

# Public Document Pack

## NORTH LINCOLNSHIRE COUNCIL

<b>LICENSING (ACTIVITIES) SUB-COMMITTEE</b>
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**12 August 2021**

**Chairman:** To Be Appointed

**Venue:** Conference Room,  
Church Square House

**Time:** 10.00 am

**E-Mail Address:**  
matthew.nundy@northlincs.gov.uk

### **AGENDA**

1. Appointment of Chairman.
2. Declarations of disclosable pecuniary interests, personal or personal and prejudicial interests, and significant contact with applicants, objectors or third parties (lobbying), if any.
3. Licensing Act 2003 - Temporary Event Notice - Black Bull Inn, Townside, East Halton, DN40 3NL (Pages 1 - 36)
4. Any other items which the chairman decides are urgent by reason of special circumstances which must be specified.

NOTES: Enclosed in these papers are –

(a) Information to accompany the notice of hearings, including the procedure to be followed at meetings.

(b) A counter-notice to be completed and returned to the aforementioned email address above **as soon as possible**.

(c) All appropriate and available documentation required at the time of notice.

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## INFORMATION TO ACCOMPANY NOTICE OF HEARING

**In the interests of timely, efficient and cost effective decision making the Authority strongly urges all parties involved in any hearing to ensure that they provide advance disclosure between the parties of any information on which they intend to rely at any hearing. Failure to do so may lead to discussions over the admissibility of such information and/or the adjournment of the hearing.**

### 1. Right of Attendance

A party attending the hearing may be assisted or represented by any person whether or not that person is legally qualified.

### 2. Representations and Supporting Information

- 2.1 A party at the hearing shall be entitled to –
- a) give further information in response to the points raised (if any) under point 5 of this information. Any documents upon which you intend to rely should be served with the Counter-notice<sup>1</sup>
  - b) address the authority, and
  - c) if given permission by the authority, question any other party.
- 2.2 A party who wishes to withdraw any representations they have made may do so -
- a) by giving notice to the Authority no later than 24 hours before the day or the first day on which the hearing is to be held, or
  - b) orally at the hearing

### 3. Failure to attend the Hearing

- a) Where a Party informs the Authority that they do not intend to attend the hearing, then the hearing may proceed in their absence.
- b) Where a party has not so indicated and fails to attend or be represented at the hearing the Authority may –
  - (i) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
  - (ii) hold the hearing in the party's absence.
- c) Where the Authority holds the hearing in the absence of a party, the authority shall consider at the hearing the applications, representations or notice made by that party.

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<sup>1</sup> Papers served on the day of the hearing will only be considered if all parties to the hearing consent. If the document is particularly long or complex, this may lead to the hearing being adjourned.

- d) Where the Authority adjourns the hearing to a specified date it shall forthwith notify the parties of the date, time and place to which the hearing has been adjourned.

#### 4. Procedure at Hearing

1. Opening remarks and formalities, introduction by the Democratic Services Officer
2. Chairman is elected, opens meeting and explains procedure to parties present
3. Summary of the Temporary Event Notice by the Licensing Officer
4. Applications (including any applications for supporting persons to be allowed to address the Sub-Committee<sup>2</sup> and applications for adjournment)
5. Presentation by the Police and/or Environmental Health (objection based on Prevention of Crime and Disorder or Public Nuisance Licensing Objectives only) (opportunity to present case, call parties in support and produce documents: maximum 20 minutes).
6. Questions to the Police and/or Environmental Health (by Members).  
**N.B**<sup>3</sup>
7. Presentation by the Premises User (or their representative) (opportunity to present case, call parties in support and produce documents: maximum 20 minutes).
8. Questions to the Premises User (by Members).
9. Clarification of any issues arising by the Licensing Officer, if required, followed by questions by members if necessary.
10. Summary by the Police and/or Environmental Health: maximum 5 minutes.
11. Summary by the Premises User (or their representative): maximum 5 minutes.
12. All parties withdraw from hearing to consider the matter. (They may call in the Solicitor to help draft reasons for the decision. Any other advice must be repeated in open forum. If members need to seek clarification from any party, all parties will return to the meeting).
13. After consideration, all parties return and the decision is announced.
14. All parties are informed of their right and time permitted to appeal the sub-committee's decision.
15. Meeting is closed or, if applicable, the next hearing begins.

