this reason we didn't object to their planning application - however it is now being described as a function room and i have heard the intention is now a music venue - given the location this will cause significant disruption to local residents and ourselves - noise will inevitably be heard when people arrive and leave the venue

Therefore we object to the application for a variation and suggest a more limited licence for these 'outdoor' external spaces should reflect the usual licence for an outdoor space of 11pm

Many thanks for considering our perspective

thanks
 Gareth

Licensing Act 2003
Premises Licence Variation Application – Hawk and Buckle,
46 Main Street, Etwall, DE65 6LP.
Notification to Local Authority of agreement regarding
Representations

To: Licensing Authority Office

Date: 13th October 2021

Dear Sir/Madam,

I write in my capacity as the applicant in relation to the above matter. Discussions have taken place with Mark Lomas (South Derbyshire District Council Licensing Officer (Enforcement) and Pc Steve Broadhurst (Derbyshire Constabulary Licensing Department) in relation to the promotion of the licensing objectives.

I would like to add the following conditions to the Premises Licence Variation submitted application;

1. Full training shall be provided to all staff on commencement of employment relating to the sale of alcohol and any system or procedures they are expected to follow in the course of dealing with these goods.
2. Refresher training shall be provided at regular intervals – at least every 6 months.
3. Records detailing the training provided shall be kept on the premises for production upon request by the Police or other Responsible Authority.
4. All records must be written and shall be retained on the premises for a minimum of 12 months.
5. A challenge 25 Proof of age scheme shall be operated at all times.
6. Anyone attempting to purchase alcohol (or other age restricted product) that appears under the age of 25 years shall be asked to produce a proof of age.
7. The only acceptable forms of identification shall be:
 - PASS – accreditation proof of age card.
 - Photo Driving Licence.
 - Current Passport.
 - HM Forces Identity Card
8. Clear, prominent and unobstructed signage informing customers of the proof of age scheme in operation shall be displayed at all entry points to the premises and at the point of sale.
9. A system of recording sales challenged under the proof of age scheme shall be operated at all times.
10. The refusal book / log shall be kept on the premises for production upon request by the Police or other Responsible Authority.

11. The records relating to the refusal book / log shall be retained on the premises for a minimum of 12 months.
12. The Premises Licence Holder shall ensure that a written incident log is maintained within the premises and details of all relevant incidents are recorded within the log. This log shall be kept on the premises for a period of not less than 12 months and shall be produced upon request by the Police or other Responsible Authority.
13. A CCTV system shall be installed at all times and the recording system must be maintained in good working order and any faults repaired as soon as possible. (It is recommended that all maintenance paperwork be kept to show that the retailer has shown all due diligence in maintaining the system).
14. The CCTV recording system shall operate at all times when the premises are open for licensable activities.
15. All CCTV recordings shall be retained for a minimum of 28 days. These images must be available for viewing at any reasonable time upon request of a Police Officer or another authorised person as detailed within Section 13 of the Licensing Act 2003.
16. The Premises Licence Holder, Designated Premises Supervisor or designated members of staff shall be able to retrieve and copy any recording/images at the time of asking or within 48 hours if so required. (The police will not meet the cost for a recording or materials used for a reproduction of the image in respect of any crime and disorder; all costs are to be met by the owner of the system. If the incident was unrelated to the premises, the retrieval, if a cost incurred, would be met between the agencies requiring the image).
17. The CCTV recording unit shall be kept secure, to be opened only by the premises licence holder or authorised, designated member of staff.
18. Installed CCTV cameras shall be positioned so as to ensure that all parts of the premises to which the public has access are sufficiently covered (save for any toilet areas).
19. All digital recordings shall be made in real time and they shall be fit for purpose.
20. The rear beer garden and court-yard area shall be closed at 11pm. Only smoking will be allowed within the denoted/designated area as per the plan after 11pm, and no drinks or food shall be consumed outside after this time. Notices shall be displayed to that effect, within that area.

Please accept this notice as formal request to amend my application/operating schedule in accordance with the above and note that I agree to these conditions being attached to the premises licence. Furthermore, I confirm that I do not consider a hearing to be necessary.

Signed K A Cochrane Name Mrs K A Cochrane, Flint Bishop LLP
Date 14 October 2021

Licensing Act 2003
Premises Licence Variation Application – Hawk & Buckle,
46 Main Street, Etwall, DE65 6LP.
Notification to Local Authority of agreement regarding
Representations

To: Licensing Authority Office

Date: 14th October 2021

Dear Madam,

I write in my capacity as the Licensing Officer Enforcement for South Derbyshire District Council Licensing Authority

Discussions have taken place with the applicant and their representative in relation to the promotion of the licensing objectives.

I understand that the applicant and their representative have formally agreed to the following conditions being attached to the Premises Licence at Annex 2 – conditions consistent with the Operating Schedule.

1. Full training shall be provided to all staff on commencement of employment relating to the sale of alcohol and any system or procedures they are expected to follow in the course of dealing with these goods.
2. Refresher training shall be provided at regular intervals – at least every 6 months.
3. Records detailing the training provided shall be kept on the premises for production upon request by the Police or other Responsible Authority.
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20. The rear beer garden and court-yard area shall be closed at 11pm. Only smoking will be allowed within the denoted/designated area as per the plan after 11pm, and no drinks or food shall be consumed outside after this time.

Notices shall be displayed to that effect, within that area.

On this basis, please accept this notice as formal notification to withdraw my representation to the above premises licence application. Furthermore, I confirm that I do not consider a hearing to be necessary.

Signed - 

Name in block - MARK LOMAS

Date - 14th October 2021.