

The Hairy Dog

Representation to PL Variation 24/08/22

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Witness Statement**Criminal Procedures Rules, R27.2; Criminal Justice Act 1967, S.9; Magistrates' Courts Act 1980, S.5B**

URN

30

Statement of **Gareth FOWLER**

Age If under 18 Over 18 (If over 18 insert 'over 18') Occupation Police Constable 3492

This statement (consisting of 5 pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signature: **G Fowler**Date: **18/08/22**Cross if witness evidence is visually recorded ☐ (supply witness details on rear)

I am a Police Licensing Enforcement Officer working for the South Division of Derbyshire Constabulary. I have been in the role of Licensing Enforcement Officer for five years. As part of my responsibilities in this role I have responsibility for Licence Enforcement Matters for Derby City Council, Erewash Borough Council and South Derbyshire District Council Areas.

I have been a Warranted Constable for 14 years and have served at Alfreton, Long Eaton, Ilkeston and Derby as a uniformed patrol officer. Since 2017 I have worked as part of a specialised team in the Police Licensing Department. I am currently stationed in South Division at Saint Mary's Wharf Police Station, Chester Green, Derby.

On Thursday 7 July 2022 an application for a variation to a Premises Licence (PL) was received by Derbyshire Police Licensing, the application made by Scott Malcolm 11/04/1983 was to vary the current authorised Premises Licence at the Hairy Dog, Becket Street, Derby, DE1 1HT. The application sought to vary the PL in two ways.

"The applicant would like to hold the occasional wrestling and or boxing event.

Signature  Signature witnessed by

Continuation of Statement of

Gareth Fowler

Some of these events are incredibly popular with children and as such, aside from applying to hold the events, the applicant also seeks to allow children to attend the events from start to finish.

Currently children are not permitted on the premises past 8pm. The applicant seeks to remove this condition and to amend another condition which requires children to be accompanied by an adult.

In replacement the applicant would like to have a more bespoke condition which permits children to be present on the premises when accompanied by an adult for live performances, boxing and wrestling events."

Essentially the application is to add the Licensable activity of Boxing and Wrestling to the PL and remove and/or adjust some annex 2 conditions to allow children into the premises until midnight when there is entertainment ongoing.

I was first made aware of the proposal for this application when the agent of the applicant contacted this office by email on 4th July 2022 at 2318hrs (Page 258) in this email Peter Conisbee set out the proposal of a variation that he was looking at putting forward in the next couple of weeks, and asked if there would be any "glaring concerns"

This email was forwarded to me by our Licensing Clerk on 5 July 2022 and I responded on 8 July, raising concerns, and requesting a meeting to discuss before any application was made. However, I was surprised to find that the application had already been sent to the council and arrived in my office on the 8 July before any consultation could take place.

I replied to this email (Page 255) and requested a meeting to discuss the variation. A meeting was then held on 15 July 2022 at the premises with the DPS and PLH Scott Malcolm. I presented my concerns and at the end of the meeting we agreed that Scott would provide me with further information and risk assessments as to how they would prevent children from coming to harm if they were able to stay in the premises until midnight. I also asked for risk assessments and operating schedules around the organisation and running of the boxing and wrestling events.

Signature



Signature witnessed by

Continuation of Statement of

Garth Fowler

At this point Scott told me that they had been approached by a company called Kumite Combat Wrestling, they are currently holding events at another premises in Derby, but having no room inside, are looking for a venue with room inside for the Winter.

I have researched this company and as far as I can see from their facebook page they are a promotion company which puts on age restricted (18+) wrestling matches which as you would expect are inappropriate for under 18s. This appears to contradict the application which states they want children to be able to attend wrestling bouts, and more specifically the email from Peter Conisbee Dated 8 July 2022 stating ". Essentially my client has no interest in children being on the premises but does not want to prevent them from attending gigs and mainly wrestling events, which seem to be more kids based." (Page 256) I have provided to the committee a disk showing the last example of the type of Wrestling Kumite Combat Wrestling provide in another Derby Venue. (bear in mind this is marketed and upheld as an over 18s show.)

We arranged for a follow up meeting on 22 July 2022 and I requested that any supporting documentation be sent to me before this so I could digest it and make informed decisions.