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<sup>2</sup> Regulation 8(2) states that where a party wishes any other person (other than the person he intends to represent him at the hearing) to appear at the hearing, permission must be requested from the authority in the counter notice, for such a person to appear. Details of the name of the person and a brief description of the point or points on which that person may be able to assist the authority in relation to the applications, representations or notice of the party making the request, will be required.

<sup>3</sup> Regulation 23 states that cross examination by other parties shall not be permitted unless the authority considers that cross-examination is required for it to consider the applications, representations or notice as the case may require

## **5. Points upon which the authority requires clarification**

If the Local Authority wish you to clarify certain points/issues arising from your notice/objection this will be indicated under point 7 of the Committee Report.

## **6. Powers to extend time limits/adjourn the hearing**

- a) The relevant parties must notify the Authority if they consider that the time limits set out in the procedure of hearing will not be sufficient.
- b) The Authority may extend the time limits if it believes that it shall be in the public interest to do so and shall forthwith give notice to the parties stating the period of the extension and the reason for it.
- c) The Authority may adjourn a hearing to a specified date or arrange for a hearing to be held on specified additional dates where it considers this to be necessary for its consideration of any representations or notice made by a party.
- d) Where the Authority adjourns the hearing to a specified date or additional dates, the parties must be notified forthwith of the date, time and place to which the hearing has been adjourned.

## **7. Right to dispense with hearing if all parties agree**

- (1) The Authority may dispense with holding a hearing if all relevant persons agree that such a hearing is unnecessary and that they have given notice to the Authority that they consider a hearing to be unnecessary.
- (2) Where all relevant persons agree that a hearing is unnecessary and have given notice of this then the Authority shall forthwith give notice to all parties that the hearing has been dispensed with.

## **8. Hearing to be in public**

- 8.1 The hearing shall place in public, however;
- 8.2 The licensing authority may exclude the public from all or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing, taking place in public.
- 8.3 For these purposes a party and any person assisting or representing a party may be treated as a member of the public.

## **9. Disruptive behaviour**

The authority may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may-

(a) refuse to permit that person to return, or

(b) permit him to return only on such conditions as the authority may specify,

but such person may, before the end of the hearing, submit to the authority in writing any information, which they would have been entitled to give orally had they not been required to leave.

## **10. Record of proceedings**

The authority shall provide for a record to be taken of the hearing in a permanent and intelligible form and kept for six years from the date of the determination or, where an appeal is brought against the determination of the authority, the disposal of the appeal. **NB** <sup>4</sup>

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<sup>4</sup> It is the Councils policy to tape record the proceedings of the Licensing (Activities) Sub-Committee. Only the open part of the hearing shall be recorded. The tape recording shall then be kept in a secure environment.

**COUNTER NOTICE**

**LICENSING ACT 2003 - TEMPORARY EVENT NOTICE  
BLACK BULL INN. TOWNSIDE, EAST HALTON, DN40 3NL**

**(please return this counter notice as a matter of urgency)**

To: North Lincolnshire Council, Service Manager - Democracy  
Church Square House, 30-40 High Street, Scunthorpe, DN15 6NL

From: (Applicant / Responsible Authority name and address) (please print)

.....  
.....  
.....

I confirm that I have received the Notice of Hearing for the meeting on **12 August 2021**, commencing at **10.00am** at **Church Square House, Scunthorpe**, together with a copy of the procedure which is to be adopted at the Hearing.

Please tick box as appropriate

- 1. I shall be attending the hearing
- 2. I shall not be attending the hearing   
because <sup>1</sup>.....  
.....  
.....
- 3. I do not consider a hearing to be necessary   
because<sup>2</sup>.....
- 4. I intend to be represented at the hearing   
by <sup>3</sup>.....(name of representative)

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<sup>1</sup> See point 3 of the attached Information  
<sup>2</sup> See point 7 of the attached Information  
<sup>3</sup> See point 1 of the attached Information

5. I request permission for the following supporting person(s) to appear at the hearing<sup>4</sup>:

Name of person(s):

Point(s) the person(s) will be covering:

6. I consider that the application can be dealt with on the date of the hearing

I do not consider that the application can be dealt with on the date of the hearing and would request an adjournment on the following grounds<sup>5</sup> .....

