

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 Bustler Market Ltd

(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 PL 10551340
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Bustler Market The Chocolate Factory Siddals Road			
Post town	Derby	Postcode	DE1 2QD

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

Part 2 – Applicant details

Daytime contact telephone number	07976 033427		
E-mail address (optional)			
Current postal address if different from premises address	Unit 6 Heritage Business Centre Derby Road		
Post town	Belper	Postcode	DE56 1SW

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)

Non-Standard times to be added for "New Year's Eve"- 3 additional hours
Licensable activities until 02.30 close premises at 03.00

Change of hours for Friday and Saturday trading – 1 additional hour
Licensable activities until 01.00 close premises at 01.30

The provision of regulated entertainment amended to include performances of dance (g) and anything of a similar description (h)

Remove all conditions at Annex 2 to be replaced with updated conditions agreed with the Police and Environmental Health (Conditions are attached to this application)

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:

N/A

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

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue					
			State any seasonal variations for the exhibition of films (please read guidance note 6)		
Wed					
Thur					
			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)		
Fri	10:00	01:00			
Sat	10:00	01:00			
Sun					

C

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

D

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

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" 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	10:00	01:00	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat	10:00	01:00			
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue					
Wed					
Thur			State any seasonal variations for the playing of recorded music (please read guidance note 6)		
Fri	10:00	01:00			
Sat	10:00	01:00	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)		
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon	10:00	24:00			
Tue	10:00	24:00			
			State any seasonal variations for the performance of dance (please read guidance note 6)		
Wed	10:00	24:00			
Thur	10:00	24:00			
			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 (please read guidance note 7)		
Fri	10:00	01:00			
Sat	10:00	01:00			
Sun	10:00	24:00			

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	10:00	24:00		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Tue	10:00	24:00	<u>Please give further details here</u> (please read guidance note 5)		
Wed	10:00	24:00			
Thur	10:00	24:00	<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)		
Fri	10:00	01:00			
Sat	10:00	01:00	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sun	10:00	24:00			

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Thur					
Fri	23:00	01:00			
Sat	23:00	01:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 7)		
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"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon			State any seasonal variations for the supply of alcohol (please read guidance note 6)		
Tue					
Wed					
Thur					
Fri	10:00	01:00			
Sat	10:00	01:00			
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>
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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			
Tue			
Wed			
Thur			
Fri	10:00	01:30	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 7)
Sat	10:00	01:30	
Sun			

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.

All conditions at Annex 2 to be removed.

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.

The Premises Licence is at the premises and remains a working document, if the variation is granted the licence will be disposed of or returned, it will be replaced by any new licence issued by the Licensing Authority.

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)

The additional conditions that are proposed we believe are more than proportionate for the variation sought.

Please see attached list of conditions

b) The prevention of crime and disorder

The additional conditions that are proposed we believe are more than proportionate for the variation sought.

Please see attached list of conditions

c) Public safety

The additional conditions that are proposed we believe are more than proportionate for the variation sought.

Please see attached list of conditions

d) The prevention of public nuisance

The additional conditions that are proposed we believe are more than proportionate for the variation sought.

Please see attached list of conditions

e) The protection of children from harm

The additional conditions that are proposed we believe are more than proportionate for the variation sought.

Please see attached list of conditions

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	
Date	19 th November 2021
Capacity	Authorised Agent

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)

Mark Dunn
M D Licensing



Post town	Derby	Post code	
Telephone number (if any)			

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

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 premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol

PROPOSED CONDITIONS TO VARY EXISTING PREMISES LICENCE

Operating Schedule –

Bustler Market

The Chocolate Factory

Siddals Road Derby DE1 2QD

1. *A CCTV system shall be always installed, and the recording system must be kept in good working order, any faults should be repaired as soon as practicable. (It is recommended that all maintenance paperwork be kept to evidence that the licence holder has shown all due diligence in maintaining the system).*
2. *The CCTV recording system must be working and recording at all times when the premises are open for licensable activities.*
3. *All CCTV recordings must be retained for a minimum of 28 days. These images must be available for viewing at any reasonable time upon request of a Police Officer or other authorised person as detailed within Section 13 of the Licensing Act 2003. Any details supplied will be in accordance with the relevant requirements of the Data Protection Legislation.*
4. *The Designated Premises Supervisor (DPS) and/or designated members of staff must be able to retrieve and supply a copy of any relevant recordings/images of any crime and disorder related to a police investigation. These copies must be made available as soon as possible but within 48 hours of an official request. Any such requests will be in accordance with the relevant requirements of the Data Protection Legislation*
5. *The CCTV recording unit is to be kept secure, to be opened only by the Premises Licence Holder (PHL) or authorised, designated member of staff.*
6. *Installed CCTV cameras are to be positioned both internally and externally to ensure that all parts of the premises to which the public has access are sufficiently covered (save for any toilet areas).*
7. *Any entry points will be covered enabling frontal identification of every person entering the premises*
8. *All cameras installed will be of a standard that will offer optimum image quality in low light.*