On 20 July 2022 I received a further email from Peter Conisbee (Page 261) cancelling the meeting as they were awaiting a letter of support from the Music Venues Trust (MVT)

By 3 August 2022 I had not received the letter from the MVT nor, more importantly any risk assessments or operating schedules in relation to the variation so I submitted a representation to the application. (Page 27 – 31)

I have deep concerns about the whole application but specifically letting children into this premises to midnight. It currently has a restriction that only allows children in to 2000hrs daily. The Halcyon is a destination premises in the heart of Derby City Centre, it is a vertical drinking establishment which offers entertainment in the form of live music on a weekly basis. I do not believe that between the hours of 2000 and 0000hrs the premises is a suitable place for children to be. The reason for this is the high level of violent incidents which happen at the premises. At the time of representation, the premises had 37 Police related Incident attributed to them, this has since risen to 38. Out of these 38 incidents 31 are violence related and 7 Violent incidents have

Signature



Signature witnessed by

Continuation of Statement of Gareth Fowler

been recorded between the hours of 2000hrs and 0000hrs. (Pages 50 to 56) This is absolutely not what would be expected of a child friendly venue.

As the result of a lack of consultation with the applicant I have not seen any safeguards and/or changes to the operation of the premises which would make me believe that children would not be subjected to this violence. Further to this, I am not confident that adequate safety measures would be in place to ensure children are not subjected to moral, psychological and physical harm whilst amongst potentially drunk individuals late into the night at a city centre venue. Wrestling and boxing bouts held late into the night have also been proven to cause further violence and agitation in the night-time economy with alcohol fuelled violence increasing around these type of events.

On 15 July 2022 Derbyshire Fire Authority visited the premises and found that people were at risk whilst in the premises, they showed 9 points that need rectification to ensure the safety of customers at the premises. Alarming, following an audit last year there are still points which have not been addressed regarding the storage of LPG gas cylinders. On 28/05/2021 (Page 232 - 237) the audit instructed to

"Suggested Action

Re-locate the spare LPG cylinders to a more suitable location. They should be stored in a lockable cage outdoors. It should be stored as per UKLPG Code of Practice No 7 and suitably risk assessed by a competent person.

Reason

The spare cylinders were located indoors, on an escape route/stairway and not suitably ventilated or

protected by fire.

The audit from 15/07/2022 stated (pages 238-250)

Action

Relocate the LPG cylinders throughout the building (including the ones that are being stored by the food van) to a properly designed and located storage area away from the premises or in a

Signature  Signature witnessed by

Continuation of Statement of

Gareth Fowler

building that is dedicated for LPG.5 If this cannot be achieved, they should be limited to 15kg in no more than two cylinders and kept in a safe, secure and well-ventilated place where they cannot be interfered with, they can be kept upright (with valve protection fitted), they are away from sources of ignition and/or ignitable materials; and are away from any corrosive toxic or oxidant materials. They must never be located on any corridor or stairway or circulation space that will be used as an escape route, this includes escape from the flat that is currently being renovated.

Reason

LPG cylinders are being stored inappropriately and excessively. If a fire were to break out, these cylinders could exacerbate the fire or explode. This would put persons at risk.

If anything it appears that the situation has worsened over the last year. I find it difficult to believe that instructions on how to keep people safe from fire, that were issued a year ago are still being ignored to this day. It further shows that the premises and its management have little regard to the safety of its current customers.

To sum up, I believe I have shown in this statement and supporting documentation that this Premises is unsuitable to have children on site from 2000hrs to 0000hrs the likelihood of the Four Licensing Objectives (FLO) being breached is high and children would be at risk within this venue. There is also no evidence that the venue can show wrestling and boxing matches safely without adversely affecting the FLO.

I respectfully request that the committee refuse this application on that fact that it would negatively impact three of the four Licensing Objectives, those being, The prevention of crime and disorder, the protection of children from harm and Public safety.

Signature



Signature witnessed by

**The Licensing Team Communities Environment and Regulatory Services
Derby City Council The Council House Corporation Street Derby DE1 2FS**

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 Scott Malcolm

(Insert name(s) of applicant)

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
PL10551179

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description The Hairy Dog, Becket Street			
Post town	Derby	Postcode	DE1 1HT

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£50000

Part 2 – Applicant details

Daytime contact telephone number	07877 851 048		
E-mail address (optional)	info@policensing.co.uk		
Current postal address if different from premises address	4 Beacon Close		
Post town	Huntingdon	Postcode	PE29 6GB

Part 3 - Variation.