.....  
.....  
.....  
.....

7. I enclose the full written statements of evidence upon which I intend to rely

Dated the                      day of                      2021

Signed.....[Applicant / Responsible Authority]

Contact address:

Telephone number:

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<sup>4</sup> Evidence given by supporting persons must be seen to assist the authority in relation to the application. Also see point 4, footnote 2 of the attached Information

<sup>5</sup> See point 6 of the attached Information



## **PROCEDURE AT TEMPORARY EVENT NOTICE HEARINGS**

1. Opening remarks and formalities, introductions by the Democratic Services Officer.
2. Chairman is elected, opens meeting and explains procedure to all parties present.
3. Summary of the Temporary Event Notice by the Licensing Officer.
4. Applications and Variation of Procedure (includes applications for supporting persons to be allowed to address the committee, applications for adjournment, applications for extension of time limits and consideration of cross examination).
5. Presentation by the Police and/or Environmental Health (objection based on Prevention of Crime and Disorder or Public Nuisance Licensing Objectives only) (opportunity to present case, call parties in support and produce documents: maximum 20 minutes).
6. Questions to the Police and/or Environmental Health (by Members).
7. Presentation by the Premises User (or their representative) (opportunity to present case, call parties in support and produce documents: maximum 20 minutes).
8. Questions to the Premises User (by Members).
9. Clarification of any issues arising by the Licensing Officer, if required, followed by questions by members if necessary.
10. Summary by the Police and/or Environmental Health: maximum 5 minutes.
11. Summary by the Premises User (or their representative): maximum 5 minutes.

12. All parties withdraw from hearing to consider the matter. (They may call in the Solicitor to help draft reasons for the decision. Any other advice must be repeated in open forum. If members need to seek clarification from any party, all parties will return to the meeting).
13. After consideration, Members return and the decision is announced.
14. All parties are informed of their right and time permitted to appeal the sub-committee's decision.
15. Meeting is closed or, if applicable, the next hearing begins.

**NORTH LINCOLNSHIRE COUNCIL**

**LICENSING (ACTIVITIES) SUB-COMMITTEE**

**LICENSING ACT 2003  
TEMPORARY EVENT NOTICE  
BLACK BULL INN, TOWNSIDE, EAST HALTON, DN40 3NL**

**1. OBJECT AND KEY POINTS IN THIS REPORT**

- 1.1 To request that Members of this Sub-Committee determine a Temporary Event Notice (TEN) for Black Bull Inn, Townside, East Halton, DN40 3NL, received on 26 July 2021.
- 1.2 A summary of the TEN is attached as Appendix A and a copy of the TEN as Appendix B.

**2. BACKGROUND INFORMATION**

- 2.1 In accordance with the provisions of the Licensing Act 2003 and the council's scheme of delegation, all Temporary Event Notices where a relevant representation has been made need to be determined by this Sub-Committee.
- 2.2 When determining the TEN, Members of the Sub-Committee should only consider issues which relate to the Prevention of Crime and Disorder and Prevention of Public Nuisance objectives.
- 2.3 Members of the Sub-Committee must have regard to the statutory guidance issued under section 182 of the Licensing Act 2003 and our Statement of Licensing Policy. Members of the Sub-Committee may deviate from the statutory guidance and licensing policy only if they deem that there is good reason to do so.
- 2.4 Members of the Sub-Committee should not allow themselves to pre-determine the Temporary Event Notice or to be prejudiced in favour or opposed to the Notice and shall only determine the TEN having had an opportunity to consider all relevant facts. Members of the Sub-Committee should not hear or decide on Temporary Event Notices in their own ward.
- 2.5 Members of the Sub-Committee must remember that they are acting in a quasi-judicial role in determining the TEN and shall remain in the room so that they hear all the evidence before determining the TEN. The determination shall be based on the evidence provided, which is relevant to the Prevention of Crime and Disorder and Prevention of Public Nuisance objectives.

