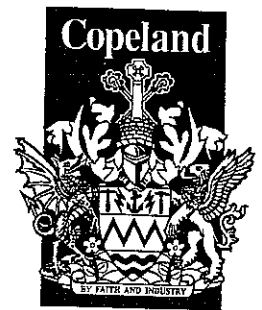


# AGENDA



## LICENSING SUB-COMMITTEE

Venue: The Bainbridge Room, The Copeland Centre  
Date: Tuesday, 9 June, 2009  
Time: 11.15 am  
Contact Officer: Clinton Boyce  
Lead Officer: Clinton Boyce

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1. Apologies for absence.
2. Licensing Act 2003 – Application to Vary a Premises Licence – The Ship, 41-42 Duke Street, Whitehaven

**Membership:** Any Three Members who attend the Licensing Committee/Taxi and General Licensing Panel

**Contacts:** Direct Dial: 01946 598516  
Email: [cboyce@copelandbc.gov.uk](mailto:cboyce@copelandbc.gov.uk)  
Website: [www.copelandbc.gov.uk](http://www.copelandbc.gov.uk)

# COPELAND BOROUGH COUNCIL

## 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 ..... KEVIN ROWE .....  
[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

PLA0210

### Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description <u>41-42 DUKE STREET</u>	
Post Town <u>WHITEHAVEN</u>	Postcode <u>CA28 7NP</u>

Telephone number at premises (if any)

Non-domestic rateable value of premises

£ 6850-00

### Part 2 – Applicant Details

Daytime contact telephone number

07596762168

E-mail address  
(optional)

KEVIN.ROWE@HOTMAIL.COM

7 Current postal address if different from premises address

88 TOMLIN AVE WIREHOUSE

Post Town WHITEHAVEN

Postcode CA28 8BT

7 Part 3 – Variation

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

Please tick  Yes

If not, do you want the variation to take effect from Day Month Year

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

X Please describe briefly the nature of the proposed variation (please read guidance note 1) LIVE MUSIC, KARAOKE. SUPPLY OF ALCOHOL UNTIL 2 AM. RECORDED MUSIC UNTIL 2 AM.

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.

Please tick  Yes

X Provision of regulated entertainment

- (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)

Provision of entertainment facilities for:

- (i) making music (if ticking yes, fill in box I)
- (j) dancing (if ticking yes, fill in box J)
- (k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

**In all cases complete boxes N, O and P**

**A**

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both Please tick ✓ (please read guidance note 2)	Indoors
				Outdoors
Day	Start	Finish	Please give further details here (please read guidance note 3)	Both
Mon				
Tue			State any seasonal variations for performing plays (please read guidance note 4)	
Wed				
Thu			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 5)	
Fri				
Sat				
Sun				

## B

<b>Films</b> Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both Please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed			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 5)		
Thu					
Fri					
Sat					
Sun					

## C

<b>Indoor Sporting Events</b> Standard days and timings (please read guidance note 6)			Please give further details here (please read guidance note 3)		
Day	Start	Finish			
Mon					
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)		
Wed			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 5)		
Thu					
Fri					
Sat					
Sun					

D

<b>Boxing or Wrestling Entertainment</b> Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both Please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thu					
Fri			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 5)		
Sat					
Sun					

X

E

<b>Live Music</b> Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both Please tick ✓ (please read guidance note 2)	Indoors	✓
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	<del>11 AM</del>	<del>12 PM</del>	KP		
	\$				
Tue	<del>11 AM</del>	<del>12 AM</del>	KP		
Wed	<del>11 AM</del>	<del>12 AM</del>	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thu	<del>11 AM</del>	<del>12 AM</del>	KP		
	1100	0001			
Fri	<del>11 AM</del>	<del>12 AM</del>	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 (please read guidance note 5)		
	1100	0001			
Sat	<del>11 AM</del>	<del>12 AM</del>	KP DAY BEFORE BANK HOLIDAYS		
	1100	0001			
Sun	<del>11 AM</del>	<del>12 AM</del>	KP BANK HOLIDAYS.		
	1100	0001			