PROPOSED CONDITIONS TO VARY EXISTING PREMISES LICENCE

9. *All digital recordings to be made in real time (time lapse not to be used).*
10. *All relevant incidents recognised as such by the responsible person, will be recorded in an "Incident book/log" which will be kept on the premises for a period of not less than 12 months; and will be made available upon a request by a Police Officer or an authorised officer as detailed within Section 13 of the Licensing Act 2003.*
11. *All staff will be trained in their relevant responsibilities to promote the Licencing Objectives. The management will keep records of all staff training which will be kept on the premises for a period of not less than 12 months; and will be made available upon a request by a Police Officer or an authorised officer as detailed within Section 13 of the Licensing Act 2003.*
12. *All relevant staff will be trained in basic drugs awareness.*
13. *The Premises will actively participate in any available local "Pubwatch" scheme whilst one is in operation.*
14. *A "Challenge 25" policy will operate within the premises. Signs will prominently be displayed to that effect.*
15. *A "refusals" register (for alcohol) will be maintained and kept on the premises for a period of not less than 12 months; and will be made available upon a request by a Police Officer or an authorised officer as detailed within Section 13 of the Licensing Act 2003.*
16. *When "Live Music" is being carried on at the premises, all doors, and windows (other than doors to allow entry and egress to and from the premises) will remain closed.*
17. *The Designated Premises Supervisor 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.*
18. *Disposable materials will be kept to a minimum to help eliminate problems with litter to the front of the premises. Bins and empty glass bottles will be moved to the relevant bin area at reasonable times ensuring minimal nuisance is caused to local residents during early morning and late evening hours*

PROPOSED CONDITIONS TO VARY EXISTING PREMISES LICENCE

19. *Any noise caused from licensable activities will be monitored and any complaints from local residents dealt with in a sympathetic manner. These complaints will be recorded in a specific log for that purpose.*
20. *If a nominated Taxi company is authorised by the premises, they will be instructed to ensure their drivers do not sound horns when waiting for customers leaving the premises. They will be asked to wait for customers if possible, away from residential properties situated opposite the premises.*
21. *The Designated Premise Supervisor will undertake a risk assessment to consider the occasions when there is a requirement for the deployment of Door Supervisors at the premises. Any relevant concerns from the police shall be considered when making an assessment.*
22. *When employed and on duty as Door Supervisors, high visibility arm bands will be worn.*
23. *A register of those Door Supervisors employed and on duty at the premise shall be maintained and shall include;*
 - i) *The number of Door Supervisors on duty*
 - ii) *The identity and badge number of each Door Supervisor on duty*
 - iii) *The time each Door Supervisor books on and off duty*
 - iv) *A signature of each Door Supervisor on duty*
24. *This register shall be kept on the premises for a period of not less than 12 months and shall be produced upon request of a Police Officer or other authorised person as defined in the Licensing Act 2003*