Please tick as appropriate

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

☒ Yes

☐
No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

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 see guidance note 2)

The applicant would like to hold the occasional wrestling and or boxing event. Some of these events are incredibly popular with children and as such, aside from applying to hold the events, the applicant also seeks to allow children to attend the events from start to finish.

Currently children are not permitted on the premises past 8pm. The applicant seeks to remove this condition and to amend another condition which requires children to be accompanied by an adult.

In replacement the applicant would like to have a more bespoke condition which permits children to be present on the premises when accompanied by an adult for live performances, boxing and wrestling events.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

--

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 see guidance note 3) Please tick all that apply

- a) plays (if ticking yes, fill in box A) ☐
- b) films (if ticking yes, fill in box B) ☐
- c) indoor sporting events (if ticking yes, fill in box C) ☐
- d) boxing or wrestling entertainment (if ticking yes, fill in box D) ☒
- e) live music (if ticking yes, fill in box E) ☐
- f) recorded music (if ticking yes, fill in box F) ☐
- g) performances of dance (if ticking yes, fill in box G) ☐
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) ☐
- i) Provision of late night refreshment (if ticking yes, fill in box I) ☐
- j) Supply of alcohol (if ticking yes, fill in box J) ☐

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 5)</u>		
Mon					
Tue					
Wed			<u>State any seasonal variations for performing plays (please read guidance note 6)</u>		
Thur					
Fri			<u>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)</u>		
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 (please read guidance note 4)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 5)</u>		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films (please read guidance note 6)</u>		
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 (please read guidance note 7)</u>		
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			
Thur			
Fri			<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)
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 (please read guidance note 4)</u> Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	
Mon	0900	2300	
Tue	0900	2300	<u>Please give further details here (please read guidance note 5)</u>
Wed	0900	2300	
Thur	0900	2300	<u>State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6)</u>
Fri	0900	2300	
Sat	0900	2300	<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 (please read guidance note 7)</u>
Sun	0900	2300	

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			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Thur					
Fri			<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)		
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 (please read guidance note 4)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 5)</u>		
Mon					
Tue					
Wed					
Thur			<u>State any seasonal variations for the playing of recorded music (please read guidance note 6)</u>		
Fri					
Sat			<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 (please read guidance note 7)</u>		
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)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 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					

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (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					
			<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)		
Thur					
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>

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon	0900	0300	
Tue	0900	0300	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)
Wed	0900	0300	
Thur	0900	0300	
Fri	0900	0300	
Sat	0900	0300	
Sun	0900	0300	

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.

The removal of condition 31 which states,

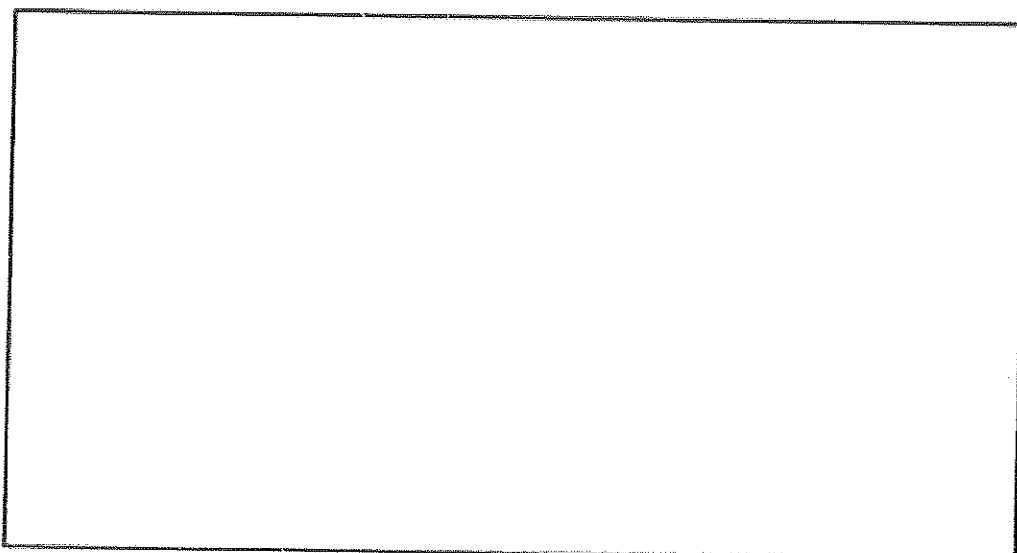
No children are permitted on the premises after 2000 hours

