

NORTH LINCOLNSHIRE COUNCIL

LICENSING (ACTIVITIES) SUB-COMMITTEE

**LICENSING ACT 2003
APPLICATION TO VARY A PREMISES LICENCE
FRODINGHAM COMMUNITY CENTRE, ROWLAND ROAD, SCUNTHORPE**

1. OBJECT AND KEY POINTS IN THIS REPORT

- 1.1 To request that the Sub-Committee determines the application to vary a Premises Licence for Frodingham Community Centre. A summary of the application is attached as Appendix A to this report and a copy of the application as Appendix B.
- 1.2 There have been 4 representations received, which have been deemed relevant. These are detailed in paragraph 4.2. Copies of the representations are attached to this report at Appendix C, D, E and F.

2. BACKGROUND INFORMATION

- 2.1 In accordance with the provisions of the Licensing Act 2003 and the council's scheme of delegation, all applications for a licence where a relevant representation has been made need to be determined by this Sub-Committee.
- 2.2 When determining the application the Sub-Committee should only consider issues which relate to the four licensing objectives. The licensing objectives are:
 - The prevention of Crime and Disorder
 - Public Safety
 - The prevention of a Public Nuisance
 - The protection of Children from Harm
- 2.3 Members of the Sub-Committee must have regard to the statutory guidance issued under section 182 of the Licensing Act 2003, our Statement of Licensing Policy and our Cumulative Impact Policy if appropriate. Members of the Sub-Committee may deviate from the statutory guidance and licensing policies only if they deem that there is good reason to do so. Where Members do deviate from the statutory guidance or policies then full reasons must be provided.

- 2.4 Members of the Sub-Committee should not allow themselves to pre-determine the application or to be prejudiced in favour or opposed to the licence and shall only determine the application having had an opportunity to consider all relevant facts. Members of the Sub-Committee should not hear or decide on any applications for premises licences in their own ward.
- 2.5 Members of the Sub-Committee shall remember that they are acting in a quasi-judicial role in determining the application and shall remain in the room so that they hear all the evidence before determining the application. The determination shall be based on the evidence provided, which is relevant to the licensing objectives.
- 2.6 The options available to the Sub-Committee having considered all the relevant information are as follows:
- To refuse to vary the licence
 - To vary the licence with additional conditions
 - To vary the licence without additional conditions
 - To vary the licence but restrict the licensable activities
 - To vary the licence with restricted times
- 2.7 When considering an application to vary a licence, only the additional elements contained within the application can be considered. The activities already licensed cannot be subject to any restriction or additional conditions.
- 2.8 Members of the Sub-Committee should be advised that the applicant, responsible authorities and other persons making relevant representations may appeal to the Magistrates Court within 21 days of the date on which they were notified of the decision

3. ISSUES FOR CONSIDERATION

- 3.1 The application to vary a premises licence for Frodingham Community Centre was received on 25 June 2015. A summary of the application is attached at Appendix A and a copy of the application is attached at Appendix B.
- 3.2 A representation has been received from Humberside Police, they are in support of the application. A copy of the representation is attached at Appendix C.
- 3.3 A representation has been received from Humberside Fire & Rescue, they are in support of the application. A copy of the representation is attached at Appendix D.

- 3.4 A representation has been received from Environmental Health, they are in support of the application. A copy of the representation is attached at Appendix E
- 3.5 There has been 1 representation from other persons, which has been deemed relevant. The representation is detailed in paragraph 4.2 and is attached to this report as Appendix F.
- 3.6 The applicant has been made aware of the representations.

4. OUTCOMES OF CONSULTATION

- 4.1 A copy of an application to grant or vary a Premises Licence must be served on the responsible authorities within 48 hours of the Licensing Authority receiving its copy.
- 4.2 The table below provides details of any representations received from the responsible authorities.

Responsible Authority	Detail
Humberside Police	Representation received – No objection to application
Humberside Fire & Rescue Service	Representation received – Application is acceptable
Health & Safety	No comments received
Environmental Health	Representation received – No objection to application
Trading Standards	No comments received
Child Protection	No comments received
Planning	No comments received
Licensing Authority	No comments received
Public Health	No comments received

- 4.3 Ward councillors have been made aware of the application.

5. **OUTCOMES OF MEDIATION**

- 5.1 We have a duty to mediate in accordance with our policy. The results of the mediation will be reported at the meeting.

