



APPLICATION TO VARY A PREMISES LICENCE UNDER THE LICENSING ACT 2003

Licensing, Town Hall, Feethams, Darlington. DL1 5QT
Web site: <http://www.darlington.gov.uk>

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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 or typed in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We
(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	LAPREM00146
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Grey Horse 39 Haughton Green			
Post Town	Darlington	Post Code	DL1 2DD

Telephone Number at Premises (if any)	
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Non-Domestic Rateable Value of Premises	£25250.00
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Part 2 - Applicant Details

Daytime contact telephone number

Email address (optional)

Current postal address if different from premises address

Post Town Post Code

Part 3 – Variation

Please tick yes

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

If not do you want the variation to take effect from

D	D	M	M	Y	Y	Y	Y

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)

- (1) To reduce opening hours by an hour each day to close each day at 00:00;
- (2) To reduce the sale of alcohol by 30 minutes each day to end at 23:30;
- (3) To reduce Late Night Refreshment by 1 hour each day to end at 00:00;
- (4) Change to condition at Annex 2: Condition 2 altered to allow children in premises till 21:00, but must be accompanied by an adult;
- (5) Changes to conditions at Annex 3: (a) Remove conditions 1-5 (which concern entertainment and door supervisors) & (b) condition 15 amended to add '...except to consume in the external drinking area'.

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

Provision of regulated entertainment

Please ✓ any 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)

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

Supply of alcohol (if ticking yes, fill in box J) x

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 5)	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					
Wed				State any seasonal variations for performing plays (see guidance note 6)	
Thur					
Fri					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. (Read guidance note 8)
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of a film take place indoors or outdoors or both – please tick (please read guidance note 5)	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				
Wed				State any seasonal variations the exhibition of a film (read guidance note 6)
Thur				
Fri				Non standard timings. Where you intend to use the premises for the exhibition of a film at different times to those listed in the column on the left, please list. (Read guidance note 8)
Sat				
Sun				

C

Indoor Sporting Events Standard days and timings (please read guidance note 8)			<u>Please give further details here</u> (please read guidance note 5)	
Day	Start	Finish		
Mon				
Tue				
Wed				<u>State any seasonal variations for Indoor Sporting Events</u> (read guidance note 6)
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> (Read guidance note 7)	
Sat				
Sun				

D

Boxing or Wrestling Entertainment Standard days and timings (please read guidance note 8)			Will the performance of 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 6)		
Mon					
Tue					
Wed				State any seasonal variations for Boxing or Wrestling Entertainment (read guidance note 6)	
Thur					
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. (Read guidance note 7)
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 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					
Wed				State any seasonal variations for the performance of Live Music (read guidance note 6)	
Thur					
Fri				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. (Read guidance note 7)	
Sat					
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 type="checkbox"/>	
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue					
Wed				State any seasonal variations for playing of recorded music (read guidance note 6)	
Thur					
Fri				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. (Read guidance note 7)	
Sat					
Sun					

G

Performance 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	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
Wed				<u>State any seasonal variations for performance of dance</u> (read guidance note 6)	
Thur					
Fri					<u>Non standard timings. Where you intend to use the premises for the performance dance at different times to those listed in the column on the left, please list.</u> (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</u> – please tick (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> (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) different times to those listed in the column on the left, please list.</u> (Read guidance note 7)		
Sun					

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 checked="" type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5) We are reducing the hours by 60 minutes.	
Mon	23:00	00:00		
Tue	23:00	00:00		
Wed	23:00	00:00		State any seasonal variations for the provision of late night refreshment (read guidance note 6)
Thur	23:00	00:00		
Fri	23:00	00:00		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. (Read guidance note 7)
Sat	23:00	00:00		
Sun	23:00	00:00		

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	09:00	23:30	State any seasonal variations for the supply of alcohol (please read guidance note 6)	
Tue	09:00	23:30		
Wed	09:00	23:30		
Thur	09:00	23:30		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. (Read guidance note 7)
Fri	09:00	23:30		
Sat	09:00	23:30		
Sun	10:00	23:30		

K

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.)

Unchanged

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (read guidance note 6)
Day	Start	Finish	
Mon	09:00	00:00	
Tue	09:00	00:00	
Wed	09:00	00:00	
Thur	09:00	00:00	
Fri	09:00	00:00	
Sat	09:00	00:00	
Sun	10:00	00:00	

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. (Read guidance note 7)

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

1. Annex 2: Condition 2 altered to allow children in premises till 21:00, but must be accompanied by an adult;

“Children under the age of 18 years will not be admitted to or permitted on the premises after 21:00, except when they are accompanied by an adult.”
2. Changes to conditions at Annex 3:
 - (a) Remove conditions 1-5 (which concern entertainment and door supervisors) which we have done in exchange for a reduction in the hours within the application for opening hours, alcohol and late night refreshment, with a new risk assessed door supervisor condition:

“Door supervisors will be provided on a risk assessment basis.”
 - (b) Condition 15 amended to add ‘...except to consume in the external drinking area’:

“Drinks purchased for immediate consumption in open containers must not be removed from the premises, except to consume in the external drinking area.”

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 the premises licence

M

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

a) General – all four licensing objectives (b,c,d and e) (Please read guidance note 11)

See previous page.

b) The Prevention of Crime and Disorder

See previous page.

c) The Prevention of Public Nuisance

See previous page.

[Empty rectangular box]

d) The Protection of Children from Harm

See previous page.

[Empty rectangular box]

e) Public Safety

See previous page.

[Empty rectangular box]

Please tick yes

- I have made or enclosed payment of the fee **please ring Matt Foster / Carole Batey at Mincoffs Solicitors on 07837101847 / 07905454654 to arrange payment**
- 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 **We understand that you will action this**
- I understand that I must now advertise my application
- I have enclosed the premise 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, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant 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>Matt Foster</i>
Date	22/12/21
Capacity	Applicant’s Solicitor

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other duly 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 postal address for correspondence associated with this application (please read guidance note 15)

Matthew Foster
 Partner
 Mincoffs Solicitors LLP
 5 Osborne Terrace
 Jesmond

Post Town	Newcastle upon Tyne	Postcode	NE2 1SQ
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Telephone number (if any)

Email 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 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.

Plans

Plans may include a legend (explanation of symbols on a map) through which the matters mentioned and referred to below are sufficiently illustrated by the use of symbols on the plan

- **Scale 1:100 (or other scale with the consent of the Licensing Authority)**

The plan **MUST** show:-

- ❖ The extent of the boundary of the building, if relevant, and any external and internal walls of the building and, if different, the perimeter of the premises
- ❖ the location of points of access and egress from the premises

- ❖ if different from the above, the location of escape routes from the premises
- ❖ in a case where the premises is used for more than one existing licensable activity, the area within the premises used for each activity (it is a good idea to use different colours to show the areas for each licensable activity)
- ❖ in a case where an existing licensable activity relates to the supply of alcohol, the location or locations on the premises which is or are used for consumption of alcohol
- ❖ fixed structures (including furniture) or similar objects temporarily in a fixed location (but not furniture) which may impact on the ability of individuals on the premises to use exits or escape routes without impediment
- ❖ in a case where the premises includes a stage or raised area, the location and height of each stage or area relative to the floor
- ❖ in a case where the premises includes any steps, stairs, elevators or lifts, the location of the steps, stairs, elevators or lifts
- ❖ the location and type of any fire safety and any other safety equipment
- ❖ the location of a kitchen, if any, on the premises