

Application to vary a premises licence  
under the Licensing Act 2003

COMMUNITY SAFETY

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 ~~Jonathan Frederick Smith~~  
(Insert name(s) of applicant)

Gooseberry Inns (2016) Ltd

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<br>PL 1061 |
|------------------------------------|

Part 1 – Premises Details

|   |                    |          |         |
|---|--------------------|----------|---------|
| Postal address of premises or, if none, ordnance survey map reference or description<br><br>Churston Court Hotel<br>Church Road<br>Churston Ferrers |                    |          |         |
| Post town   | Brixham            | Postcode | TQ5 0JE |
| Telephone number at premises (if any)   | 01803 842186       |          |         |
| Non-domestic rateable value of premises   | <del>£22,250</del> |          |         |

Part 2 – Applicant details

|   |  |          |                    |
|---|--|----------|--------------------|
| Daytime contact telephone number                          | <del>01803 842186</del>  |          |                    |
| E-mail address (optional)                                 | <del>j.smith@gooseberryinns.co.uk</del>                              |          |                    |
| Current postal address if different from premises address | <del>Churston Court Hotel<br/>Church Road<br/>Churston Ferrers</del> |          |                    |
| Post town   | Brixham  | Postcode | <del>TQ5 0JE</del> |

**Part 3 - Variation**

Please tick as appropriate

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

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)**

Variation is sought to permit:

- the performance of unamplified and amplified live music outdoors at the Premises, between 10:00 and 23.00 on any day;
- the performance of recorded music outdoors at the Premises, between 10:00 and 23.00 on any day;
- the showing of films (both indoors and outdoors), between 10:00 and 23 00 on any day;
- the alignment of the opening time on Sundays, and the time for the commencement of sale of alcohol on and off the premises on Sundays, with that for all other days of the week currently (no changes to finishing or closing times).

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:

Not applicable

**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 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)

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

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

**In all cases complete boxes K, L and M**

A

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

**B**

| Films<br>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 type="checkbox"/> |
|--|-------|--------|---|----------|--------------------------|
| Day  | Start | Finish |   | Outdoors | <input type="checkbox"/> |
| Mon  | 10:00 | 23:00  | <b>Please give further details here</b> (please read guidance note 5)   | Both     | X                        |
| Tue  | 10:00 | 23:00  |   |          |                          |
| Wed  | 10:00 | 23:00  | <b>State any seasonal variations for the exhibition of films</b> (please read guidance note 6)  |          |                          |
| Thur   | 10:00 | 23:00  |   |          |                          |
| Fri  | 10:00 | 23:00  | <b>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</b> (please read guidance note 7) |          |                          |
| Sat  | 10:00 | 23:00  |   |          |                          |
| Sun  | 10:00 | 23:00  |   |          |                          |

C

| Indoor sporting events<br>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><br>(please read guidance note 6)   |
|   |       |        |  |
| Wed   |       |        |  |
|   |       |        |  |
| Thur  |       |        | <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) |
|   |       |        |  |
| Fri   |       |        |  |
|   |       |        |  |
| Sat   |       |        |  |
|   |       |        |  |
| Sun   |       |        |  |
|   |       |        |  |

D

| Boxing or wrestling entertainments<br>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"/> |
|---|-------|--------|---|----------|--------------------------|
| Day   | Start | Finish |   | Outdoors | <input type="checkbox"/> |
| Mon   |       |        | <b>Please give further details here</b> (please read guidance note 5)   | Both     | <input type="checkbox"/> |
| Tue   |       |        |   |          |                          |
| Wed   |       |        | <b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 6)  |          |                          |
| Thur  |       |        |   |          |                          |
| Fri   |       |        | <b>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</b> (please read guidance note 7) |          |                          |
| Sat   |       |        |   |          |                          |
| Sun   |       |        |   |          |                          |

E

| Live music<br>Standard days and<br>timings (please read<br>guidance note 8) |       |        | Will the performance of live music take<br>place indoors or outdoors or both – please<br>tick (please read guidance note 4)  | Indoors  | <input type="checkbox"/> |
|---|-------|--------|--|----------|--------------------------|
|   |       |        |  | Outdoors | <input type="checkbox"/> |
|   |       |        |  | Both     | X                        |
| Day   | Start | Finish |  |          |                          |
| Mon   | 10:00 | 23:00  | <u>Please give further details here</u> (please read guidance note 5)  |          |                          |
| Tue   | 10:00 | 23:00  |  |          |                          |
| Wed   | 10:00 | 23:00  | <u>State any seasonal variations for the performance of live<br/>music</u> (please read guidance note 6)   |          |                          |
| Thur  | 10:00 | 23:00  |  |          |                          |
| Fri   | 10:00 | 23:00  | <u>Non standard timings. Where you intend to use the premises<br/>for the performance of live music at different times to those<br/>listed in the column on the left, please list</u> (please read<br>guidance note 7) |          |                          |
| Sat   | 10:00 | 23:00  |  |          |                          |
| Sun   | 10:00 | 23:00  |  |          |                          |