6. **LICENSING OBJECTIVES & STATUTORY PROVISIONS**

6.1 Prevention of Crime & Disorder

6.1.1 The applicant has described the steps they intend to take in order to promote this objective. These are detailed on page 4 of their application in Appendix B attached to this report.

6.1.2 Further information regarding this objective can be found in the Licensing Policy, pages 25-28.

6.2 Public Safety

6.2.1 The applicant has described the steps they intend to take in order to promote this objective. These are detailed on page 4 of their application in Appendix B attached to this report.

6.2.2 Further information regarding this objective can be found in the Licensing Policy, pages 29-31.

6.3 Prevention of Public Nuisance

6.3.1 The applicant has described the steps they intend to take in order to promote this objective. These are detailed on page 4 of their application in Appendix B attached to this report.

6.3.2 Further information regarding this objective can be found in the Licensing Policy, pages 32-34.

6.3.3 Representations have been received raising concerns with regard to this objective.

6.4 Protection of Children from Harm

6.4.1 The applicant has described the steps they intend to take in order to promote this objective. These are detailed on page 4 of their application in Appendix B attached to this report.

6.4.2 Further information regarding this objective can be found in the Licensing Policy, pages 35-38.

6.5 Other Licensing Policy Issues/Statutory Provisions

6.5.1 These are detailed in Appendix B, page 4, under the heading of General.

7. FURTHER INFORMATION & CLARIFICATION

7.1 A location plan is attached to the report as Appendix G.

8. RECOMMENDATIONS

8.1 That the Sub-Committee determines the application in accordance the Statutory Guidance issued under s182 of the Licensing Act 2003, Statement of Licensing Policy, the Cumulative Impact Policy if appropriate and the information contained within this report and having had due regard to the applicant and the responsible authorities making relevant representations.

8.2 That the Sub-Committee provides the reasons for its decision.

DIRECTOR OF PLACES

Civic Centre
Ashby Road
Scunthorpe
North Lincolnshire

Author: Narelle Plowright
Date: 3 August 2015

Background Papers used in the preparation of this report Nil

APPENDIX A

Summary of Application (New)

Name of Premises	Frodingham Community Centre	Type of Application	Variation
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Point Number	Detail	Action
1	Variation of times to accommodate private parties e.g Birthdays, Weddings and Funerals. Detailed below	

Point Number	Detail (Changes to Current Licence)		Action
	From	To	
1	Supply of Alcohol 20:00 – 23:00 Monday to Friday 19:30 – 23:00 Saturday & Sunday	11:00 – 23:00 Monday to Sunday Non-Standard Timings Christmas Eve 11:00 – 24:00 Christmas Day 12:00 – 23:00 New Years Eve 11:00 – 00:30	
2	Opening Hours 10:00 – 23:30 Sunday to Thursday 10:00 – 24:00 Friday & Saturday	09:00 – 23:00 Monday to Sunday Non-Standard Timings Christmas Eve 12:00 – 15:00 and 19:30 – 0:00 Christmas Day 12:00 – 15:00 and 19:30 – 23:00 New Years Eve 12:00 – 15:00 and 19:30 – 0:30	

Summary of Representations/Conditions Requested (Other Persons)

Point Number	Detail	Action
1	Appendix F – Representation received on the grounds of public nuisance. Late night noise, rubbish in garden, noise from beer barrels and bottles until midnight.	

Summary of Statutory Guidance Issued under s182 of The Licensing Act 2003

Point Number	Detail	Action
1	Page 8-9, paragraphs 2.14 to 2.20 relates to Public Nuisance	
2	Page 65, paragraphs 10.13 to 10.15 relates to Hours of Trading	

Summary of North Lincolnshire Council's Licensing Policy

Point Number	Detail	Action
1	Page 35 paragraph 65 - to Noise	
2	Page 37 paragraph 71 – Disposal of Glass Bottles	

Reference: LIC2111256

Application to vary a premises licence under the Licensing Act 2003

Before completing this form please read the guidance notes

I/We

(insert name(s) of applicant)*

INGRID GILL

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below.

Premises Licence number:*

PRM0534

Part 1 - Premises details

Does the premises have a postal address, or would you like to enter ordnance survey map references, or a description of it's location?*

Yes, it has a postal address.

Premises name (if any):

FRODINGHAM COMMUNITY CENTRE

If the address is within North Lincolnshire, enter the postcode in the box below and then select "find address". If the address is outside of North Lincolnshire, or your address is NOT SHOWN in the list or is incorrect, you will need to enter the address in the boxes provided below.