KP CHRISTMAS EVE NEW YEAR EVE BOXING DAY

**F**

<b>Recorded Music</b> Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both Please tick ✓ (please read guidance note 2)	Indoors	✓			
				Outdoors				
				Both				
Day	Start	Finish	Please give further details here (please read guidance note 3)					
Mon	<del>11 AM</del> <del>2 AM</del>							
	1100	0200						
Tue	<del>11 AM</del> <del>2 AM</del>							
	1100	0200						
Wed	<del>11 AM</del> <del>2 AM</del>					State any seasonal variations for playing of recorded music (please read guidance note 4)		
	1100	0200						
Thu	<del>11 AM</del> <del>2 AM</del>							
	1100	0200						
Fri	<del>11 AM</del> <del>2 AM</del>					Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
	1100	0200						
Sat	<del>11 AM</del> <del>2 AM</del>							
	1100	0200						
Sun	<del>11 AM</del> <del>2 AM</del>							
	1100	0200						

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both Please tick ✓ (please read guidance note 2)	Indoors				
				Outdoors				
				Both				
Day	Start	Finish	Please give further details here (please read guidance note 3)					
Mon								
Tue								
Wed						State any seasonal variations for the performance of dance (please read guidance note 4)		
Thu								
Fri						Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat								
Sun								

# H

<b>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</b>			<u>Please give a description of the type of entertainment you will be providing</u>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>	Will this entertainment take place indoors or outdoors or both Please tick ✓ (please read guidance note 2)	<b>Indoors</b>	
Mon				<b>Outdoors</b>	
				<b>Both</b>	
Tue			<u>Please give further details here (please read guidance note 3)</u>		
Wed					
Thu					
Fri			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)</u>		
Sat					
Sun			<u>Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		

# I

<b>Provision of facilities for making music Standard days and timings (please read guidance note 6)</b>			<u>Please give a description of the facilities for making music you will be providing</u>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>	Will the facilities for making music be indoors or outdoors or both Please tick ✓ (please read guidance note 2)	<b>Indoors</b>	
Mon				<b>Outdoors</b>	
				<b>Both</b>	
Tue			<u>Please give further details here (please read guidance note 3)</u>		
Wed					
Thu					
Fri			<u>State any seasonal variations for the provision of facilities for making music (please read guidance note 4)</u>		
Sat					
Sun			<u>Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		



**J**

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for dancing you will be providing</u>		
Day	Start	Finish	Will the facilities for dancing be indoors or outdoors or both Please tick ✓ (please read guidance note 2)	Indoors	
Mon				Outdoors	
				Both	
Tue			<u>Please give further details here (please read guidance note 3)</u>		
Wed					
Thu					
Fri			<u>State any seasonal variations for providing dancing facilities (please read guidance note 4)</u>		
Sat					
Sun			<u>Non standard timings. Where you intend to use the premises for provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		

**K**

<b>Provision of facilities for entertainment of a similar description to that falling within I or J</b> Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both Please tick ✓ (please read guidance note 2)	Indoors	
Mon				Outdoors	
				Both	
Tue			<u>Please give further details here (please read guidance note 3)</u>		
Wed					
Thu					
Fri			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J (please read guidance note 4)</u>		
Sat					
Sun			<u>Non standard timings. Where you intend to use the premises for provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both Please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon			<p>State any seasonal variations for the provision of late night refreshment (please read guidance note 4)</p> <p>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 5)</p>		
Tue					
Wed					
Thu					
Fri					
Sat					
Sun					

X

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption Please tick ✓ (please read guidance note 7)	On the premises	
				Off the premises	
				Both	✓
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	<del>11 AM</del> 1100	<del>2 AM</del> 0200	<p>State any seasonal variations for the supply of alcohol (please read guidance note 4)</p> <p>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 (please read guidance note 5)</p>		
Tue	<del>11 AM</del> 1100	<del>2 AM</del> 0200			
Wed	<del>11 AM</del> 1100	<del>2 AM</del> 0200			
Thu	<del>11 AM</del> 1100	<del>2 AM</del> 0200			
Fri	<del>11 AM</del> 1100	<del>2 AM</del> 0200			
Sat	<del>11 AM</del> 1100	<del>2 AM</del> 0200			
Sun	<del>11 AM</del> 1100	<del>2 AM</del> 0200			

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

X

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variation (please read guidance note 4)
Day	Start	Finish	
Mon	<del>11 AM</del>	<del>2 AM</del>	KP
	1100	0230	
Tue	<del>11 AM</del>	<del>2 AM</del>	KP
	1100	0230	
Wed	<del>11 AM</del>	<del>2 AM</del>	KP
	1100	0230	
Thu	<del>11 AM</del>	<del>2 AM</del>	Non standard timings. Where you intend to use the premises to be open to the public at different times to those listed in the column on the left, please list (please read guidance note 5)
	1100	0230	
Fri	<del>11 AM</del>	<del>2 AM</del>	KP
	1100	0230	
Sat	<del>11 AM</del>	<del>2 AM</del>	KP
	1100	0230	
Sun	<del>11 AM</del>	<del>2 AM</del>	KP
	1100	0230	

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

Please tick ✓ Yes

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

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

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

\* P

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

- (a) General – all four licensing objectives (b, c, d, e) (please read guidance note 9)

- (a) The prevention of crime and disorder

PL(A) 0210

All steps on existing licence. Also persons who appear to be under the age of 18 shall be required to produce proof of age by way of a recognised accredited proof of age document.