2.6 The options available to the Sub-Committee having considered all the relevant information are as follows:

- To issue a Counter Notice.
- Not to issue a Counter Notice.
- Impose relevant conditions (the event has an existing premises licence)

### **3. ISSUES FOR CONSIDERATION**

3.1 The Temporary Event Notice was received on 26 July 2021.

3.2 A copy of the Temporary Event Notice is attached as Appendix B to this report.

3.3 There has been one notice of objection, from Environmental Protection, which has been deemed relevant. The objection is attached as Appendix C to this report.

### **4. OUTCOMES OF CONSULTATION**

4.1 The Police and Environmental Protection are served with a copy of the Temporary Event Notice. Environmental Protection have made a relevant representation which is the subject of this report.

### **5. LICENSING OBJECTIVES & STATUTORY PROVISIONS**

5.1 The Prevention of Public Nuisance

5.1.1 Environmental Protection have raised concerns with regard to this objective, which is attached to this report at Appendix C.

5.2 The Prevention of Crime and Disorder

5.2.1 No concerns have been raised with regard to this objective.

5.3 The Protection of Children from Harm

5.3.1 No concerns have been raised with regard to this objective.

5.4 Public Safety

5.4.1 No concerns have been raised with regard to this objective.

### **6. FURTHER INFORMATION & CLARIFICATION**

6.1 A site plan is attached as Appendix D.

6.2 A Premises Licence is in place for Black Bull Inn. A copy of that Licence is attached as Appendix E.

## 7. RECOMMENDATIONS

7.1 That the Sub-Committee determines the Temporary Event Notice in accordance with the Statutory Guidance issued under s182 of the Licensing Act 2003, our Statement of Licensing Policy, the information contained within this report and having had due regard to the applicant and those making representation.

7.2 That the Sub-Committee determines the application in accordance with the options in paragraph 2.6.

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

### **DIRECTOR: OPERATIONS**

Church Square House  
High Street  
Scunthorpe  
DN15 6NL

Author: Rachael Edwards  
Dated: 4 August 2021

**Background Papers used in the preparation of this report Nil**

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## Summary of Temporary Event Notice

Name of Premises	Black Bull	Type of Application	TEN
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Point Number	Detail	Action
1	<p>The TEN was submitted for:</p> <ul style="list-style-type: none"> <li>• The sale by retail of alcohol, for consumption on the premises only</li> <li>• The provision of regulated entertainment, and</li> <li>• The provision of late night refreshment</li> </ul> <p>On Saturday 14 August 2021, 16:30hrs to 23:59hrs</p>	
2	<p>A Premises Licence is in force for the premises, which authorises:</p> <ul style="list-style-type: none"> <li>• Sale of alcohol for consumption on and off the premises, 06:00hrs to 24:00hrs</li> <li>• The provision of regulated entertainment, 19:00hrs to 24:00hrs</li> <li>• The provision of late night refreshment, 23:00hrs to 24:00hrs</li> </ul>	
3	<p>In addition, no licence permission is required for amplified live music between 08:00hrs to 23:00hrs on any day, on any premises authorised to sell alcohol for consumption on those premises.</p>	

## Summary of Representations/Conditions Requested (Responsible Authorities)

Point Number	Detail	Action
4	<p>Appendix C – Environmental Health(Commercial)</p> <p>On the grounds of prevention of public nuisance.</p>	

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

Point Number	Detail	Action
5	<p>Page 47, paragraph 7.37 &amp; 7.38 – Applying conditions to a TEN</p>	

## Summary of North Lincolnshire Council's Licensing Policy

Point Number	Detail	Action
6	Page 16, paragraph 22 – Temporary Events Notice	

## Summary of Other Relevant Information

Point Number	Detail	Action
7	Conditions currently attached to the Premises Licence:  <u>The Prevention of Public Nuisance</u>  All windows and external doors shall be kept closed when regulated entertainment takes place, except for the immediate access and egress of persons.	
8	All music and regulated entertainment taking place in outside areas linked to the premises must cease at 21:00 hours and not restart until after 10:00 hours the following day.	
9	The outside area to the rear of the premises must not be used after 23:00 hrs.	
10	The designated smoking area shall not be used for drinking and signs will be displayed requesting those using it to respect neighbours and keep noise to a minimum.	