Appendix 2

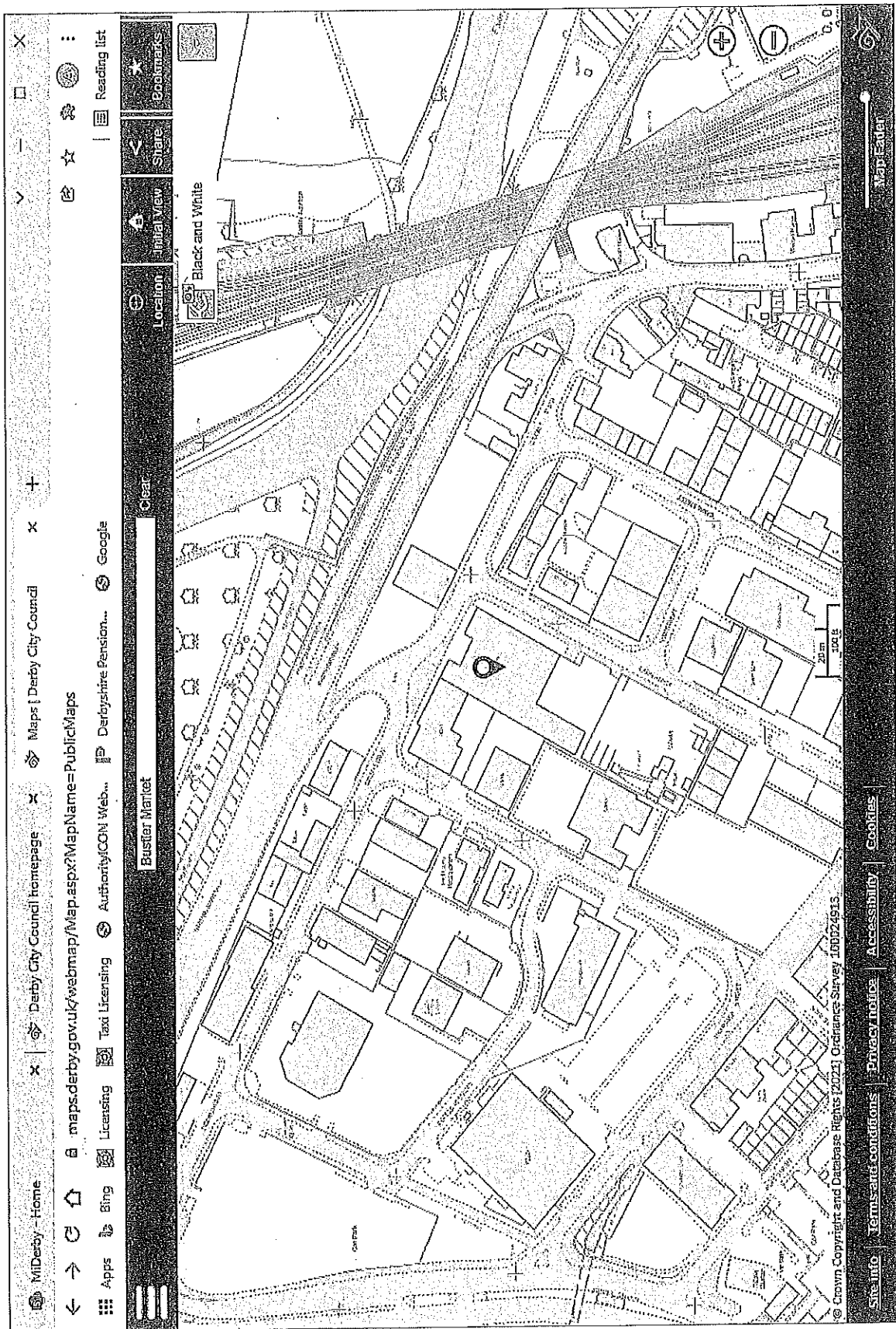
From: [REDACTED] >
Sent: 22 November 2021 17:19
To: Licensing <Licensing@derby.gov.uk>
Subject: Re: Licensing

CAUTION: This email originated from outside of the organisation. Do not reply, click links or open attachments unless you recognise the sender and know the content is safe.

I would like object to the extensions to their license because my bedroom window is right opposite the entrance and exit and when people leave which I may add is a lot and most are drunk they are waiting for taxis etc the noise is what I can only say is very disturbing and very hard to sleep.

And it is very noisy and this could go on for over an hour and people are urinating ever we're and as they are let out with alcohol in plastic cups all of which end up on the road and footpaths and grass verges.

I would consider this a public nuisance and may be a crime and disorder as I've reported about the noise from there two time to the council before





Derby City Council

Licensing Team
Public Protection and Streetpride
The Council House
Corporation Street
Derby
DE1 2FS

Licensing Act 2003

PL10551340**Premises Licence****Part 1 – Premises Details****POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION****Bustler Market**

The Chocolate Factory Siddals Road Derby DE1 2QD

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- playing of films
- a performance of live music
- any playing of recorded music
- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORIZES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
B. Films (Indoors)	Sunday	10:00	24:00
	Monday	10:00	24:00
	Tuesday	10:00	24:00
	Wednesday	10:00	24:00
	Thursday	10:00	24:00
	Friday	10:00	24:00
	Saturday	10:00	24:00
E. Live music (Indoors)	Sunday	12:00	24:00
	Monday	12:00	24:00
	Tuesday	12:00	24:00
	Wednesday	12:00	24:00
	Thursday	12:00	24:00
	Friday	12:00	24:00
	Saturday	12:00	24:00



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Licensing Act 2003

PL10551340**Premises Licence****F. Recorded music (Indoors and Outdoors)**

Sunday	10:00	24:00
Monday	10:00	24:00
Tuesday	10:00	24:00
Wednesday	10:00	24:00
Thursday	10:00	24:00
Friday	10:00	24:00
Saturday	10:00	24:00

I. Provision of late night refreshment (Indoors and Outdoors)

Sunday	23:00	24:00
Monday	23:00	24:00
Tuesday	23:00	24:00
Wednesday	23:00	24:00
Thursday	23:00	24:00
Friday	23:00	24:00
Saturday	23:00	24:00

J. The sale by retail of alcohol for consumption ON AND OFF the premises

Sunday	10:00	24:00
Monday	10:00	24:00
Tuesday	10:00	24:00
Wednesday	10:00	24:00
Thursday	10:00	24:00
Friday	10:00	24:00
Saturday	10:00	24:00