Enter a postcode to search

DN16 1TE

Prefix.e.g. first floor flat

House number/name*

Street*

Town/village

County

Country

142 FRODINGHAM COMMUNITY ASSOCIATION

ROWLAND ROAD

SCUNTHORPE

NORTH LINCOLNSHIRE

United Kingdom

Postcode*

DN16 1TE

Telephone number at premises (if any):

The fee you pay for your licence is based on the rateable value of the premises. If you do not know what the rateable value of your premises is, you can find this on the [Valuation Office Agency](#) website.

What is the Non-domestic rateable value of the premises?*

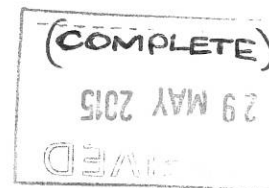
4301-33000

Please state the number of people expected to attend the premises at any one time?*

0-4999

Is the premises used exclusively or primarily for the supply of alcohol for consumption on the premises?*

No



Cost of licence

Cost of licence:

Please note: You must provide payment for this licence after completing the form. You do this online. After clicking the submit button at the end of the form you will be taken to our secure online payment website. You can then make the required payment using either a credit or debit card. You will be charged a 1.8% surcharge if you pay using your credit card.

If you do not wish to pay online you cannot use this application form. In this case you must apply using the downloadable (PDF) version of the form, which is also available on our website.

Part 2 – Applicant Details

Daytime contact telephone number:* 07746598357
Email address:* gillde@sky.com

Is your current postal address the same as the premises address? No

If the address is within North Lincolnshire, enter the postcode in the box below and then select "find address". If the address is outside of North Lincolnshire, or your address is NOT SHOWN in the list or is incorrect, you will need to enter the address in the boxes provided below.

Enter a postcode to search DN16 1TQ
Prefix.g. first floor flat
House number/name* 133
Street* ROWLAND ROAD
Town/village SCUNTHORPE
County NORTH LINCOLNSHIRE
Country United Kingdom
Postcode* DN16 1TQ

Part 3 - Variation

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

Please describe briefly the nature of the proposed variation (Please see guidance note 1)* VARIATION OF TIMES TO ACCOMMODATE PRIVATE PARTIES EG BIRTHDAYS WEDDINGS FUNERALS VARIATION OF TIMES OF OPENING FROM 7.30 TO 11.00 TO 11.00 11.00

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.
(You may need to refer to [section 1](#) and [section 14](#) of the Licensing Act 2003 and [Schedule 1](#) and [Schedule 2](#) to the Licensing Act 2003)

Provision of regulated entertainment:

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

Provision of late night refreshment Between 23:00 and 05:00

- Yes
- No

Supply of alcohol

- Yes
- No

Supply of alcohol

Will the sale of alcohol be for consumption on the premises, off the premises or both? (Please read guidance note 7)*

On the premises

**Standard days and timings
(Please read guidance note 6)**

Day	Start	Finish
Monday	11:00:00	23:00:00
Tuesday	11:00:00	23:00:00
Wednesday	11:00:00	23:00:00
Thursday	11:00:00	23:00:00
Friday	11:00:00	23:00:00
Saturday	11:00:00	23:00:00
Sunday	11:00:00	23:00:00

State any seasonal variations for the supply of alcohol (please read guidance note 4)*

CHRISTMAS EVE 11.00-12.00 NEW YEARS EVE 11.00-12.30

Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed above, please list (please read guidance note 5)*

NO OTHER TIMES

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 8)*

NONE

Hours premises are open to the public

**Standard days and timings
(Please read guidance note 6)**

Day	Start	Finish
Monday	09:00:00	23:00:00
Tuesday	09:00:00	23:00:00
Wednesday	09:00:00	23:00:00

Thursday	09:00:00	23:00:00
Friday	09:00:00	23:00:00
Saturday	09:00:00	23:00:00
Sunday	09:00:00	23:00:00

State any seasonal variations (please read guidance note 4)*

Non-standard timings. Where you intend to use the premises to be open to the public at different times to those listed above, please list (please read guidance note 5)*