North Lincolnshire Council, Operations Directorate, Licensing,  
Church Square House, PO Box 42, Scunthorpe, DN15 6XQ  
Tel: (01724) 297759 Fax: (01724) 297892 Email: licensing@northlincs.gov.uk

### Temporary Event Notice

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)	
1. Your name	
Title	<input checked="" type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	GORWOOD
Forenames	STEPHEN NEIL
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)	
Title	<input type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	
Forenames	
3. Your date of birth	Day [ ] Month [ ] Year [ ]
4. Your place of birth	[ ]
5. National Insurance Number	[ ]
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)	
[ ]	
Post town	[ ]
Postcode	[ ]
7. Other contact details	
Telephone numbers	[ ]
Daytime	[ ]
Evening (optional)	[ ]
Mobile (optional)	[ ]
Fax number (optional)	[ ]
E-Mail address (if available)	[ ]
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)	

Post town		Postcode
9. Alternative contact details (if applicable)		
Telephone numbers:		
Daytime		
Evening (optional)		
Mobile (optional)		
Fax number (optional)		
E-Mail address (if available)		
2. The premises		
Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references) (Please read note 2)		
BLACK BULL INN TOWNSIDE EAST HALTON. ONLHO 3NL		
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.		
Premises licence number:	PRM 36458	
Club premises certificate number		
If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)		
Please describe the nature of the premises below. (Please read note 4)		
PUBLIC HOUSE, RESTAURANT AND GARDEN		
Please describe the nature of the event below. (Please read note 5)		
WEDDING RECEPTION		

The licensable activities		
Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)		
The sale by retail of alcohol	<input checked="" type="checkbox"/>	
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>	
The provision of regulated entertainment. (Please read note 7)	<input checked="" type="checkbox"/>	
The provision of late night refreshment	<input checked="" type="checkbox"/>	
Are you giving a late temporary event notice? (Please read note 8)	<input type="checkbox"/>	
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 9)		
14 <sup>th</sup> August 2021		
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 10)		
16:30 hrs to 23:59 hrs		
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 11)		
180		
If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 12)	On the premises only	<input checked="" type="checkbox"/>
	Off the premises only	<input type="checkbox"/>
	Both	<input type="checkbox"/>
Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment (including, but not limited to lap dancing and pole dancing). (Please see note 13)		
LIVE music 18:00 hrs to 23:45 hrs		

<b>4. Personal licence holders (Please read note 14)</b>	
Do you currently hold a valid personal licence? (Please tick)	
Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
If "Yes" please provide the details of your personal licence below.	
Issuing licensing authority	NORTH LINCOLNSHIRE COUNTY
Licence number	[REDACTED]
Date of issue	[REDACTED]
Any further relevant details	

<b>5. Previous temporary event notices you have given (Please read note 15 and tick the boxes that apply to you)</b>		
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year.	ONE	
Have you already given a temporary event notice for the same premises in which the event period:	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?		

<b>6. Associates and business colleagues (Please read note 16 and tick the boxes that apply to you)</b>		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period:	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?		
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.		
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?		
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**7. Checklist:** (Please read note 17)

**I have:** (Please tick the appropriate boxes, where applicable)

Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	<input checked="" type="checkbox"/>
Signed the declaration in Section 9 below	<input checked="" type="checkbox"/>

**8. Condition:** (Please read note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the sale or supply of alcohol that all such supplies are made by or under the authority of the premises user.


**9. Declarations:** (Please read note 19)

The information contained in this form is correct to the best of my knowledge and belief.


I understand that it is an offence:

(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and

(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.

Signature	
Date	29 <sup>th</sup> July 2021
Name of Person signing	STEPHEN GOAWOOD

For completion by the licensing authority

10. Acknowledgement (Please read note 20)	
I acknowledge receipt of this temporary event notice.	
Signature	 On behalf of the licensing authority
Date	26 July 2021
Name of Officer signing	Alice Cowell

Our ref: SRU 253737  
Date: 29 July 2021  
If telephoning please ask for:  
Email

Sam Havenhand 01724 296959  
sam.havenhand@northlincs.gov.uk

# North Lincolnshire Council

[www.northlincs.gov.uk](http://www.northlincs.gov.uk)

Peter Williams BSc, DMS, CEng, MEI, MCMI, AMIMechE  
Director of Operations  
Church Square House  
30-40 High Street  
Scunthorpe  
North Lincolnshire  
DN15 6NL

Mr Stephen Gorwood  
Black Bull Inn  
Townside  
East Halton  
North Lincolnshire  
DN40 3NL

Dear Mr Gorwood

**Environmental Protection Act 1990**  
**Temporary Event Notice, Black Bull Inn, Townside, East Halton, North**  
**Lincolnshire, DN40 3NL**

North Lincolnshire Council's Environmental Protection Team has received notification that you have applied for a Temporary Event Notice to hold an event at the above premises on 14 August 2021.