And replaced with

Children under the age of 18 are not permitted on the premises after 2000 hours, except in the following circumstances;

- 1. A live performance or an artist/s, boxing or wrestling event is taking place, and***
- 2. They are accompanied by an adult***

In the circumstance of 1 & 2 above, they are only permitted on the premises until midnight.



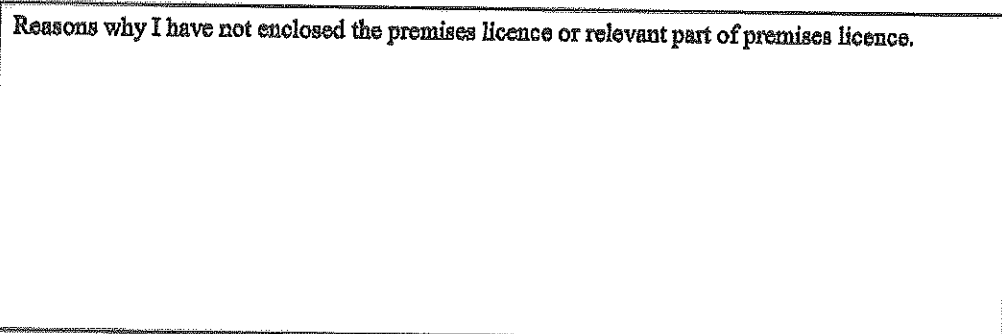
Please tick as appropriate

- 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 not enclosed 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 and e) (please read guidance note 11)

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Children under the age of 18 are not permitted on the premises after 2000 hours, except in the following circumstances;

- 1. A live performance or an artist/s, boxing or wrestling event is taking place, and***
- 2. They are accompanied by an adult***

In the circumstance of 1 & 2 above, they are only permitted on the premises until midnight

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 (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	<i>Peter Conisbee</i>
Date	7 th July 2022
Capacity	Licensing Consultant for the applicant

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 address for correspondence associated with this application (please read guidance note 15)
 Peter Conisbee
 4 Beacon Close

Post town	Huntingdon	Post code	PE29 6GB
Telephone number (if any)	07877 851 048		

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
info@pcclicensing.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.

Licensing – Privacy Notice

How is your information used?

We may use your information to: process applications, investigate and prosecute relevant illegal activities, investigate and prosecute Corporate Fraud; send you communications that you have requested or that may be of interest; ask agencies, government departments or other public bodies to give us information they have about you; check information you have provided, or information about you that someone else has provided, with other information we hold; get information about you from certain third parties, or give information to them to check the accuracy of information, prevent or detect fraud or protect public funds. These third parties include Government Departments, other Local Authorities and private sector companies, as allowed by law.

Who has access to your information?

We may share your information with:

- Other Council Departments – to ensure we meet our statutory duties; or to collect debt, and prevent fraud and the misuse of public funds.
- External organisations, for example, HM Revenues & Customs, the Department of Work and Pensions, the Police, the Audit Commission and other enforcement agencies and third parties, for other purposes allowed by law, including, to prevent fraud and the misuse of public funds.

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Licensing Act 2003 - Representation in respect of a Variation of a Premises Licence

Details of person or body making representation	
Your Name:	P.C. 3492 Gareth FOWLER
Your Address:	Derbyshire Constabulary South Division Head Quarters Saint Marys Wharf Prime Parkway Chester Green Derby DE1 3AB

Details of premises representation is about	
Name of Premises:	The Hairy Dog
Address of premises:	The Hairy Dog Becket Street Derby DE1 1HT

Please tick one or more of the licensing objectives that your representation relates to:	
Prevention of crime and disorder	yes
Public Safety	yes
Prevention of public nuisance	
Protection of children from harm	yes

Please summarise your concerns about this application:

The applicant, Scott Malcolm, who is also appointed as the Designated Premises Supervisor, has applied for a variation to the Premises Licence of the Hairy Dog, Becket Street, Derby.

