



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 Mr Terry O'Neill

(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 PL0421
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Vaughans Wine Bar 3 Vaughan Parade			
Post town	Torquay	Post code	TQ2 5EG

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£28250

Part 2 – Applicant details

Daytime contact telephone number	-		
E-mail address (optional)			
Current postal address if different from premises address			
Post Town		Postcode	

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

Day		Month			Year	

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

1. To extend the terminal hour for the sale of alcohol on Friday, Saturday and Sunday and on Bank Holiday Mondays from May to August from 12.00 midnight until 01.30 hrs..
2. To extend the terminal hour for late night refreshment on Friday, Saturday and Sunday and on Bank Holiday Mondays from May to August from 00.30 hrs to 01.30 hrs
3. To extend opening hours on Friday, Saturday and Sunday and on Bank Holiday Mondays from May to August from 01.00 hrs to 02.00 hrs.
4. To make related changes to the Licence Conditions.

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

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick yes

- 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:

- 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

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	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	23.00	00.30			
Tue	23.00	00.30			
Wed	23.00	00.30			
			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	23.00	00.30			
Fri	23.00	01.30			
			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)		
Sat	23.00	01.30			
			On 31 st December from 23.00 hrs to 03.00 hrs on 1 st January		
Sun	23.00	01.30			
			On Bank Holiday Mondays in May, June, July and August from 23.00 hrs to 01.30 hrs the following morning.		

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<p><u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4)</p> <p><u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 5) On 31st December from 23.00 hrs to 03.00 hrs on 1st January. Bank Holiday Mondays in May, June, July and August from 09.00 hrs to 01.30 hrs the following morning.</p>		
Mon	09.00	24.00			
Tue	09.00	24.00			
Wed	09.00	24.00			
Thur	09.00	24.00			
Fri	09.00	01.30			
Sat	09.00	01.30			
Sun	09.00	01.30			

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)

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	08.00	01.00	
Tue	08.00	01.00	
Wed	08.00	01.00	
Thur	08.00	01.00	
Fri	08.00	02.00	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 5) On 31 st December from 23.00 hrs to 04.00 hrs on 1 st January. Bank Holiday Mondays in May, June, July and August from 23.00 hrs to 02.00 hrs the following morning.
Sat	08.00	02.00	
Sun	08.00	02.00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

- The Prevention of Crime and Disorder
- 2. & 3. CCTV requirements. (To be replaced by amended wording).
- 4. Use of SIA door staff. (To be replaced by amended wording).
- 12. & 14. Age identification. (Requirement now covered by mandatory condition).
- 15. Drinks Promotions. (Requirement now covered by mandatory condition).
- 16. Provisions relating to cigarette machines. (No longer appropriate following introduction from 01.10.11 of the Protection from Tobacco (Sales from Vending Machines) (England) Regulations 2010).
- 17. Sale of cigarettes to persons under the age of 16. (No longer relevant following change of statutory provisions).
- Public Safety
- 8. Provision of free drinking water. (Requirement now covered by mandatory condition).

- Prevention of Public Nuisance
4. Amplified sound. (To be replaced by amended wording).
5. Noise levels in premises. (To be replaced by amended wording).
9. Doors and windows to be kept shut. (To be replaced by amended wording).

- Annexe 3 The Prevention of Crime and Disorder
1. CCTV systems. (To be replaced by amended wording).
3. Licensed door staff. (To be replaced by amended wording).

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)

b) The prevention of crime and disorder

1. On every occasion during the period September to June on which the premises sells alcohol after midnight and remains open after 00.30 hrs, an SIA qualified Door Steward shall be employed at the premises from 21.00 hrs until closing.
2. On every occasion in July and August on which the premises sells alcohol after midnight and remains open after 00.30 hrs, two SIA qualified Door Stewards shall be employed at the premises from 21.00 hrs until closing.
3. Any SIA door steward employed on front of house duties shall wear high visibility reflective jackets for the entirety of their duty.
4. A CCTV system of an evidential standard is to be installed to the satisfaction of the police and the system is to be kept in operation at all times the premises are open to the public. All recordings from the system are to be kept for a period of 28 days and the police shall have access to recordings at any reasonable time.

c) Public safety

d) The prevention of public nuisance

1. All music played at the premises shall be played through a noise limiting device approved by the local Responsible Authority for Public Nuisance.
2. The limiter shall be set at a level approved by the Responsible Authority and shall be maintained in that state.
3. The noise limiter and associated hardware shall be kept in a locked tamper proof box.
4. No changes shall be made to the public address system without prior approval of the

Responsible Authority.

5. Doors and windows shall be kept shut at all times and regulated entertainment is played except for access and egress.

6. Staff members will take responsible steps to ensure that doors and windows are kept shut during entertainment.

e) The protection of children from harm

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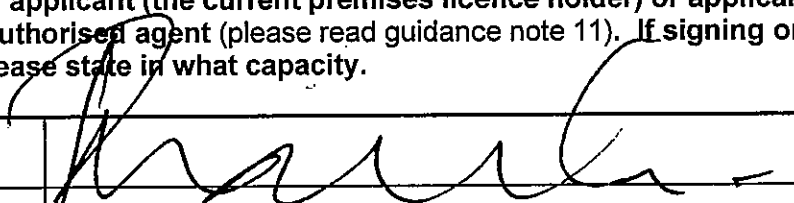
Please tick yes

- I have made or enclosed payment of the fee
- 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, 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

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 (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	20.12.11
Capacity	R.D. Newman, Solicitor for Applicant, Kitsons LLP

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 12). If signing on behalf of the applicant please state in what capacity.

Signature	
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