One of the Environmental Protection Team's roles is to protect residents from statutory noise nuisances arising from commercial premises.

The temporary event notice seeks to have entertainment from 16:30hrs to 23:59hrs. Such an event has the potential to give rise to a noise nuisance.

North Lincolnshire Council therefore gives **notice of objection**, to your temporary event notice on the grounds of prevention of public nuisance. Due to the attendance of 180 people and lack of information relating to the positioning of the live music and patrons.

This department would appreciate your cooperation on this matter.

A copy of this letter has been forwarded to the Licensing Department.

Yours sincerely



**Sam Havenhand**  
**Technical Officer**  
**Environmental Protection Team**

Cc Licensing Department

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## NORTH LINCOLNSHIRE COUNCIL

### Schedule 12

### PREMISES LICENCE

Premises licence number

**PRM36458**

Part 1 – Premises details

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>	
Black Bull Inn Townside East Halton Immingham	
<b>Post Town:</b> Immingham	<b>Post Code:</b> DN40 3NL
<b>Telephone Number:</b> 01469 540828	

<b>Where the licence is time limited the dates</b>
N/A

<b>Licensable activities authorised by the licence</b>
Performance of Live Music (indoors) Playing of Recorded Music (indoors) Entertainment Similar (indoors) Late Night Refreshment (indoors) Sale of Alcohol for Consumption On & Off the Premises (indoors/outdoors)

**The times the licence authorises the carrying out of licensable activities**

Performance of Live Music - Authorised Hours (indoors)

Friday & Saturday 19:00 hrs to 24:00 hrs

Playing of Recorded Music - Authorised Hours (indoors/outdoors)

Friday & Saturday 19:00 hrs to 24:00 hrs

All music and regulated entertainment taking place in outside areas linked to the premises must cease at 21:00 hours.

Entertainment Similar to the performance of Live Music, Recorded Music or Performance of Dance - Authorised Hours (indoors)

Christmas Eve 18:00 hrs to 21:00 hrs

Late Night Refreshment - Authorised Hours (indoors)

Monday to Saturday 23:00 hrs to 24:00 hrs

Late night refreshment shall cease at 24:00 hrs each day except to persons with a confirmed booking staying at premises accommodation that night.

Sale of Alcohol for Consumption On and Off the Premises - Authorised Hours (indoors/outdoors)

Monday to Sunday 06:00 hrs to 24:00 hrs

The sale of alcohol shall cease at 24:00 hrs each day except to persons with a confirmed booking staying at premises accommodation that night.

**The opening hours of the premises**

Monday to Sunday 08:00 hrs to 24:00 hrs

There shall be no admittance to the premises after 24:00 hours each day, except to persons with a confirmed booking staying at the premises accommodation that night.

There shall be no admittance to the premises between 06:00 hours and 08:00 hours except to persons with a confirmed booking, having stayed at the premises accommodation the previous night.

**Where the licence authorises the supplies of alcohol whether these are on and / or off supplies**

Consumption On & Off Premises

**Part 2**

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence**

Mr Stephen Neil Gorwood

██████████  
██████████  
██████████  
██████████  
██████████  
██████████  
████████████████████

**Registered number of holder, for example company number, charity number (where applicable)**

N/A

**Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Mr Stephen Neil Gorwood

Tel: ██████████

██████████  
██████████  
██████████  
██████████  
██████████

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**

Personal Licence issued by **North Lincolnshire Council**, Licence Number: ██████████

## **Annex 1 – Mandatory Conditions**

### Supply of Alcohol

1. No supply of alcohol may be made under this premises licence
  - a) at a time when there is no Designated Premises Supervisor in respect of this licence, or
  - b) at a time when the Designated Premises Supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under this premises licence must be made or authorised by a person who holds a personal licence.