F

|  |       |        |  |  |          |                          |
|--|-------|--------|--|--|----------|--------------------------|
| <b>Recorded music</b><br>Standard days and timings (please read guidance note 8) |       |        | <b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)  |  | Indoors  | <input type="checkbox"/> |
|  |       |        |  |  | Outdoors | <input type="checkbox"/> |
| Day  | Start | Finish |  |  | Both     | X                        |
| Mon  | 10:00 | 23:00  | <b><u>Please give further details here</u></b> (please read guidance note 5)   |  |          |                          |
| Tue  | 10:00 | 23:00  |  |  |          |                          |
| Wed  | 10:00 | 23:00  | <b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 6)  |  |          |                          |
| Thur   | 10:00 | 23:00  |  |  |          |                          |
| Fri  | 10:00 | 23:00  | <b><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</u></b> (please read guidance note 7) |  |          |                          |
| Sat  | 10:00 | 23:00  |  |  |          |                          |
| Sun  | 10:00 | 23:00  |  |  |          |                          |

G

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

H

|  |       |        |  |          |                          |
|--|-------|--------|--|----------|--------------------------|
| <b>Anything of a similar description to that falling within (e), (f) or (g)</b><br>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 | <b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)   | Indoors  | <input type="checkbox"/> |
| Mon  |       |        |  | Outdoors | <input type="checkbox"/> |
|  |       |        |  | Both     | <input type="checkbox"/> |
| Tue  |       |        | <b><u>Please give further details here</u></b> (please read guidance note 5)   |          |                          |
| Wed  |       |        |  |          |                          |
| Thur   |       |        | <b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 6)  |          |                          |
| Fri  |       |        |  |          |                          |
| Sat  |       |        | <b><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></b> (please read guidance note 7) |          |                          |
| Sun  |       |        |  |          |                          |

|  |       |        |  |          |                          |
|--|-------|--------|--|----------|--------------------------|
| <b>Late night refreshment</b><br>Standard days and timings (please read guidance note 8) |       |        | <b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 4)   | Indoors  | <input type="checkbox"/> |
|  |       |        |  | Outdoors | <input type="checkbox"/> |
|  |       |        |  | Both     | <input type="checkbox"/> |
| Day  | Start | Finish | <b>Please give further details here</b> (please read guidance note 5)  |          |                          |
| Mon  |       |        |  |          |                          |
| Tue  |       |        | <b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 6)   |          |                          |
| Wed  |       |        |  |          |                          |
| Thur   |       |        | <b>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</b> (please read guidance note 7) |          |                          |
| Fri  |       |        |  |          |                          |
| Sat  |       |        |  |          |                          |
| Sun  |       |        |  |          |                          |

J

|   |              |               |   |                  |                          |
|---|--------------|---------------|---|------------------|--------------------------|
| <b>Supply of alcohol</b><br>Standard days and timings (please read guidance note 8) |              |               | <b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)  | On the premises  | <input type="checkbox"/> |
|   |              |               |   | Off the premises | <input type="checkbox"/> |
|   |              |               |   | Both             | X                        |
| <b>Day</b>  | <b>Start</b> | <b>Finish</b> | <b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 6)  |                  |                          |
| Mon   | 10:00        | 00:00         |   |                  |                          |
| Tue   | 10:00        | 00:00         |   |                  |                          |
| Wed   | 10:00        | 00:00         |   |                  |                          |
| Thur  | 10:00        | 00:00         |   |                  |                          |
| Fri   | 10:00        | 00:00         |   |                  |                          |
| Sat   | 10:00        | 00:00         |   |                  |                          |
| Sun   | 10:00        | 23:30         |   |                  |                          |
|   |              |               | <b>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</b> (please read guidance note 7) |                  |                          |

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).

NONE

L

| <b>Hours premises are open to the public</b><br>Standard days and timings (please read guidance note 8) |       |        | <b>State any seasonal variations</b> (please read guidance note 6) |
|---|-------|--------|--|
| Day   | Start | Finish |  |
| Mon   | 10:00 | 00:30  |  |
| Tue   | 10:00 | 00:30  |  |
| Wed   | 10:00 | 00:30  |  |
| Thur  | 10:00 | 00:30  |  |
| Fri   | 10:00 | 00:30  |  |
| Sat   | 10:00 | 00:30  |  |
| Sun   | 10:00 | 00:00  |  |

**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)

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.

NOT APPLICABLE

Please tick as appropriate

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

X

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.

JTB

**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**

Agreement and implementation of a Noise Management Plan.

**e) The protection of children from harm**