- (c) Public safety

PL(A) 0210

All steps on existing licence. A tamper proof CCTV system shall be fitted and maintained in good order with a 31 day unedited facility to store images.

- (d) The prevention of public nuisance

PL(A) 0210

All steps on existing licence. There shall be a required S.I.A Door Supervisor from 10:00pm on those days that the premises are open after midnight. The Door Supervisor shall wear a reflective yellow jacket and remain on the premise door at all times.

- (e) The protection of children from harm

PL(A) 0210

All steps on existing licence.

Please tick ✓ Yes


- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to the 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 an explanation
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

X

**Part 5- Signatures (please read guidance note 10)**

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

Signature .....  .....

Date ..... 27-4-09 .....

Capacity ..... LICENSEE .....

Where the premises licence is jointly held signature of 2<sup>nd</sup> applicant (the current premises licence holder) or 2<sup>nd</sup> applicant's solicitor or other authorised agent. (Please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature .....

Date .....

Capacity .....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)	
Post Town	Postcode
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 Describe the premises. For example the type of premises, its general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. Please state the 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day i.e. Christmas Eve.
6. Please give timings in 24 hour clock and only give details for days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises tick off. If you wish people to be able to do both please tick both.
8. 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, the presence of gambling machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address we shall use to correspond with you about this application.



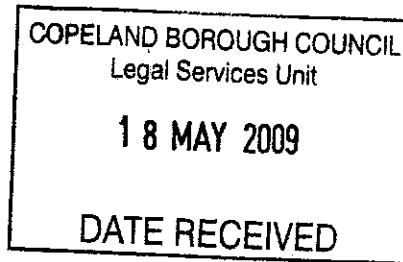
### **Data Protection Act – Statement**

Copeland Borough Council may share this information across its departments if it will help to improve the service you receive. However, the Council will not pass this information onto any third party unless we have your consent or we have a legal obligation to do so under the Statutory Powers.

Please tick this box if you do not wish for this information to be shared.

For further information please refer to: [www.copeland.gov.uk/dataprotection](http://www.copeland.gov.uk/dataprotection)

**Copeland Borough Council**  
The Copeland Centre  
Catherine Street  
Whitehaven  
Cumbria CA28 7SJ  
Tel: 01946 598343/598347/598348  
Fax: 01946 598304  
www.copeland.gov.uk



**ENVIRONMENTAL HEALTH**

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Mrs G Holland  
Licensing Section  
Copeland Borough Council  
The Council Centre  
Catherine Street  
WHITEHAVEN  
CA28 7SJ

Our Ref: LC/KD/PF  
Date: 13 May 2009  
Direct Dial: 01946 598339  
Fax: 01946 598304  
Email: lcoid@copelandbc.gov.uk

Dear Gill

**LICENSING ACT 2003 – PREMISES LICENCE APPLICATION  
THE SHIP, 41/42 DUKE STREET, WHITEHAVEN**

Environmental Health as statutory consultees are returning the following comments:

**PUBLIC SAFETY**

The electrical installations should be certified with a valid NICEIC (or equivalent) electrical inspection certificate.

The sockets used for audio equipment are protected by Residual Current Devices suitable for personal protection.

During the playing of live music the band and equipment must be set up in such a way so that the ladies sanitary accommodation is accessible at all times.

**PUBLIC NUISANCE**

Live and recorded music to cease at midnight.

A noise limiter of a type and design acceptable to Environmental Health to be installed at the premises and a level set in conjunction with Environmental Health. The noise limiter to be used at all times when regulated entertainment is held.

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This document can be made available in alternative languages and formats on request



INVESTOR IN PEOPLE

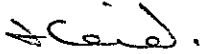
Mrs G Holland

2.

18 May 2009

If you require any further information or wish to discuss these comments please contact me on the above number.

Yours sincerely



Louise Coid Dip2.OSH Grad IOSH  
Health and Safety Inspector

Cc: Kevin Powe, The Ship, 41/42 Duke Street, Whitehaven, CA28 7NP