The variation seeks the addition of a licensable activity, namely boxing and wrestling also the removal of condition 31 which states,

No children are permitted on the premises after 2000 hours,

which would be replaced with

Children under the age of 18 are not permitted on the premises after 2000 hours, except in the following circumstances.

- 1. A live performance or an artist/s, boxing or wrestling event is taking place, and**
- 2. They are accompanied by an adult**

In the circumstance of 1 & 2 above, they are only permitted on the premises until midnight.

On Behalf of the Chief officer of Police, the Licensing Team have serious concerns that the Licensing Objectives will be undermined should this variation go ahead and therefore I wish to object to the granting of this variation.

The location of the premises is Becket Street, Derby which, is situated in the City Centre and a prominent area of the City Night Time Economy. In the immediate surrounding area, there are numerous other licensed premises which means the area is very busy particularly on Friday and Saturday evenings, with people wishing to enjoy the night-time economy. Unfortunately, this leads to multiple incidents of crime and disorder taking place, which are very often alcohol fuelled, leading to calls for service for the Police but also the Ambulance service and the Street Pastors.

Encouraging under 18's into the night time economy, where they are likely to be subjected to such incidents does not seem responsible and I have grave concerns that granting this variation would increase the possibility that children would come to harm.

The application does not provide adequate assurances that under 18's, who will be entering an adult environment will be protected from harm. The application states that they must be accompanied by an adult however it makes no mention of whether this adult would be known to them. There is no clarification on the lower age limit and a child of any age would be able to enter the premises until midnight and the application makes no mention to the nature of the performance being age appropriate for the audience.

I refer the 182 guidance which states the following.

2.22 The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions.

I have researched the incidents associated with the Premises in the last 12 months which covers the period since re-opening post covid. The Police system has a total of 37 incidents with 30 relating to violence. This is a high level of incidents for a Premises, especially in relation to violence.

A meeting was held with the applicant on 15 July 2022 to seek further clarification on what measures would be put in place to ensure that children would not come to harm. Following this meeting I requested that they send through their operating schedule and risk assessments relating to this variation. A further meeting was arranged for Friday 22 July to discuss any information they sent to me to see if any agreements could be made in respect of both aspects of the application. I received an email on 20 July 2022 from the agent of the applicant stating the following; ***"I am informed that you are due to meet again this Friday but, to keep you in the loop, the Music Venues Trust (MVT) a charity who deal with grass roots music venues all over the UK, are taking up the matter and will be writing a letter of support as to how the U18 issue is dealt with at music venues large and small all over the UK."***

To date this letter has not been forwarded to me, but even if it had I do not believe that an outside organisation such as this trust, could negate the specific issues and needs of this venue, this would require the aforementioned risk assessments and operating schedules that only the person in day to day control of the premises can provide, these assessments and schedules have also not been sent through as discussed at the meeting on 15th July.

The concerns of the police also relate to the addition of Wrestling and Boxing to the Licence of the premises. Again, with the Premises being in the City Centre and the known rise in incidents when events such as boxing are shown until late into the night I do not believe that the addition of this Licensable Activity to the PL would not undermine the Four Licensing Objectives. There has been no risk assessments or operating schedules put forwards that would mitigate this.

During our informal meeting it was discussed that it may be practicable to reduce the hours of this Licensable Activity with it ending at 2000hrs before the normal night's activities take place. This is certainly one way to avoid further issues, but more details would need to be known around any conditions to bolster this addition. Again no information has been received since the original meeting.

With the lack of supporting evidence from the applicant, and the high number of violent incidents at the premises, 7 of which have happened between the hours of 2000hrs and 2359hrs I do not believe that the three of the four Licensing objectives Specifically those of the Prevention of crime and disorder and the protection of children from harm, would not be undermined if this application were to go through.

As we are unable to reach a compromise which gives the police satisfaction that the licensing objectives will not be undermined, The Chief Officer of Police for Derbyshire respectfully submits this representation in accordance with section 34 (3) of the Licensing act 2003.

A further bundle of supporting evidence for the grounds of this objection will follow.

Please give further details of why you believe this application will have an adverse effect on the licensing objectives

See above representation.