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:*

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 9)* | TO MAINTAIN A CLEAN SAFE ENVIRONMENT FOR ALL AND NEIGHBOURHOOD ENCOURAGE RESPONSIBLE DRINKING |
| b) The prevention of crime and disorder* | NO UNDER AGE DRINKING OR DIMID TO BE ALREADY UNDER THE INFLUENCE OF DRINK OR DRUGS |
| c) Public safety* | FIRE EXITS CHECKS LIGHTING CHECKS GLASS COLLECTION TRIP AND SLIP HAZARDS |
| d) The prevention of public nuisance* | MONITORING OF NOISE AT NIGHT WHEN LEAVING AND CLEAR OF LITTER |
| e) The protection of children from harm* | NO UNDER AGE SALES OR THIRD PARTY SALES NO DRUGS OR FOUL LANGUAGE |

I understand that I must now advertise my application* I agree

A copy of the Prescribed Form of Notice is available here:

To complete the application you must supply the premises licence or the relevant part of the premises licence:

Are you able to comply with this requirement?* Yes

This should be either sent by post to:

**North Lincolnshire Council,
Technical & Environment Services
Licensing Division,
Church Square House,
P O Box 42,
Scunthorpe,
DN15 6XQ**

Or, brought in to the Scunthorpe Local Link office at the above address.

Please include the reference number for this form, which will be produced when you submit it.

I understand that if I do not comply with the above I agree

requirements my application will be rejected*

It is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003 to make a false statement in or in connection with this application

Part 5 - Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature (Print name):* INGRID GILL

Date* 18 May 2015

Capacity:

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 12). If signing on behalf of the applicant please state in what capacity.

Signature (Print name):

Date

Capacity:

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Title Nothing selected

First name(s)

Surname

Is the address for correspondence associated with this application the same as the applicant address?* Yes

From: "gillde@sky.com" <gillde@sky.com>
To: Licensing <licensing@northlincs.gov.uk>

Date: Sunday, June 07, 2015 06:08PM
Subject: Frodingham Community Centre

We would like to amend the hours to this.

Supply of Alcohol

Christmas Eve - 11.00 hrs. to 00.00hrs.

Christmas Day - 12.00 hrs. to 23.00 hrs.

New Years Eve - 11.00 hrs. to 00.30 hrs.

Centre Opening Hours.

Monday to Sunday 09.00 hrs. to 23.00 hrs.

Christmas Eve 12.00 hrs. to 15.00 hrs. and 19.30 hrs. to 00.00 hrs.

Christmas Day 12.00 hrs. to 15.00 hrs. and 19.30 hrs. to 23.00 hrs.

New Years Eve 12.00 hrs. to 15.00 hrs. and 19.30 hrs. to 00.30 hrs.

I hope this makes sense to you.

Ingrid Gill.

From: "Vines, Lisa 3053" <Lisa.Vines@humberside.pnn.police.uk>
To: "'Licensing'" <Licensing@northlincs.gov.uk>

Date: Thursday, July 23, 2015 12:26PM
Subject: RE: Premises Variation - Frodingham Community Centre

Dear Licensing,

Humberside Police have no objection to this application.

Kind regards

Lisa

Lisa Vines

Licensing Officer

Communities Command

Innovation & Development - Licensing

Humberside Police

Email: lisa.vines@humberside.pnn.police.uk

Telephone: 01724 241788

Mobile: 07814 924340

From: Victoria Spencer [mailto:Victoria.Spencer@northlincs.gov.uk] **On Behalf Of** Licensing

Sent: 08 June 2015 15:43

To: IndependentReviewTeam <IndependentReviewTeam@northlincs.gov.uk>;
eransom@humbersidefire.gov.uk; Planning <Planning@northlincs.gov.uk>; SaferNeighbourhoods
<SaferNeighbourhoods@northlincs.gov.uk>; SPOC Communities Licensing
<CommunitiesLicensing@humberside.pnn.police.uk>; Trading Standards

APPENDIX D

Your Ref: LIC2111256
Our Ref: FS/AW/RM/RLA2/S2/000187 (383603)
Date: 24 June 2015



HUMBERSIDE
Fire & Rescue Service



Ingrid Gill
133 Rowland Road
Scunthorpe
North Lincolnshire
DN16 1TQ

TECHNICAL FIRE SAFETY SECTION

Laneham Street
Scunthorpe
North Lincolnshire
DN15 6JP

The person dealing with this matter is:

Adam Wood

Technical Fire Safety Inspector

Tel: 01724 295909

Fax: 01724 295908

E-Mail: awood@humbersidefire.gov.uk

Dear Madam

**REGULATORY REFORM (FIRE SAFETY) ORDER 2005
LICENSING ACT 2003 - TYPE OF LICENCE
VARIATION OF PREMISES LICENCE**

**PREMISES: FRODINGHAM COMMUNITY CENTRE
142 ROWLAND ROAD
SCUNTHORPE
DN16 1TE**

LICENSING ACT 2003

The Application and enclosures in relation to the above mentioned premises which were received in this office on the 08 June 2015 and are acknowledged and the Fire Authority make the following comment

From the information provided the proposals with regards to Public Safety are considered **acceptable** to the Fire Authority.