### Drinks Promotions

1.(1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) in this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carried a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance or harm to children:

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol); or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in Section 159 of the Act);

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on:

(i) the outcome of a race, competition or other event or process; or

(ii) the likelihood of anything occurring or not occurring;

(e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that person is unable to drink without assistance by reason or a disability).

3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

4. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol;

(2) the policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

5. The responsible person shall ensure that:

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- (i) beer or cider = ½ pint;
- (ii) gin, rum, vodka or whisky = 25 ml or 35 ml; and
- (iii) still wine in a glass = 125 ml; and

(b) customers are made aware of the availability of these measures.

#### Exhibition of Films

The admission of children must be restricted in accordance with the recommendation made by the film classification body specified in this premises licence; or

The admission of children must be restricted in accordance with the recommendation made by North Lincolnshire Council attached to this premises licence.

#### Door Supervision

Door Supervisors shall be licensed with the Security Industry Authority in accordance with the Private Security Industry Act 2001.

### **Annex 2 – Conditions consistent with the operating Schedule**

### General Conditions

None attached

### The Prevention of Crime and Disorder

A CCTV system is installed and in operation at the premises. The responsible person is the 'Designated Premises Supervisor'.

1. There shall be sufficient cameras to cover those areas that are not easily supervised from the bar including entrance, exits and outside areas where it is intended to conduct licensable activities.
2. A monitor should be placed in such a position so as to be viewed by staff working in the sales area of the premises.
3. The system must be capable of continuously recording in colour, providing pictures of evidential quality in all lighting conditions, and copies of such recordings shall be retained for a period of not less than 28 days.
4. Any system installed should be capable of producing copies of recordings on site. Copies of recordings shall be provided on request to a person under the direction and control of the Chief Constable or an officer of North Lincolnshire Council on DVD/USB at no cost.
5. The Premises Licence Holder must ensure an appointed member of staff is capable of downloading CCTV footage in a recordable format at all times the premises are operating.
6. CCTV cameras must not be obstructed in anyway.

The premise licence holder must ensure that there is an adequate risk assessment of the need for SIA door supervision at the premises and shall provide door supervision in accordance with that risk assessment. Such an assessment shall be written down and kept at the premises and be available for production on demand by a person under the direction and control of the Chief Constable or an officer of North Lincolnshire Council.

The premises shall adopt and operate a comprehensive drugs policy, including recording toilet checks every 30 minutes, a copy of these checks shall be retained at the premises for 12 months and made available for inspection if requested by officers under the direction and control of the Chief Constable or an officer of North Lincolnshire Council.

### Public Safety

There must be a personal licence holder on duty at the premises at all times when the premises are authorised to sell alcohol.

An incident log shall be kept at the premises, and made available on request to a person under the direction and control of the Chief Constable or an officer of North Lincolnshire Council, which will record the following:

All crimes reported to the venue  
All ejections of patrons  
Any complaints received  
Any incidents of disorder  
All seizures of drugs or offensive weapons



Any refusal of the sale of alcohol  
Any visit by a relevant authority or emergency service  
Any faults in the CCTV system

Staff training will be given to all staff working at the premises. Such training shall be documented and recorded in a book or folder kept solely for that purpose. It will record the date and names of those trained and the person providing it. All present shall sign the book. The frequency of the training shall be upon once every 12 months. The training shall cover all aspects of the responsible sale of alcohol and conflict management. The book will be available to be viewed on demand by a person under the direction and control of the Chief Constable or an officer of North Lincolnshire Council.

A risk assessment must be completed when events are held at the premises for the need of Polycarbonate or crushable glassware and decanting of all bottles. This will be written down and made available to the council and Humberside Police upon request.

Polycarbonate or crushable glassware and decanting of all bottles will be used upon request by Humberside Police or Local Authority. Pool cues must be stored behind the bar when not in use and a maximum of 2 cues will be used at any one time.

#### The Prevention of Public Nuisance

Signage must be displayed at all exits requesting that customers respect the local residents and leave quietly.

All windows and external doors shall be kept closed when regulated entertainment takes place, except for the immediate access and egress of persons.

All music and regulated entertainment taking place in outside areas linked to the premises must cease at 21:00 hours and not restart until after 10:00 hours the following day.