Return your completed form to:

By post: Licensing Officer Derby City Council Communities Environment &
Regulatory Services Council House Corporation Street Derby DE1 2FS.

by email: licensing@derby.gov.uk

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Part 1 – Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION	
The Hairy Dog	
Becket Street Derby DE1 1HT	

WHERE THE LICENCE IS TIME LIMITED THE DATES
Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE
<ul style="list-style-type: none"> • performance of plays • playing of films • performance of indoor sporting events • a performance of live music • any playing of recorded music • a performance of dance • entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance • provision of late night refreshment • the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES			
Activity (and Area if applicable)	Description	Time From	Time To
A. Plays (Indoors)	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES			
Activity (and Area if applicable)	Description	Time From	Time To
B. Films (Indoors)	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00
C. Indoor sporting events (Indoors)	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00
E. Live music (Indoors)	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00
F. Recorded music (Indoors)	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00

G. Performance of dance (Indoors)			
	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00
H. Anything of a similar description to that falling with (e), (f) or (g) (Indoors)			
	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00
I. Provision of late night refreshment (Indoors)			
	Sunday	23:00	03:00
	Monday	23:00	03:00
	Tuesday	23:00	03:00
	Wednesday	23:00	03:00
	Thursday	23:00	03:00
	Friday	23:00	03:00
	Saturday	23:00	03:00
J. The sale by retail of alcohol for consumption ON & OFF the premises			
	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday	09:00	03:00
Monday	09:00	03:00
Tuesday	09:00	03:00
Wednesday	09:00	03:00
Thursday	09:00	03:00
Friday	09:00	03:00
Saturday	09:00	03:00

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES

- J The sale by retail of alcohol for consumption ON & OFF the premises

Part 2**NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE**

Scott Malcolm

23 Kitchener Avenue Derby DE23 8WH

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)**NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES AUTHORISES THE SUPPLY OF ALCOHOL**

Scott Malcolm

23 Kitchener Avenue Derby DE23 8WH

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY THE DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No: PA10553469

Issued by: Derby City Council

ANNEXES

NON STANDARD TIMINGS

On the morning of the start of British Summer Time the terminal hour shall be extended by one hour.

ANNEX 1 – MANDATORY CONDITIONS

SUPPLY OF ALCOHOL

1. No supply of alcohol may be made under the premises licence –
 - a. at any time when there is no designated premises supervisor in respect of the premises licence; or
 - b. at any time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

DOOR SUPERVISION

3. Each individual required to be at the premises to carry out a security activity must be licensed by the Security Industries Authority.

MANDATORY CONDITION IMPLEMENTED ON 28 MAY 2014.

- 1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1 —
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) "permitted price" is the price found by applying the formula — $P = D + (D \times V)$Where — P is the permitted price,

(ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence—

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

MANDATORY CONDITIONS IMPLEMENTED 1 OCTOBER 2014

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

(2) 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 –

(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 in a manner which carries a significant risk of undermining a licensing objective.

(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 in a manner which carries a significant risk of undermining a licensing objective.;

(d) 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).

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

3. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The Designated Premises Supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy

(3) 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 either

(a) holographic mark or

(b) an ultraviolet feature

4. The responsible person must 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) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises: and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

MANDATORY CONDITIONS - EXHIBITION OF FILMS

- 1 No film shall be exhibited unless:
 - a. it has received a "U", "PG", "12A", "15", or "18" certificate of the British Board of Film Classification; or
 - b. it is a current newsreel, which has not been submitted to the British Board of Film Classification.
- 2 "18" Films
No person apparently under the age of eighteen years shall be admitted to any exhibition at which there is to be shown any film which has received an "18" certificate from the British Board of Film Classification.
- 3 "15" Films
No person apparently under the age of fifteen years shall be admitted to any exhibition at which there is to be shown any film which has received an "15" certificate from the British Board of Film Classification.
- 4 "12A" Films
No person apparently under the age of twelve years shall be admitted to any exhibition unless accompanied by an adult at which there is to be shown any film, which has received a "12A" certificate from the British Board of Film Classification.
- 5 "PG" Films
Some scenes contained at which there is to be shown any film, which has received a "PG" certificate from the British Board of Film Classification, may be unsuitable for young children.

- 6 "U" Films
Films suitable for all is any film, which has received a "U", certificate from the British Board of Film Classification.
- 7 Permission of Licensing Authority
Notwithstanding the above, a film may be exhibited, or persons, or any class of person, may be admitted thereto if the permission of the licensing authority is first obtained and any conditions of such permission are complied with.