REGULATORY REFORM (FIRE SAFETY) ORDER 2005

Fire Risk Assessment

It is a requirement that the responsible person must make a suitable and sufficient assessment of the risks to which relevant persons are exposed for the purpose of identifying the general fire precautions which are necessary to comply with the requirements and prohibitions imposed on him by or under this order and record the prescribed information

The following should be considered as essential to any such fire risk assessment:

Means of Escape

Exit routes must be kept clear at all material times.



Means of Giving Warning of Fire

The fire alarm system should be tested and maintained as per the current relevant British Standard or equivalent i.e. tested once a week using a different manual call point and serviced/maintained six-monthly by a competent person. A record of these tests should be kept and made available for inspection by an authorised Inspector of the Fire and Rescue Authority.

Emergency Lighting

Emergency lighting should be tested and maintained as per the current relevant British Standard i.e. tested once a month and serviced/maintained annually by a competent person. A record of these tests should be kept and made available for inspection by an authorised Inspector of the Enforcing Authority.

Fire Fighting Equipment

All portable fire extinguishers must be tested and maintained in accordance with the current relevant British Standard Specification or equivalent. The records of all the tests and maintenance should be available for inspection by an authorised Inspector of the Enforcing Authority.

Signage

All exits which are designated as emergency exits are to be distinctively and conspicuously marked by exit signs. The signs should comply with the current relevant British Standard or equivalent.

Your attention is drawn to the publication 'Fire Safety Risk Assessment – small and medium places of assembly' which provides information for the responsible person about The Regulatory Reform (Fire Safety) Order 2005. This publication is available from The Stationery Office or by downloading it from the internet at:

<https://www.gov.uk/workplace-fire-safety-your-responsibilities/fire-safety-advice-documents>

Should the application include a change of use, structural alterations or change of the internal layout that affects the means of escape, you are advised to consult the Local Authority Building Control Department for further advice.

If you are not the responsible person for these premises, you should ensure that this letter and its contents are forwarded to that person.

If you require further advice or clarification of any of these matters, please contact the Fire Safety Inspector at the address overleaf.

Yours faithfully



FOR THE CHIEF FIRE OFFICER & CHIEF EXECUTIVE

Copy to:

Neighbourhood and Environmental Services
Licensing Division
Church Square House
PO Box 42
SCUNTHORPE
North Lincolnshire

From: Karen Robinson/NE/NorthLincs
To: Licensing/NE/NorthLincs@NorthLincs

Date: Friday, June 26, 2015 02:38PM
Subject: SRU 202720 Frodingham Community Centre

I have no objection to make with regard to the above licensing application.

Regards
Karen

Karen Robinson
Technical Officer
Technical and Environment Services
Places Directorate
01724 297328

From: Nicholas Bramhill/NE/NorthLincs
To: Narelle Plowright/NE/NorthLincs@NorthLincs

Date: Thursday, July 02, 2015 09:06AM
Subject: Fw: Rowland road centre 7 day licence.

FYI...

Nick Bramhill
Licensing Manager
North Lincolnshire Council
Church Square House
PO Box 42
Scunthorpe
DN15 6XQ

(01724) 297607

----- Forwarded by Nicholas Bramhill/NE/NorthLincs on 02/07/2015 09:05 -----

From: paul heath <landrovernut@hotmail.co.uk>
To: "nicholas.bramhill@northlincs.gov.uk" <nicholas.bramhill@northlincs.gov.uk>
Date: 01/07/2015 20:01
Subject: Rowland road center 7 day licence.

I notice your notice and object to the rowland road center.

1 late night noise

2 Constant opening and closing of the rear doors for smokers and junk ending up in my garden.

3 Clanking of beer barrels and bottles after hours some nights until midnight.

It is bad enough through the week as a normal center with keep fit classes,Zumba,Birthday events most week ends, Also not able to park the car when we get home after being at work all day, Its like our home is a prison.

Paul Heath
1 Queen Street
Scunthorpe
Dn161tg