The outside area to the rear of the premises must not be used after 23:00 hrs.  
The sale of alcohol and late night refreshment shall cease at midnight each day except to persons with a confirmed booking staying at premises accommodation that night.

There shall be no admittance to the premises after 24:00 hours each day, except to persons with a confirmed booking staying at the premises accommodation that night.

There shall be no admittance to the premises between 06:00 hours and 08:00 hours except to persons with a confirmed booking, having stayed at the premises accommodation the previous night.

The designated smoking area shall not be used for drinking and signs will be displayed requesting those using it to respect neighbours and keep noise to a minimum.

#### The Protection of Children from Harm

Challenge 25 shall be implemented and a proof of age policy is to be applied with the accepted means of proof of age being: Passport Photo Driving Licence; a recognised valid photo-id card

bearing the PASS hologram and any future accredited and accepted proof of age, as defined by Humberside Police. Signs shall be displayed at the premises informing customers of the scheme.

Under 18's are only permitted to be on the premises in the presence of a parent, family member or legal guardian.

Staff training with regard to age restricted sales of alcohol shall take place upon commencement of employment and thereafter, at least every six months.

The Designated Premises Supervisor (DPS) or duly appointed key member of staff, shall maintain a record of all training, with details of the date, names of the staff, the person providing the training and its contents, which shall be completed at the time of the training. The records must be made available to a representative of any responsible authority on request.

A refusals book or electronic log shall be kept at the premises and shall be used to record all refusals to sell alcohol for any reason. The details to be recorded must be as follows:

1. Time, day & date of refusal
2. Item refused
3. Name & address of customer (if given)
4. Description of customer
5. Details of ID offered (if shown)

The refusals book shall be regularly audited by the Designated Premises Supervisor (DPS) or duly appointed key member of staff to assess employees' compliance with refusing age-restricted sales and must be made available to a representative of any responsible authorities on request.

### **Annex 3 – Conditions attached after a hearing by the licensing authority**

N/A

### **Annex 4 – Plans**

As attached

**NORTH LINCOLNSHIRE COUNCIL**

**Part B**

**Premises licence summary**

**Premises licence number**

**PRM36458**

**Premises details**

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

Black Bull Inn  
Townside  
East Halton  
Immingham

**Post Town:** Immingham

**Post Code:** DN40 3NL

**Telephone Number:** 01469 540828

**Where the licence is time limited the dates**

N/A

**Licensable activities authorised by the licence**

Performance of Live Music (indoors)  
Playing of Recorded Music (indoors)  
Entertainment Similar (indoors)  
Late Night Refreshment (indoors)  
Sale of Alcohol for Consumption On & Off the Premises (indoors/outdoors)

**The times the licence authorises the carrying out of licensable activities**

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Friday & Saturday 19:00 hrs to 24:00 hrs

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Christmas Eve 18:00 hrs to 21:00 hrs

Late Night Refreshment - Authorised Hours (indoors)

Monday to Saturday 23:00 hrs to 24:00 hrs

Late night refreshment shall cease at 24:00 hrs each day except to persons with a confirmed booking staying at premises accommodation that night.

Sale of Alcohol for Consumption On and Off the Premises - Authorised Hours (indoors/outdoors)

Monday to Sunday 06:00 hrs to 24:00 hrs

The sale of alcohol shall cease at 24:00 hrs each day except to persons with a confirmed booking staying at premises accommodation that night.

**The opening hours of the premises**

Monday to Sunday 08:00 hrs to 24:00 hrs

There shall be no admittance to the premises after 24:00 hours each day, except to persons with a confirmed booking staying at the premises accommodation that night.

There shall be no admittance to the premises between 06:00 hours and 08:00 hours except to persons with a confirmed booking, having stayed at the premises accommodation the previous night.

**Where the licence authorises the supplies of alcohol whether these are on and / or off supplies**

Consumption On & Off Premises

**Name, (registered) address of holder of premises licence**

Mr Stephen Neil Gorwood

██████████  
██████████  
██████████  
██████████  
██████████

**Registered number of holder, for example company number, charity number (where applicable)**

N/A

**Name of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Mr Stephen Neil Gorwood

**State whether access to the premises by children is restricted or prohibited**

Under 18's are only permitted to be on the premises in the presence of a parent, family member or legal guardian.

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