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

NONE

ANNEX 3 - CONDITIONS SET BY LICENSING SUB-COMMITTEE ON 19/02/16

CONDITIONS RELATING TO CRIME AND DISORDER

- 1) A CCTV system shall be installed and operating at all times. The cameras are to be positioned so as to ensure that all parts of the premises to which the public has access are sufficiently covered (save any toilet areas).
- 2) All recordings will be made in real time and shall be retained for a minimum of 28 days and made available for the view at the reasonable request of a Police Officer or other authorised person as detailed within section 13 Licensing Act 2003.
- 3) The recording system is to be secure and maintained in good working order and any faults repaired as soon as possible.

CONDITIONS RELATION TO PUBLIC SAFETY

- 4) An incident log will be maintained at the premises and all relevant incidents recorded within the log. The log will be written, retained at the premises for a minimum of 12 months and kept on the premises for production upon reasonable request of a Police Officer or other authorised person as detailed within section 13 of the Licensing Act 2003.
- 5) A written drugs policy will be maintained and adhered to at the premises and be available for

production upon reasonable request of a Police Officer or authorised person as detailed in section 13 of the Licensing Act 2003.

- 6) The requirement for SIA registered door supervisors and toilet attendants is to be risk assessed and agreed with the local Police Licensing Department, a copy of the risk assessment is to be provided to the Licensing Authority. Once agreed, the risk assessment may only be amended with the prior written agreement of the local Police Licensing Department.
- 7) A minimum of two door staff will be on duty every Friday and Saturday evening from 21:00 when the premises are open for licensable activities.
- 8) A minimum of two door staff will be on duty at all times when live entertainment is being held at the premises.
- 9) SIA registered door supervisors employed at the premises will wear high visibility jackets/ clothing to distinguish them in their role and make them easily identifiable.
- 10) SIA registered door supervisors shall be equipped with an appropriate method of keeping an accurate record of the capacity levels.
- 11) A daily record of the door supervisors that work at the premises (whether paid or unpaid) will be retained at the premises and will include:
 - start time and finish time of each door supervisor
 - SIA badge number
 - Door supervisor's will sign and print their name in a legible form
 - Each entry will be countersigned by the Designated Premises Supervisor.
- 12) The door supervisors log will be retained at the premises for a minimum of 12 months and kept on the premises for production upon reasonable request of a Police Officer or authorised person as detailed in section 13 The Licensing Act 2003.

- 13) No customer of the premises shall be allowed to take an alcoholic drink from the premises in an open container unless to an external area set aside for consumption as per the plan.
- 14) The first use of the premises for any of the licensable activities the subject of this grant shall not take place until the Premises Licence Holder deposits with each of the Licensing Authority, Derbyshire Fire & Rescue Service and Derbyshire Constabulary, a copy of:
- i. a suitable fire safety risk assessment (which must be approved by the Derbyshire Fire & Rescue Service), within which a maximum occupancy figure (to include all personnel employed at the premises by the Premises Licence Holder, any performers engaged for an event on the premises, the event organiser (and any representatives of theirs) and patrons) shall be recorded. It shall also include an assessment of the optimal number of staff to be employed on the premises during the hours when licensable activity is ongoing. For the avoidance of doubt, references to staff exclude those personnel to be employed as door supervisors where a need to employ door supervisors arises;
 - ii. Confirmation of compliance with fire safety regulations.
- 15) The premises shall operate with the dispersal policy which was verified on 19 February 2016.
- 16) Notices must be displayed in the premises in prominent position which warn customers about the need to be aware of pick pockets or bag snatchers, and to guard their property.

CONDITIONS RELATING TO PUBLIC NUISANCE

- 17) No noise from regulated entertainment, including repetitive bass noise, shall be audible from within noise sensitive premises with their windows open in a typical manner for ventilation.
- 18) No amplified music or speech shall be relayed externally via loud speakers other than for events with the prior approval of the Licensing Authority.
- 19) The licence holder, Designated Premises Supervisor (DPS) or a suitably trained nominated representative, shall receive and respond to complaints throughout the duration of all noise generating events. A record of all complaints and any action taken as a result shall be maintained in a "complaints logbook" kept specifically for that purpose. The logbook shall be made available for inspection by a Police Officer, or any other authorised person as detailed

within section 13 of The Licensing Act 2003, upon their request.