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday	10:00	00:30
Monday	10:00	00:30
Tuesday	10:00	00:30
Wednesday	10:00	00:30
Thursday	10:00	00:30
Friday	10:00	00:30
Saturday	10:00	00:30

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 and OFF the premises



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Licensing Act 2003

PL10551340**Premises Licence****Part 2**

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

Bustler Market Ltd

Unit 6 heritage Business Centre Derby Road Belper DE56 1SW
Telephone 07976033427

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Bustler Market Ltd

10638815

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES AUTHORISES THE SUPPLY OF ALCOHOL

Andrew Darke

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: PA10553548

Issued by: Derby City Council



Derby City Council

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Public Protection and Streetpride
The Council House
Corporation Street
Derby
DE1 2FS

Licensing Act 2003

PL10551340**Premises Licence****ANNEXES****ANNEX 1 – MANDATORY CONDITIONS****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.

MANDATORY CONDITIONS – 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;



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PL10551340**Premises Licence**

(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) "valued 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



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- (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.



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- 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.



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1. CCTV System installed to monitor entrances, exits, and other parts of the premises in order to address the prevention of crime objective.
2. A clear and legible notice outside the premises indicating the normal hours under the terms of the premises licence during which licensable activities are permitted.
3. Clear and conspicuous notices warning of potential criminal activity, such as theft, that may target customers will be displayed.
4. Not selling of alcohol to drunk or intoxicated customers.
5. Staff will be well trained in asking customers to use premises in an orderly and respectful manner and prevent drinking alcohol at the retail unit (ex. canned or bottled beer).
6. A log book or recording system shall be kept upon the premises
7. The log book shall be kept available for inspection when required by persons authorised by the Licensing Act 2003 or associated legislation.
8. Prominent, clear and legible notices will be displayed at the exit requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly.
9. The Licensee will ensure that staff who arrive early morning or depart late at night (ex. for unpacking, pricing newly delivered goods) when the business has ceased trading conduct themselves in such a manner to avoid causing disturbance to nearby residents.
10. Customers will be asked not to stand around loudly talking in the street outside the premises.
11. "Challenge 25" sign which is a retailing strategy that encourages anyone who is over 18 but looks under 25 to carry acceptable ID (a card bearing the PASS hologram, a photographic driving license or a passport) if they wish to buy alcohol.
12. Well trained staff about requirement for persons' identification, age establishment etc.



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13. All the details provided in Training Record Book available the retail unit.

ANNEX 3 - CONDITIONS SET BY LICENSING SUB-COMMITTEE

None

ANNEX 4 – PLANS

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Premises Licence Summary

Premises Details

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

Bustler Market

The Chocolate Factory Siddals Road Derby DE1 2QD

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- playing of films
- a performance of live music
- any playing of recorded music
- 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
B. Films (Indoors)	Sunday	10:00	24:00
	Monday	10:00	24:00
	Tuesday	10:00	24:00
	Wednesday	10:00	24:00
	Thursday	10:00	24:00
	Friday	10:00	24:00
	Saturday	10:00	24:00
E. Live music (Indoors)	Sunday	12:00	24:00
	Monday	12:00	24:00
	Tuesday	12:00	24:00
	Wednesday	12:00	24:00
	Thursday	12:00	24:00
	Friday	12:00	24:00
	Saturday	12:00	24:00



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F. Recorded music (Indoors and Outdoors)

Sunday	10:00	24:00
Monday	10:00	24:00
Tuesday	10:00	24:00
Wednesday	10:00	24:00
Thursday	10:00	24:00
Friday	10:00	24:00
Saturday	10:00	24:00

I. Provision of late night refreshment (Indoors and Outdoors)

Sunday	23:00	24:00
Monday	23:00	24:00
Tuesday	23:00	24:00
Wednesday	23:00	24:00
Thursday	23:00	24:00
Friday	23:00	24:00
Saturday	23:00	24:00

J. The sale by retail of alcohol for consumption ON AND OFF the premises

Sunday	10:00	24:00
Monday	10:00	24:00
Tuesday	10:00	24:00
Wednesday	10:00	24:00
Thursday	10:00	24:00
Friday	10:00	24:00
Saturday	10:00	24:00

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday	10:00	00:30
Monday	10:00	00:30
Tuesday	10:00	00:30
Wednesday	10:00	00:30
Thursday	10:00	00:30
Friday	10:00	00:30
Saturday	10:00	00:30

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 and OFF the premises



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Premises Licence Summary

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

Bustler Market Ltd

Unit 6 heritage Business Centre Derby Road Belper DE56 1SW
Telephone 07976033427

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Bustler Market Ltd

10638815

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES AUTHORISES THE SUPPLY OF ALCOHOL

Andrew Darke

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

None

Premises Licence Issued 14 January 2021


Signature of Authorised Officer