- 20) The licence holder, Designated Premises Supervisor (DPS) or a suitably trained nominated representative, shall monitor the noise from time to time outside noise sensitive premises, during every event involving amplified music or speech. If as a result of such monitoring, it is considered that the noise levels are excessive, immediate action should be taken to reduce the volume to acceptable levels.
- 21) Sound levels from amplified music shall be set at a level agreed in writing with the Environmental Protection Team, Environment and Regulatory Services, Derby City Council. The agreed level, which will be based on avoidance of noise nuisance to nearby sensitive receptors, shall not be exceeded at any time.
- 22) The Designated Premises Supervisor (DPS) shall ensure that clear prominent and legible notices must be displayed internally at all exits, requesting customers and other users to leave the premises and the area local to the premises quietly and in an orderly manner respecting the needs of local residents.
- 23) Customers or other users of the premises can only smoke in the designated smoking area agreed and outlined on the submitted plan of the premises.

CONDITIONS RELATING TO THE PROTECTION OF CHILDREN FROM HARM

- 24) Full training to be provided to all staff on commencement of employment relating to age restricted sales and any systems and procedures that they are expected to follow in the course of age restricted sales will be provided to them.
- 25) Refresher training will be provided every 12 months.
- 26) Records detailing the training provided will be written and retained at the premises for a minimum of 12 months and kept on the premises for production upon reasonable request of a Police Officer or authorised person as detailed in section 13 of The Licensing Act 2003.
- 27) A challenge 25 policy/ proof of age scheme will be operated at all times.

28) Clear signage will be displayed at the entrances/ exits to the premises informing customers of the challenge 25 policy/ proof of age scheme.

29) A system of recording sales refused under the challenge 25/ proof of age scheme shall be operated at all times. The system will be written and retained at the premises for a minimum of 12 months and kept on the premises for production upon reasonable request of a Police Officer or authorised person as detailed in section 13 of The Licensing Act 2003.

30) Children under 16 must be accompanied by an adult.

31) No children are permitted on the premises after 20:00 hours

ANNEX 4 – PLANS

As per application

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

The Hairy Dog

Becket Street Derby DE1 1HT

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- performance of plays
- playing of films
- performance of indoor sporting events
- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
A. Plays (Indoors)	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES			
Activity (and Area if applicable)	Description	Time From	Time To
B. Films (Indoors)	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00
C. Indoor sporting events (Indoors)	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00
E. Live music (Indoors)	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00
F. Recorded music (Indoors)	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00

G. Performance of dance (Indoors)			
	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00
H. Anything of a similar description to that falling with (e), (f) or (g) (Indoors)			
	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00
I. Provision of late night refreshment (Indoors)			
	Sunday	23:00	03:00
	Monday	23:00	03:00
	Tuesday	23:00	03:00
	Wednesday	23:00	03:00
	Thursday	23:00	03:00
	Friday	23:00	03:00
	Saturday	23:00	03:00
J. The sale by retail of alcohol for consumption ON & OFF the premises			
	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00

THE OPENING HOURS OF THE PREMISES			
	Description	Time From	Time To
	Sunday	09:00	03:00
	Monday	09:00	03:00
	Tuesday	09:00	03:00
	Wednesday	09:00	03:00
	Thursday	09:00	03:00
	Friday	09:00	03:00
	Saturday	09:00	03:00

<p>WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES</p> <p>- J The sale by retail of alcohol for consumption On & OFF the premises</p>

<p>NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE</p> <p>Scott Malcolm 23 Kitchener Avenue Derby DE23 8WH</p>

<p>REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)</p>

<p>NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES AUTHORISES THE SUPPLY OF ALCOHOL</p> <p>Scott Malcolm</p>

<p>STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED</p> <p>1) A challenge 25 policy/ proof of age scheme will be operated at all times.</p> <p>2) Children under 16 must be accompanied by an adult.</p> <p>3) No children are permitted on the premises after 20:00 hours</p>

Premises Licence Issued 17 June 2021

A handwritten signature in black ink, appearing to read 'S. Harris', written in a cursive style.

Signature of Authorised Officer